

TASMANIA

**POLICE OFFENCES AMENDMENT (REPEAL OF
BEGGING) BILL 2019**

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POLICE OFFENCES AMENDMENT (REPEAL OF BEGGING) BILL 2019

This Public Bill originated in the House of Assembly, and, having this day passed, is now ready for presentation to the Legislative Council for its concurrence.

SHANE DONNELLY, *Clerk of the House*
19 March 2020

*(Brought in by the Minister for Police, Fire and Emergency
Management, the Honourable Mark David Shelton)*

A BILL FOR

**An Act to amend the *Police Offences Act 1935* to repeal the
offence of begging and to amend the powers of police to
disperse persons**

Be it enacted by Her Excellency the Governor of Tasmania, by
and with the advice and consent of the Legislative Council and
House of Assembly, in Parliament assembled, as follows:

1. Short title

This Act may be cited as the *Police Offences
Amendment (Repeal of Begging) Act 2019*.

2. Commencement

This Act commences on the day on which this
Act receives the Royal Assent.

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3. Principal Act

In this Act, the *Police Offences Act 1935** is referred to as the Principal Act.

4. Section 8 amended (Obscene and wilful exposure, &c.)

Section 8 of the Principal Act is amended by omitting subsections (1) and (1AA).

5. Section 15B amended (Dispersal of persons)

Section 15B of the Principal Act is amended as follows:

(a) by inserting the following paragraph after paragraph (c) in subsection (1):

(ca) by, or in the course of, or in connection with, begging in that place has –

(i) intimidated, or harassed, a person; or

(ii) prevented or deterred persons from entering, or the conduct of, a business that is in, or in the vicinity of, the place; or

(iii) prevented or deterred persons from using a

*No. 44 of 1935

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public facility that is in, or
in the vicinity of, the
place; or

(b) by inserting the following subsection
after subsection (1):

(1A) For the purposes of
subsection (1)(ca) –

public facility includes –

- (a) a toilet or shower
facility; and
- (b) a barbeque facility;
and
- (c) playground
equipment; and
- (d) a structure for the
provision of shelter;
and
- (e) a parenting room;
and
- (f) a water fountain.

6. Repeal of Act

This Act is repealed on the first anniversary of
the day on which it commenced.