

1910.

THE PARLIAMENT OF THE COMMONWEALTH.

## HOUSE OF REPRESENTATIVES.

Read 1<sup>o</sup> 15th September, 1910.*(Brought in by the Honorable J. M. Fowler.)*

## A BILL

FOR

## AN ACT

To prevent Children and Aboriginal Natives from  
being improperly taken out of Australia.

**B**E it enacted by the King's Most Excellent Majesty, the Senate,  
and the House of Representatives of the Commonwealth of  
Australia, as follows :—

1. This Act may be cited as the *Expatriation Regulation Act* Short title.  
5 1910.

2. In this Act "authorized officer" means an officer appointed Definition.  
by the Minister to be an authorized officer for the purposes of this  
Act.

3.—(1.) Whoever, not being of any European race, takes any Improperly  
taking children  
out of Australia  
10 child under the age of sixteen years, whose parents are or were  
of any European race, out of Australia, without the written consent  
of the Minister or of an authorized officer, shall be guilty of an  
indictable offence.

Penalty : Two years' imprisonment.

15 (2.) Any member of the police force of the Commonwealth or  
of a State, who has reasonable ground to believe that any child  
on board any vessel is in charge of a person not being of any  
European race and is about to be taken out of Australia in con-  
20 travention of this section, may require that person to produce  
the consent of the Minister or authorized officer and, if that  
person fails to do so, may remove the child from the vessel,  
and deliver it into the charge of any Commonwealth or State  
Department authorized to take charge of children or into the  
charge of any person or institution approved by the Minister.

[C.37]—830/15.9.1910.—F.12782.

(3.) No

(3.) No consent shall be given under sub-section (1) of this section unless the Minister or authorized officer is satisfied that the child will not be subject to any degraded or alien condition of life.

Improperly  
taking  
aboriginal  
natives out of  
Australia.

4. (1.) Whoever takes any aboriginal native of Australia out of Australia, without the written consent of the Minister or of an authorized officer, shall be guilty of an indictable offence. 5

Penalty : Two years' imprisonment.

(2.) A person shall be deemed to take an aboriginal native out of Australia if he enters into any contract or arrangement with the aboriginal native to go on board any vessel or boat for any purpose whatsoever, and the native goes thereon and is taken in the vessel or boat to any place outside the territorial limits of Australia. 10

(3.) Any member of the police force of the Commonwealth or of a State may, without warrant, remove from any vessel or boat any aboriginal native who he has reasonable cause to believe is about to be taken out of Australia in contravention of this Act. 15

Aiders and  
abettors

5. Whoever aids, abets, counsels, or procures, or is in any way knowingly directly or indirectly concerned in or privy to the commission of any offence against this Act shall be deemed to have committed that offence, and shall be punishable accordingly. 20

Regulations.

6. The Governor-General may make regulations, not inconsistent with this Act, prescribing all matters and things which are necessary or convenient to be prescribed for giving effect to this Act.