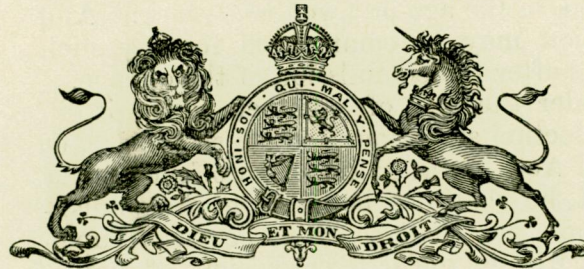


This PUBLIC BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

*Legislative Council Chamber,
Sydney, 26th August, 1903.* }

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO TERTIO

EDWARDI VII REGIS.

Act No. , 1903.

An Act to extend to girls of and above the ages of fourteen and sixteen years respectively and under the age of seventeen years the protection given to girls under the ages of fourteen and sixteen years respectively by certain provisions of the criminal law relating to offences against the person; and to amend the Crimes Act, 1900.

BE it enacted by the King'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 shall be construed with the Crimes Act, 1900, and Short title.
may be cited as the "Crimes (Girls Protection) Act, 1903."

2. The Crimes Act, 1900, is hereby amended by the substitution Amendment of
of the word "seventeen" for the word "fourteen" wherever it occurs sections 64, 69, 70, 71,
in sections sixty-four, sixty-nine, seventy, seventy-one, seventy-two, 72, 73, 74, 77, and 75
10 of Crimes Act, 1900.
seventy-seven, and seventy-eight of that Act, and for the word
"sixteen" wherever it occurs in sections seventy-three and seventy-four
of

Crimes (Girls Protection).

of that Act: Provided that it is a sufficient defence to any charge brought under sections sixty-four, sixty-nine, seventy, seventy-one, seventy-two, seventy-seven, or seventy-eight of the Crimes Act, 1900, as amended by this Act in respect of offences under any of the said sections where the girl in question was over the age of fourteen years if it shall be made to appear to the court or jury before whom the charge is brought that the girl was at the time of the alleged offence a reputed prostitute, or an associate of reputed prostitutes, or was of immoral character, or that the person so charged had reasonable cause to believe that she was of or above the age of seventeen years: And provided also that no prosecution may be commenced for any such offence more than three months after the commission of the offence.

3. Where a person under the age of eighteen years is, in pursuance of the provisions of section sixty-four, section sixty-nine, or section seventy of the Principal Act, found guilty of an offence under section seventy-one of that Act, he shall not be liable to the punishment set out in the latter section, nor shall sentence be passed upon him; but the court shall deal with him under the provisions of section four hundred and twenty-nine of the said Act by causing him to enter into recognisances or by sending him to a reformatory school, as in that section provided.

As to persons under eighteen years and their punishment.

4. Whoever employs or harbours in or receives into a brothel any girl between the ages of twelve and seventeen shall be liable to penal servitude for five years. Any person residing in or frequenting a brothel in which is a girl between the said ages shall be deemed guilty under this section unless he or she can prove that he or she was not aware of the presence of the said girl or that the house was a brothel.

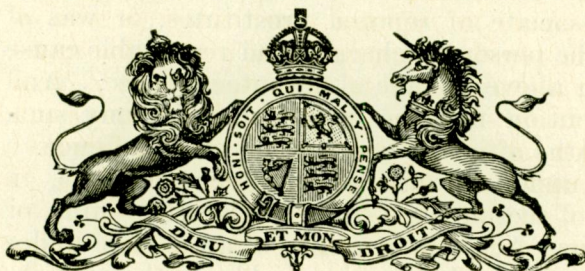
Girl between twelve and seventeen not to be employed or harboured in brothel.

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

*Legislative Council Chamber,
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10 **2.** The Crimes Act, 1900, is hereby amended by the substitution of the word "seventeen" for the word "fourteen" wherever it occurs in sections sixty-four, sixty-nine, seventy, seventy-one, seventy-two, seventy-seven, and seventy-eight of that Act, and for the word "sixteen" wherever it occurs in sections seventy-three and seventy-four Amendment of sections 64, 69, 70, 71, 72, 73, 74, 77, and 78 of Crimes Act, 1900.

Crimes (Girls Protection).

of that Act: Provided that it is a sufficient defence to any charge brought under sections sixty-four, sixty-nine, seventy, seventy-one, seventy-two, seventy-seven, or seventy-eight of the Crimes Act, 1900, as amended by this Act in respect of offences under any of the said
 5 sections where the girl in question was over the age of fourteen years if it shall be made to appear to the court or jury before whom the charge is brought that the girl was at the time of the alleged offence a reputed prostitute, or an associate of reputed prostitutes, or was of immoral character, or that the person so charged had reasonable cause
 10 to believe that she was of or above the age of seventeen years: And provided also that no prosecution may be commenced for any such offence more than three months after the commission of the offence.

3. Where a person under the age of eighteen years is, in
 15 pursuance of the provisions of section sixty-four, section sixty-nine, or section seventy of the Principal Act, found guilty of an offence under section seventy-one of that Act, he shall not be liable to the punishment set out in the latter section, nor shall sentence be passed upon him; but the court shall deal with him under the provisions of section four hundred and twenty-nine of the said Act by causing him to enter
 20 into recognisances or by sending him to a reformatory school, as in that section provided.

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 any girl between the ages of twelve and seventeen shall be liable to
 25 penal servitude for five years. Any person residing in or frequenting a brothel in which is a girl between the said ages shall be deemed guilty under this section unless he or she can prove that he or she was not aware of the presence of the said girl or that the house was a
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As to persons under
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A BILL

To extend to girls of and above the ages of fourteen and sixteen years respectively and under the age of seventeen years the protection given to girls under the ages of fourteen and sixteen years respectively by certain provisions of the criminal law relating to offences against the person; and for that purpose and purposes incidental thereto and connected therewith to amend the Crimes Act, 1900.

[DR. MACKELLAR;—8 *July*, 1903.]

BE it enacted by the King'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:—

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in sections sixty-four, sixty-nine, seventy, seventy-one, seventy-two, 72, 73, 74, 77, and 78
10 seventy-seven, and seventy-eight of that Act, and for the word of Crimes Act, 1900.
"sixteen" wherever it occurs in sections seventy-three and seventy-four
of that Act.

Sections of Crimes Act, 1900, referred to in Crimes (Girls' Protection) Bill.

64. Where on the trial of a person for rape, the jury are satisfied that the female was a girl under the age of fourteen years but above the age of ten years and that the accused had carnal knowledge of her but with her consent, they may acquit him of the rape charged and find him guilty of an offence under section seventy-one of this Act, and he shall be liable to punishment accordingly.

Trial for rape—
verdict of carnal
knowledge.
46 Vic. No. 17, s. 369.

69. Where on the trial of a person for carnally knowing a girl under the age of ten years the jury are satisfied that she was of or above that age but under the age of fourteen years and that the accused had carnal knowledge of such girl, they may acquit him of the offence charged, and find him guilty of an offence under section seventy-one of this Act, and he shall be liable to punishment accordingly.

Trial for carnal
knowledge—girl in
fact over ten.
46 Vic. No. 17, s. 369.

70. Where on the trial of a person for carnally knowing a girl under the age of ten years the jury are satisfied that she was of or above that age but under the age of fourteen years and that the accused had not carnal knowledge of such girl, but was guilty of an offence under section seventy-two of this Act they may acquit him of the offence charged and find him guilty of an offence under the said last-mentioned section, and he shall be liable to punishment accordingly.

Trial for carnal
knowledge—verdict
of assault with intent.
55 Vic. No. 5 s. 15.

71. Whosoever unlawfully and carnally knows any girl of or above the age of ten years, and under the age of fourteen years, shall be liable to penal servitude for *ten* years.

Carnally knowing
girl between ten and
fourteen.
46 Vic. No. 17, s. 42.

72. Whosoever attempts unlawfully and carnally to know any girl above the age of ten years, and under the age of fourteen years, or assaults any such girl with intent carnally to know her, shall be liable to penal servitude for *five* years.

Attempting, or
assaulting with
intent, to carnally
know girl between
ten and fourteen.
Ibid. s. 42.

73. Whosoever, being a schoolmaster, or other teacher, or a father, unlawfully and carnally knows any girl of or above the age of ten years, and under the age of sixteen years, being his pupil or daughter, shall be liable to penal servitude for *fourteen* years.

Teacher or father
carnally knowing
girl between 10 and
16.
Ibid. s. 43.

74. Whosoever, being a schoolmaster, or teacher, or father, by any means, attempts unlawfully and carnally to know any girl of or above the age of ten years, and under the age of sixteen years, being his pupil or daughter, or assaults any such girl with intent carnally to know her, shall be liable to penal servitude for *seven* years.

Attempt, &c., by
teacher or father.
Ibid.

77. Whosoever indecently assaults any girl under the age of fourteen years, whether with or without her consent, shall be liable to penal servitude for *five* years.

Indecent assault on
girl under 14.
Ibid. s. 44.

78. Whosoever indecently assaults any female of or above the age of fourteen years shall be liable to imprisonment for *three* years.

Indecent assault on
female of or above 14.
Ibid.

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Amendment of sections 64, 69, 70, 71, 72, 73, 74, 77, and 78 of Crimes Act, 1900.

London, England

18th July 1942

Dear Mr. [Name]

I have received your letter of the 15th July 1942 regarding the matter of [Subject]. I am sorry that I cannot give you a more definite answer at this time, but the situation is somewhat complicated. I will do my best to resolve the matter as quickly as possible.

Yours faithfully,

[Signature]

[Name]
[Address]
[City]