

## POLICE FORCE ACT AND REGULATIONS.

*Time allowed: Three hours.*

8. "A," a prisoner of war under detention in a camp in New Zealand, escapes. In the course of inquiries evidence is obtained by a constable under your charge that the prisoner was assisted to escape by "B," a local resident of alien origin, who smuggled into the camp certain articles of disguise which enabled the prisoner to pass the guard and leave the camp. He was afterwards met by "B" with a motor-car and conveyed to another town, where he was later arrested. The evidence against "B" is conclusive. Draw the charge which you would prefer against "B."
9. You are Inspector in charge of a headquarters station to which a woman is brought by a constable who reports that he saw her cruelly thrashing her adopted son, a boy ten years of age, with a horsewhip. The boy is present and displays prominent marks caused by the whip. What instructions would you give? What responsibility rests on you in the matter? Quote authority.
10. Complaint is made to you that certain premises are used as a common gaming-house. State how you would deal with the matter. What would it be necessary for you to prove?

## LAW EXAMINATION (SENIOR-SERGEANTS.)

## EVIDENCE.

*Time allowed: Three hours.*

1. Give the definitions for the purposes of the law of evidence of: document, facts in issue, relevant, a presumption, *prima facie*.
2. How would you prove that a person had been previously convicted of an indictable offence? Give the authority for the mode of proof you would adopt.
3. To what extent and for what purpose can evidence of similar facts be given?
4. State the rule of evidence relating to declarations against interest. Illustrate your answer with an example.
5. What are the provisions of the Evidence Act, 1908, relating to impeaching the credit of witnesses?
6. "The rule excluding hearsay is subject to three main classes of exceptions" (Phipson). Give these exceptions, stating the principles which are considered to justify departure from the general rule.
7. (a) What standard works can be referred to by the Courts for the purposes of evidence?  
(b) What are the provisions of the Evidence Act, 1908, relating to actions for seduction?
8. The opinions or beliefs of persons who are not experts are admissible in evidence in certain circumstances. Enumerate the matters upon which such evidence can be given.
9. In what cases is corroborative evidence required?
10. What rules of evidence were in issue in the following cases: *R. v. Hanlon*, *R. v. Richardson*, *R. v. Whitta*, *R. v. Buckley*, *R. v. Baskerville*.

## PRESCRIBED STATUTES.

*Time allowed: Three hours.*

1. Complete the following section of the Licensing Act, 1908: "*Saving of Persons*.—Except as expressly provided in this Act, nothing in this Act shall apply to . . ."
2. Define "seditious intention" as given in the Crimes Act, 1908. What intentions are negated by the defining section?
3. What are the provisions of the Gaming Act, 1908, relating to betting with infants?
4. What methods have been prescribed for the estreating of recognizances?
5. Where would you look for the law giving the Court power to deal with intoxicated drivers, and what are the powers in detail?
6. Discuss the subject of taking statements of persons dangerously ill. Can you suggest any alternative course available to the police having advantages over the procedure outlined in section 172 (1) of the Justices of the Peace Act, 1927?
7. What are the provisions of the Police Offences Act, 1927, relating to the unlawful use of military decorations?
8. Set out the powers of seizure and search for arms conferred upon the police by the Arms Act, 1920.
9. A married woman separated from her husband under the Destitute Persons Act, 1910, complains to you that he is annoying her. State the law you would refer to on the subject and draw a possible charge (omitting formal parts of the information).
10. State what you know of the following cases: *Stevens v. Andrews*, *R. v. Russell* (1916, a New Zealand case), *R. v. Oram*, *R. v. Wyatt*, *Field v. Receiver of Metropolitan Police*.

## POLICE AND DETECTIVE DUTIES.

*Time allowed: Three hours.*

1. A message is received at your station at 10 p.m. that a man has been knocked down and killed by a hit-and-run motorist on a country road ten miles away. A description of the car is obtained, but not the number. State what steps you would take at the time and afterwards to trace the offender and to secure and preserve any evidence available at the scene of the accident.
2. State briefly what must be proved in order to obtain a conviction for the following offences: (a) Forgery; (b) false pretences; (c) perjury.
3. "A" is charged with assaulting a boy aged twelve years, and pleads not guilty. The evidence shows that the assault was of a serious nature, and the Magistrate is of the opinion that "A" cannot be adequately punished under section 202 of the Justices of the Peace Act. What representations would you make to the Magistrate? Describe the subsequent appropriate Court procedure. Quote any authority you know, and give reasons for your answer.
4. What are the general provisions of the Shipping Safety (Small Craft) Order 1942? Who may issue permits under the Order? What is a "small craft"?
5. Complaint is received that liquor is unlawfully sold and consumed in the lounge and dining-room of a hotel between 6 p.m. and 9.30 p.m. How would you proceed to investigate the matter? What evidence would you require to prove an offence?
6. Complaint is made to you that a man carrying on business as an agent sends to married women by post type-written letters containing, among other information, details and prices of a wide range of contraceptives, with intimate details relating to their use. What inquiries would you make? What evidence would you brief to substantiate a charge? Draft your charge or charges.
7. A woman named Margaret Smith is in receipt of a monthly allotment from her husband's Army pay, payable to her at Napier. Another woman of the same name who is not in receipt of an allotment receives the letter containing the allotment cheque by mistake. She endorses the cheque by writing her own name "Margaret Smith" thereon and cashes it at the post-office. What offence or offences does she commit?
8. (a) It is reported that a man has had sexual intercourse by consent with a girl 17½ years of age who is licensed out by the Child Welfare Department to his wife.  
(b) The same girl subsequently absconds from such licensed service, and when located reports that a soldier whom she met in the street took her into a park and had sexual intercourse with her, also with her consent. State what steps you would take in each instance, and give your reasons.
9. It is reported to you that letters have been received by a number of citizens inviting them to apply to "A" care of a post-office box number for information as to horses likely to win in future races. State what action, if any, you would take in the matter.
10. (a) You are informed that an enemy alien is working on a wharf. State what steps you would take in the matter. What are the provisions of the Aliens Emergency Regulations 1940 dealing with employment of aliens on a wharf?  
(b) What protection against legal liability is provided for police officers in enforcing the provisions of the Aliens Emergency Regulations 1940?