

**UNAUTHORISED DOCUMENTS (AMENDMENT)
ACT, 1978, No. 113**

New South Wales



ANNO VICESIMO SEPTIMO

ELIZABETHÆ II REGINÆ

Act No. 113, 1978.

An Act to amend the Unauthorised Documents Act, 1922, in relation to offences connected with the sending or delivering of false process documents and to increase the maximum penalties for certain offences under that Act. [Assented to, 20th December, 1978.]

Unauthorised Documents (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

Short title. **1.** This Act may be cited as the "Unauthorised Documents (Amendment) Act, 1978".

Amendment of Act No. 6, 1922. **2.** The Unauthorised Documents Act, 1922, is amended—

Sec. 3.
(State coat of arms.)

(a) by omitting from section 3 the words "forty dollars" and by inserting instead the matter "\$400";

Sec. 4.
(Sending or delivering false process.)

(b) (i) by omitting from section 4 (1) the words "likely or intended to convey" wherever occurring and by inserting instead the words "reasonably capable of conveying";

(ii) by inserting after section 4 (1) the following subsection :—

(1A) For the purposes of subsection (1), in determining whether a paper or writing is reasonably capable of conveying the impression that the paper or writing is an original or a copy of a document published or issued out of or by or under the authority or with the sanction of any tribunal any statement in the paper or writing that or to the effect that—

(a) it is not such a document or a copy of such a document; or

(b) it is not intended to convey the impression that it is such a document or a copy of such a document,

Unauthorised Documents (Amendment).

shall be disregarded unless the statement is printed in a conspicuous position on the paper or writing and in a type that is more conspicuous than any other type used in the paper or writing.

- (iii) by omitting from section 4 (2) (b) the words "one hundred dollars" and by inserting instead the matter "\$1,000".

In the name and on behalf of Her Majesty I assent to this Act.

A. R. CUTLER,
Governor.

*Government House,
Sydney, 20th December, 1978.*

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UNAUTHORISED DOCUMENTS (AMENDMENT) BILL, 1978

EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

The objects of this Bill are—

- (a) to amend section 4 of the Unauthorised Documents Act, 1922 (which section relates to offences connected with the sending or delivering of false process documents) so that the test of whether a document comes within the section is whether it is reasonably capable of conveying the impression that it is a process document; and
 - (b) to increase the maximum penalties for certain offences under that Act.
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**UNAUTHORISED DOCUMENTS (AMENDMENT)
BILL, 1978**

No. , 1978.

A BILL FOR

An Act to amend the Unauthorised Documents Act, 1922, in relation to offences connected with the sending or delivering of false process documents and to increase the maximum penalties for certain offences under that Act.

[Mr F. J. WALKER—22 November, 1978.]

Unauthorised Documents (Amendment).

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

5 **1.** This Act may be cited as the “Unauthorised Documents Short title. (Amendment) Act, 1978”.

2. The Unauthorised Documents Act, 1922, is amended— Amendment
of Act No.
6, 1922.

(a) by omitting from section 3 the words “forty dollars” Sec. 3.
and by inserting instead the matter “\$400”; (State coat
of arms.)

10 (b) (i) by omitting from section 4 (1) the words “likely Sec. 4.
or intended to convey” wherever occurring and by (Sending or
delivering
false
process.)
inserting instead the words “reasonably capable of
conveying”;

15 (ii) by inserting after section 4 (1) the following sub-
section :—

(1A) For the purposes of subsection (1), in
determining whether a paper or writing is reason-
ably capable of conveying the impression that the
paper or writing is an original or a copy of a
document published or issued out of or by or under
the authority or with the sanction of any tribunal
any statement in the paper or writing that or to the
effect that—

20 (a) it is not such a document or a copy of
such a document; or

25 (b) it is not intended to convey the impres-
sion that it is such a document or a copy
of such a document,

Unauthorised Documents (Amendment).

shall be disregarded unless the statement is printed in a conspicuous position on the paper or writing and in a type that is more conspicuous than any other type used in the paper or writing.

- 5 (iii) by omitting from section 4 (2) (b) the words "one hundred dollars" and by inserting instead the matter "\$1,000".

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1978

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THE UNIVERSITY OF CHICAGO
DEPARTMENT OF CHEMISTRY
530 SOUTH EAST ASIAN AVENUE
CHICAGO, ILLINOIS 60607
TEL: 773-936-3700

RESEARCH ASSISTANT
SARAH J. BROWN

1988-1989

