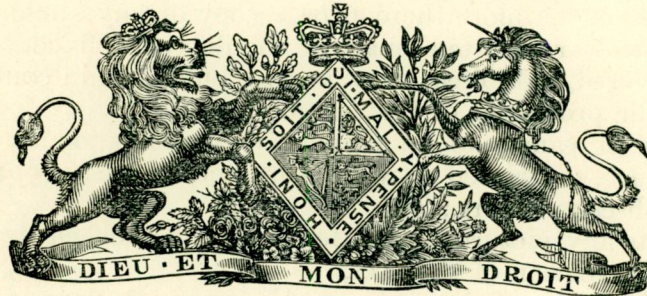


New South Wales.



ANNO SEXAGESIMO QUARTO

VICTORIÆ REGINÆ.

Act No. 2, 1900.

An Act to suppress indecent and obscene publications.
[Assented to, 23rd July, 1900.]

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:—

1. Any person who—
 - (1) publishes a newspaper containing any advertisement or report which is of an indecent or obscene nature ; or Publishing indecent advertisements or reports in newspaper.
 - (2) gives or delivers to any other person any picture or printed or written matter which is of an indecent or obscene nature, with the intent that the same or a copy thereof, or any part of such matter or a copy thereof, should be published as an advertisement in any newspaper ; or Delivering such advertisements for publication in newspaper.
 - (3) affixes to or inscribes on any house, building, wall, hoarding, gate, fence, pillar, board, tree, or any other thing whatsoever, so as to be visible to a person being in or passing along any street, public highway, or footpath, or affixes to or inscribes on any public urinal, or delivers or attempts to deliver, or exhibits Affixing indecent or obscene pictures or writings.

Indecent Publications.

- exhibits to any person, or throws down the area of any house or into the garden or curtilage of any house, or exhibits to public view in the window of any house or shop, or otherwise publishes any picture or printed or written matter which is of an indecent or obscene nature; or
- (4) gives or delivers to any other person any such pictures or printed or written matter, with the intent that the same, or some one or more thereof, or a copy of any such picture or printed or written matter should be affixed, inscribed, delivered, exhibited, or otherwise published in contravention of the provisions of this section; or
- (5) posts or causes to be posted for transmission by post any picture, or printed or written matter, which is of an indecent or obscene nature; or
- (6) prints any picture or printed matter published or posted in contravention of this Act,
- shall be liable to a penalty not exceeding twenty pounds, or, in the discretion of the Court, to imprisonment for a term not exceeding six months, with or without hard labour.
- 2.** Informations for offences against this Act may be heard and determined in a court of petty sessions.
- 3.** Where any postmaster has reason to believe that any newspaper, packet, or parcel posted as aforesaid contains any picture or printed matter which is of an indecent or obscene nature, he may cause the newspaper, packet, or parcel to be forwarded to the Postmaster-General; and the Postmaster-General may cause the newspaper, packet, or parcel to be opened, and if it is found to contain any such picture or printed matter, may cause such newspaper, packet, or parcel, and the contents thereof, to be destroyed, or may otherwise dispose of the same.
- 4.** Any advertisement, picture, or printed or written matter relating to any complaint or infirmity arising from or relating to sexual intercourse, or to nervous debility, or female irregularities, which might reasonably be construed as relating to any illegal medical treatment or illegal operation shall be deemed to be an advertisement, picture, or printed or written matter which is of an indecent nature within the meaning of this Act.
- 5.** Nothing in this Act relates to the delivery or exhibiting in the window of any shop, or the posting or causing to be posted for transmission by post for any lawful purpose, of any bona-fide medical work or treatise. But in any prosecution for an offence against this Act the burden of proof that a publication is a bona-fide medical work or treatise shall lie on the defendant.
- 6.** This Act may be cited as the "Indecent Publications Act, 1900."

Sending others to do acts punishable under this section.

Posting indecent pictures and printed matter.

Printing indecent pictures or printed matter.
Penalty.

Imposition of penalties.

Such matter may be destroyed.

Certain advertisements, &c., declared indecent.

Savings.

Commencement and short title.

By Authority: WILLIAM APPELATE GULLICK, Government Printer, Sydney, 1900.

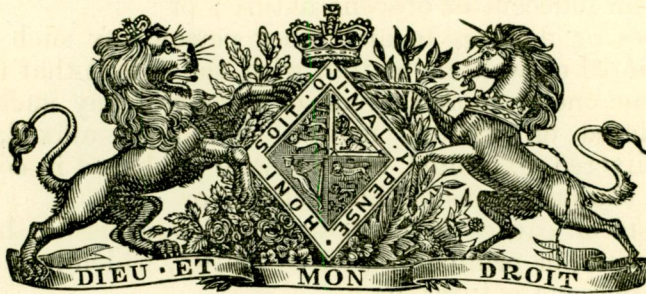
[3d.]

I Certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

*Legislative Assembly Chamber,
Sydney, 11 July, 1900. }*

*F. W. WEBB,
Clerk of the Legislative Assembly.*

New South Wales.



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 - (3) affixes to or inscribes on any house, building, wall, hoarding, gate, fence, pillar, board, tree, or any other thing whatsoever, so as to be visible to a person being in or passing along any street, public highway, or footpath, or affixes to or inscribes on any public urinal, or delivers or attempts to deliver, or exhibits Affixing indecent or obscene pictures or writings.

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

*J. H. CANN,
Chairman of Committees of the Legislative Assembly.*

Indecent Publications.

- exhibits to any person, or throws down the area of any house or into the garden or curtilage of any house, or exhibits to public view in the window of any house or shop, or otherwise publishes any picture or printed or written matter which is of an indecent or obscene nature; or
- (4) gives or delivers to any other person any such pictures or printed or written matter, with the intent that the same, or some one or more thereof, or a copy of any such picture or printed or written matter should be affixed, inscribed, delivered, exhibited, or otherwise published in contravention of the provisions of this section; or
- (5) posts or causes to be posted for transmission by post any picture, or printed or written matter, which is of an indecent or obscene nature; or
- (6) prints any picture or printed matter published or posted in contravention of this Act,
- shall be liable to a penalty not exceeding twenty pounds, or, in the discretion of the Court, to imprisonment for a term not exceeding six months, with or without hard labour.
- 2.** Informations for offences against this Act may be heard and determined in a court of petty sessions.
- 3.** Where any postmaster has reason to believe that any newspaper, packet, or parcel posted as aforesaid contains any picture or printed matter which is of an indecent or obscene nature, he may cause the newspaper, packet, or parcel to be forwarded to the Postmaster-General; and the Postmaster-General may cause the newspaper, packet, or parcel to be opened, and if it is found to contain any such picture or printed matter, may cause such newspaper, packet, or parcel, and the contents thereof, to be destroyed, or may otherwise dispose of the same.
- 4.** Any advertisement, picture, or printed or written matter relating to any complaint or infirmity arising from or relating to sexual intercourse, or to nervous debility, or female irregularities, which might reasonably be construed as relating to any illegal medical treatment or illegal operation shall be deemed to be an advertisement, picture, or printed or written matter which is of an indecent nature within the meaning of this Act.
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Savings.

Commencement and short title.

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

*Government House,
Sydney, 23rd July, 1900.*

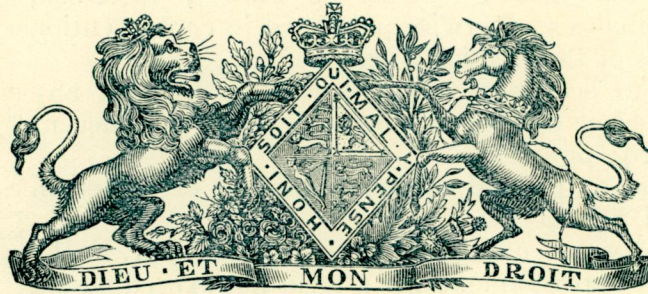
BEAUCHAMP,
Governor.

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

*Legislative Assembly Chamber,
Sydney, 28 June, 1900. }*

*F. W. WEBB,
Clerk of the Legislative Assembly.*

New South Wales.



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- (4) gives or delivers to any other person any such pictures or printed or written matter, with the intent that the same, or some one or more thereof, or a copy of any such picture or printed or written matter should be affixed, inscribed,
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- (5) posts or causes to be posted for transmission by post any picture, or printed or written matter, which is of an indecent or obscene nature; or
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- 25 cause the newspaper, packet, or parcel to be forwarded to the Postmaster-General; and the Postmaster-General may cause the newspaper, packet, or parcel to be opened, and if it is found to contain any such picture or printed matter, may cause such newspaper, packet, or parcel, and the contents thereof, to be destroyed, or may otherwise
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