



Application of Enactments Ordinance 1954 (FLK No.13 of 1954)

Application of Colony Laws Ordinance 1955 (DS No.1 of 1955)

Vagrancy Act 1935

UK Legis LINK as originally enacted	Vagrancy Act 1935 c.20
English commencement	25 July 1934
English status	In force in amended form
AEO Schedule No.	43
Date applied in SGSSI:	1 November 1954
Extent of application:	Whole Act except Sections 1(2)

Vagrancy Act 1935

1935 CHAPTER 20

An Act to amend section four of the Vagrancy Act, 1824, so far as it relates to persons wandering abroad and lodging in barns or other places.

[6th June 1935]

Be it enacted by the King's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows :—

1 Amendment of 5 Geo. 4. c. 83, s. 4

(1) So much of section four of the Vagrancy Act, 1824, as enacts that a person

wandering abroad and lodging in any bam or outhouse, or in any deserted or unoccupied building, or in the open air, or under a tent, or in any cart or waggon, not having any visible means of subsistence, and not giving a good account of himself, shall be deemed a rogue and vagabond within the meaning of that Act, shall have effect subject to the following provisions of this section.

(2) [not applied]

(3) A person wandering abroad and lodging as aforesaid shall not be deemed by virtue of the said enactment a rogue and vagabond within the meaning of the said Act unless it is proved either—

- (a) that, in relation to the occasion on which he lodged as aforesaid, he had been directed to a reasonably accessible place of shelter and failed to apply for, or refused, accommodation there;
- (b) that he is a person who persistently wanders abroad and, notwithstanding that a place of shelter is reasonably accessible, lodges or attempts to lodge as aforesaid; or
- (c) that by, or in the course of, lodging as aforesaid he caused damage to property, infection with vermin, or other offensive consequence, or that he lodged as aforesaid in such circumstances as to appear to be likely so to do.

In this subsection the expression "a place of shelter" means a place where provision is regularly made for giving (free of charge) accommodation for the night to such persons as apply therefor.

(4) The reference in the said enactment to a person lodging under a tent or in a cart or waggon shall not be deemed to include a person lodging under a tent or in a cart or waggon with or in which he travels.

2 Short title and extent

(1) This Act may be cited as the Vagrancy Act, 1935.

(2) This Act shall not extend to Scotland or to Northern Ireland.

Notes:

1. Please see www.legislation.gov.uk website for the original Act and subsequent amendments and then consider it in the light of extent of application noted above and the Principal Adaptive Provisions.

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