

WESTERN AUSTRALIA

LEGISLATIVE ASSEMBLY

(Introduced by Dr Gallop MLA)

POLICE ACT AMENDMENT (GRAFFITI) BILL 1997

A BILL FOR

AN ACT to amend the *Police Act 1892*.

The Parliament of Western Australia enacts as follows:

Short title

1. This Act may be referred to as the *Police Act Amendment (Graffiti) Act 1997*.

5 Commencement

2. This Act comes into operation on the day on which it receives the Royal Assent.

Principal Act

3. In this Act the *Police Act 1892** is referred to as the
10 principal Act.

[* *Reprinted as at 24 March 1992.*

*For subsequent amendments see 1996 Index to Legislation of
Western Australia, Table 1, pp. 178-180.]*

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New section 65A

4. The principal Act is amended by inserting after section 65 the following —

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Carrying graffiti instruments

65A. (1) Any person who, between sunset and sunrise, without lawful excuse —

(a) in a public place; or

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(b) a place on which the person is trespassing or has entered without invitation,

carries or has on or about his person or in his possession any instrument or thing —

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(c) capable of being used to cause damage to property where such damage could consist of graffiti; or

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(d) of a class prescribed by regulation,

commits an offence.

Penalty: A fine not exceeding \$500.

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(2) Every such instrument or thing shall, on conviction of the offender, become forfeited to the Crown.

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