

FIRST PRINT



PAWNBROKERS (AMENDMENT) BILL, 1985

EXPLANATORY NOTE

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

This Bill is cognate with the Second-hand Dealers and Collectors (Amendment) Bill, 1985.

The object of this Bill is to amend the Pawnbrokers Act, 1902 ("the Act"), so as—

- (a) to increase penalties for certain offences under the Act (Schedule 1 (1), (2) and (4) and Schedule 2);
- (b) to require a pawnbroker to forward to the police a copy of the record the pawnbroker is required to keep under section 13 (1) of the Act with respect to any pawnbroking transaction (Schedule 1 (3));
- (c) to provide for the return of stolen articles or unlawfully obtained or pawned articles in the possession of a pawnbroker to their lawful owner without compensation to the pawnbroker except in circumstances to be prescribed (Schedule 1 (5) and (6)); and
- (d) to provide that a court shall not order the delivery of an article to the owner from the possession of a pawnbroker if the pawnbroker satisfies the court that the article was not stolen or otherwise unlawfully dealt with (Schedule 1 (5) (b)),

and to make other amendments of a minor, consequential or ancillary nature.
