

Appendix 10

Other Applicable Legislation

These are other legislative provisions which may also apply depending on the circumstances of the particular case.

For example, the Post Office (Amendment) Act 1951 (as amended by the Communications Regulation (Amendment) Act 2007) deals with the use of the telephone system to send grossly offensive, indecent, obscene or menacing messages. It does not apply to communication using social media platforms and is confined only to phones including mobile phones and text messages. Given the varied forms of communication today, its scope is quite limited.

Similarly, Section 10 of the Non-fatal Offences Against the Person Act 1997 creates an offence of harassment. However it is limited to persistent behaviour and thus does not apply to a single act that seriously interferes with a person's peace and privacy or causes him or her alarm, distress or harm.