
CHAPTER 363

THE RAILWAYS OFFENCES ACT

Arrangement of Sections

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RAILWAYS OFFENCES

(28th May, 1927.)

6/1927.

1. This Act may be cited as the Railways Offences Act. Short title.
2. Any person who— Injury to railway buildings, etc.
 - (a) unlawfully and maliciously pulls or throws down or in anywise injures any engine-house, warehouse or other building appertaining to any railway; or
 - (b) unlawfully and maliciously pulls or throws down or cuts or otherwise injures or removes any post, machinery, signal, water pipe, water tank, connecting rod or wire or other thing appertaining to any railway,shall be guilty of felony, and shall be liable to be imprisoned for any term not exceeding three years.

Various offences.

3. (1) Any person who unlawfully does any of the following acts—

(a) places or casts upon a railway anything whatsoever liable to explode or be exploded or calculated to obstruct, overthrow, destroy or injure any engine, tender or truck, or to injure or alarm any person travelling or being on a railway, or to endanger the life or limb or otherwise endanger the safety of any such person; or

(b) takes up, removes or displaces any rail or sleeper or any other thing whatsoever belonging to a railway; or

(c) turns, moves or diverts any points or other machinery belonging to a railway; or

(d) hides or removes any signal upon or near to a railway; or

(e) throws, or in any manner projects at, upon or into, or wilfully lets fall upon or into any engine, tender or truck in motion on any railway any stone or other thing likely to cause injury or annoyance,

shall be guilty of a misdemeanour and shall be liable to a fine not exceeding five thousand dollars, or to be imprisoned for any term not exceeding two years, with or without hard labour, and, if a male under the age of sixteen years, with or without whipping.

(2) Any person who unlawfully and maliciously with either of the following intents—

(a) with intent to obstruct, overthrow, destroy or injure any engine, tender or truck on a railway; or

(b) with intent to endanger the life or limb or otherwise endanger the safety of any person travelling or being on a railway,

does any of the acts enumerated in the preceding subsection, or any other act, shall be guilty of felony, and shall be liable to be imprisoned for any term not exceeding three years.

4. Any person who unlawfully throws, or causes to fall or strike at, against, into or upon, any engine, tender or truck used upon any railway, anything whatsoever, with intent to injure or endanger the safety of any person being in or upon such engine, tender or truck, shall be guilty of felony, and shall be liable to be imprisoned for any term not exceeding three years. **Throwing stones with intent to injure.**

5. Any person who, by any unlawful act, or by any wilful omission or neglect, obstructs or causes to be obstructed any engine, tender or truck on a railway, or endangers or causes to be endangered the safety of any person conveyed or being in or upon a railway, or aids or assists therein, shall be guilty of a misdemeanour, and shall be liable to be imprisoned for any term not exceeding two years. **Doing or omitting anything to endanger persons.**

6. Any person who does any of the following acts — **Other offences.**

(a) unlawfully interferes, or attempts to interfere, with any engine, tender or truck upon a railway or the contents thereof, respectively,

(b) unlawfully rides or attempts to ride, in or upon any engine, tender or truck upon a railway,

(c) trespasses upon, or wilfully permits any stock to stray upon, a railway so as to obstruct the passage of any engine, tender or truck,

shall be guilty of an offence under this Act and shall upon summary conviction before a Magistrate be liable to a fine not exceeding one thousand dollars, or to imprisonment, with or without hard labour, for a term not exceeding six months.
