Compared by Mr. M. 25 Aug 1852 with Ordinance
read by Mr. Ed-
-monds read by
Mr. Longden -

Publicans Licensing Ordinance

In the year one thousand eight
hundred and fifty one

Number Seven

Precedent
Book
Page 59
Ordinances

Proclamation
in this Book
Page 252

By His Excellency
George Rennie Esquire
Governor and Commander-
in-Chief of the Falkland
Islands and their Depend-
encies with the advice
and consent of the Legisla-
tive Council thereof:
— Be it enacted —

Modes of
obtaining
a Licence

1 ____ That every person resident
in the Town of Stanley in the Isl-
-ands thereof who may be desirous of
obtaining a Licence under this Ord-
-inance shall cause to be delivered
to the Stipendiary Magistrate a notice
in writing in the form in Schedule A
hereto annexed and the Stipendiary
Magistrate shall cause notice thereof to
be given to every Justice of the Peace resi-
dent in the Town of Stanley or the
Islands thereof requiring them to attend
at the Police Office three days of the date
of such last mentioned notice, and
there shall be holden at the Police Office
on such third day a meeting of the
Justices for the purpose of taking into

consideration the application for such license: And it shall be lawful for the majority of the Justices assembled at such meeting or at any adjournment thereof to grant to such person (if approved of by the Majority of such Justices) upon the payment to them of twenty pounds when the duration of the license would exceed six Months, and ten pounds when the duration of the license would be for six Months or for any less period a license in the form in Schedule **B** hereunto annexed: Provided that if the Justices shall be equally divided, the Stipendiary Magistrate shall have a casting vote.

Transfer of License

2 ___ That the Stipendiary Magistrate may if he shall think proper transfer any such license as aforesaid to the assignee of the holder of such license by an indorsement on the license in the form in Schedule **C** hereunto annexed.

Change of Premises

3 ___ That in case any person holding a license should be desirous of removing the business from the house named in such license to any other house, or of appointing some other person than the person authorized to manage such business, the Stipendiary Magistrate may, if he shall think

persons authorizing such removal or any other person he may think fit to manage such house by an endorsement upon the original license in the form in Schedule D hereunto annexed.

Proviso for death of person holding a license

10 — That in the case of the death of any person holding a license, the Stipendiary Magistrate may if he think proper, authorize by an indorsement on the said license, the executors or administrators or other appointee to carry on the business of such person under the authority of his license during the residue thereof.

Stipendiary Magistrate may grant special permits for sale of liquors.

5 — That it shall be lawful for the Stipendiary Magistrate at his discretion to grant a permit in the form in Schedule E hereto annexed, to the master purser or supercargo of any vessel not being a coasting vessel) arriving in Stanley Harbour to any person who shall be desirous of selling any surplus quantity of spirituous or fermented liquors, to sell either by private sale or public auction. Spirituous or fermented liquors, and the liquors specified in such permit may be sold at any time within twenty four hours from the date thereof.

Permit to sell upon any temporary occasion

6 ____ That it shall be lawful for the Stipendiary Magistrate to grant a permit in the form F hereunto annexed to any person holding a license under this Ordinance authorizing such person to sell upon any temporary occasion any spirituous and fermented liquors at any place and time he may deem reasonable.

Limits of the town of Stanley

7 ____ That the town of Stanley and the suburbs thereof shall be deemed and taken to extend to a circle of two miles from the Government Offices at Willies Island with the Race Road.

What is a retailing

8 ____ That every sale of fermented and spirituous liquors in any less quantity than four gallons shall be deemed and taken to be a selling by retail.

Penalties on keepers of licensed houses

9 ____ That if any licensed person shall open his house sell or dispose any liquor or suffer the same to be sold or disposed except between the hours of eight in the morning and twelve at night on any working day ~~and~~ or except between the hours of one and three in the afternoon and five and eight in the evening of any Sunday Christmas

25 June 52

- day or Good Friday, or shall
supply liquor to any drunken
person, or shall permit or open
his house or premises drunkenness
lifting disorderly conduct, fight-
-ing disturbance, gaming or
shall not maintain good order
in or upon his house or premises
or shall sell by retail or exchange
any quantity of liquor, or shall
take anything whatsoever in
pledge for any liquor sold by
retail, or shall take in payment
for any liquor sold by retail any
thing except money or cause or take
into his possession any goods as
security for any such liquor sold
by retail, he shall for every such
offence forfeit and pay a fine not
exceeding fifty pounds, and upon
conviction of a third or subsequent
offence against the provisions of
this Ordinance, the Justice or Justices
may in addition to any fine im-
posed, by this Ordinance declare
his license to be thereupon for-
feited and void.

Penalty on person drunk at a licensed house or disturbing the Peace.

10 That if any person in or upon any such licensed house or premises, shall be guilty of drunkenness lifting disorderly conduct, fighting, or shall cause a disturbance or shall assault any such licensed

25 June /52

public, or shall use towards any such licensed person any abusive or indecent language, or shall resist or obstruct, or incite any person to resist or obstruct such licensed person while acting in execution of his office, or shall not obey such licensed person when lawfully required by him in the discharge of his duty as aforesaid, or shall do any act such person shall for every such offence forfeit and pay a sum not exceeding five pounds or be imprisoned and kept to hard labour for any term not exceeding thirty days.

or shall not obey such licensed person when lawfully required by him in the discharge of his duty as aforesaid

Penalty on licensed persons harbouring Constables &c. liable to

II. That every person licensed to sell spirituous (or) fermented liquors within the limits of this Ordinance who knowingly harbours or entertains or suffers to remain in his house or premises wherein he carries on his business, any Constable during any part of the time appointed for his being on duty, unless for the purpose of quelling any disturbance or obtaining aid, he shall for every such offence forfeit and pay any sum not exceeding five pounds.

Boards to be fixed on houses.

III. That every licensed person shall cause to be placed over the door of the house or premises in which such person shall be licensed to sell spirituous and fermented liquors, wine, ale, porter and beer, a board on which shall be painted the christian and

surname of the person mentioned in such license at full length in letters three inches at least in length, in white upon a black ground or black upon a white ground, publicly visible and legible together with the words "licensed to sell by wholesale and retail spirituous and fermented liquors" viz ale porter and beer, and every such person shall preserve and keep up such name and words so painted as aforesaid during all the time such person shall continue so licensed, and every such person shall also have a good and sufficient lamp with at least two burners affixed over the front or principal door of his house and shall keep the same burning from sunset to sunrise, and if in any respect he make default herein, he shall forfeit and pay for every such offence any sum not exceeding ten pounds.

Magistrate constable may search licensed house

13 ____ That any Magistrate or Constable may enter and search any licensed house or premises or any part thereof at any hour, and if any person shall cause any unnecessary delay in giving admission to such Magistrate or Constable or to any Magistrate either alone or with any Constable entering any unlicensed house as hereinafter ~~[illegible]~~ mentioned, or any person

duly executing any warrant to search an unlicensed house as hereafter mentioned, or shall obstruct or use any abusive language or conduct towards such Magistrate or Constable duly searching in Compliance with this Ordinance, such person shall forfeit and pay a penalty not exceeding ten pounds or be imprisoned and kept to hard labour for any period not exceeding thirty days.

Penalty for selling spirits without a licence.

16 _____ That if any person not being duly licensed as and having such permit as aforesaid, shall sell in the Town of Stanley or the suburbs thereof, any quantity of any Spirituous or fermented liquors, or permit the same to be sold on or upon his house or premises, or if any person shall purchase any such Spirituous or fermented liquors, knowing such liquors to have been sold contrary to the provisions of this Ordinance, or if any unlicensed house or premises or if any person unauthorized, he shall forfeit and pay for every such offence any sum not exceeding fifty pounds or be imprisoned and kept to hard labour for any period not exceeding six Months.

Unlicensed 17 _____ That upon reasonable cause

25 lines / 52 "to" omitted

25 June 1802

houses may be searched in case of suspicion.

of suspicion that any spirituous or fermented liquors are in any house or premises, in which liquors have been illegally sold or are kept for the purpose of illegal sale, or that any persons are in any house or premises illegally purchasing such liquors it shall be lawful for any Magistrate either alone or with any Constable or Constables to enter and search any such house or premises at any hour and it shall be lawful for any Magistrate legally authorized to search any such house or premises, and such Magistrate either alone or with any Constable or Constables for such persons ~~X~~ such whom he may authorize shall and may seize and remove to the Police Office all such liquors as shall be found therein, and shall and may arrest all such persons found therein illegally purchasing or selling such liquors, and the Magistrate or Justice before whom the same shall be brought shall upon its being proved to his or their satisfaction that such liquors were illegally sold or were kept for the purpose of illegal sale ^ shall in addition to any penalties which may by this Ordinance be imposed, declare such liquors to be and the same shall thereupon be forfeited to the use of His Majesty, his heirs and successors.

Penalties for drunkenness

16 ___ That if any person shall be found drunk in the town of Stanley or the suburbs thereof he shall forfeit and pay for the first offence a sum not exceeding five shillings or be imprisoned and kept to hard labour for any period not exceeding six days, for the second offence a sum not exceeding twenty shillings or be imprisoned and kept to hard labour for any period not exceeding eighteen days and for every subsequent offence a sum not exceeding ten pounds or be imprisoned and kept to hard labour for any period not exceeding three months.

For riotous or indecent behaviour &c

17 ___ That if any person in the town of Stanley or the suburbs thereof, shall be guilty of any riotous behaviour, profane swearing, any abusive or indecent language or behaviour, he or she shall forfeit and pay a sum not exceeding five pounds or be imprisoned and kept to hard labour for any period not exceeding fourteen days.

For other offences against this Ordinance not provided for

18 ___ That any person found committing any offence against any of the provisions of this Ordinance, may be arrested by any

existing Constables in the execution of this duty.

Constable and shall be taken as soon as conveniently may be before some Justice of the Peace to be dealt with according to law; and any person who assaults or resists or threatens or incites any person to assault or resist, or who shall refuse to aid or assist any Constable when required by him so to do, in the execution of his duty under the provisions of this Ordinance, shall for every such offence forfeit a sum not exceeding five pounds or be imprisoned and kept to hard labour for any period not exceeding fourteen days.

Fines to be recovered as a summary way.

19 ___ That all fines, forfeitures or penalties imposed by this Ordinance shall be recovered in a summary A way and all offences not otherwise provided for shall be dealt with and punished in a summary way by one of the Stipendiary Magistrate or any two Justices of the Peace. B

Licensed persons may purchase from unlicensed persons.

20 ___ That nothing in this Ordinance shall apply or be deemed to apply to any person holding a license under this Ordinance buying any spirituous or fermented liquors ale wine beer or porter from any person not holding a license under this Ordinance or to the person selling such liquors, any thing herein contained to

A Suggested Amt:- "before any Justice" B "Upon Information"
"of the Peace"
B "upon information"
C for "By" "By and Before"

the contrary notwithstanding.

Scale of imprisonment for non payment of Penalties.

21 ——— That the Justice or Justices of the Peace by whom any person or persons shall be convicted and adjudged to pay any sum of money for any offence against this Ordinance may adjudge that such person shall pay the same either immediately or within such period as he or they shall think fit, and that in default of payment at the time appointed he shall be imprisoned in the Common Gaol for any term not exceeding two Calendar months where the sum to be paid shall not exceed five pounds, and for any term not exceeding four Calendar months when the sum to be paid shall not exceed ten pounds and for any term not exceeding six Calendar months in any other case, the imprisonment to cease in each of the cases specified upon payment of the sum due. ———

Form of Conviction

22 ——— The Justice or Justices before whom any person shall be convicted of any offence against this Ordinance may cause the conviction to be drawn up in the following form of words or in any other form of words to the same effect as the case may be, that is to say: ———

Falkland Islands

J. P. 1

Be it remembered, that on the ____ day of ____ in the year of Our Lord One thousand eight hundred and ____ at Stanley in the said Islands A. B. is convicted before ____ of Her Majesty's Justices of the Peace for the said Islands, for that he the said A. B. did (specify the offence when and where the same was committed as the case may be) And the said Justice adjudges the said A. B. for his said offence to forfeit and pay the sum of (here state the amount to be paid) and in default of immediate payment of the said sum to be imprisoned in the Gaol for the space of ____ unless the said sum shall be sooner paid; or and ____ or else that the said sum shall be paid by the said A. B. on or before the ____ day of ____ and in default of payment on or before that day ____ adjudges the said A. B. to be imprisoned in the said Gaol for the space of ____ unless the said sum shall be sooner paid and ____ direct that the said sum shall be paid to ____ to be applied according to Law.

Given under ____ hand the day and year first above mentioned.

25 June 62 A We is placed in the blank

No licensed person to act as a Justice

23 ____ That no Justice of the Peace holding any license to sell Spirituous and fermented liquors wine ale beer and porter shall act as a Justice under any of the provisions of this Ordinance

Word "licensed person" to apply to manager

24 ____ That the words "licensed person" shall apply to and include the owner as well as the manager of such licensed premises as well as his appointee or the executor administrator of any such licensed person; and words importing the masculine gender shall include females and words importing the singular number shall include the plural, unless the context be repugnant to such construction.

Repealing Clause

25 ____ That from and after the first day of February next the Ordinance passed in the year of Our Lord One thousand eight hundred and fifty, No One, intituled the "Publicans licensing Ordinance" shall be repealed, and every license granted under such Ordinance and the bonds thereof shall be in every respect subject to all the provisions of this Ordinance and shall have the same power and effect to all intents and purposes whatsoever the same as if such license had been granted under this Ordinance.

Ordinance to commence on 1st Feb 1851

26 ____ Whereas the delay incident to a previous communication with Her Majesty's Most Royal pleasure herein from

would be frequently of inconvenience, Be it therefore enacted, that this Ordinance shall take effect and come into operation on the first day of February next One thousand eight hundred and fifty one.

(Signed) George Rennie
Governor

Passed the Legislative Council
this 23rd of January 1851.

(Signed) J. K. Longden
Clerk to the Council

Schedules

A

To the Stipendiary Magistrate
For the Falkland Islands

Form of application for a License

I — B. (state the house occupation) now residing at — in the town or suburbs of Stanley Do hereby give notice that it is my intention to apply for a license for the sale of Spirituous liquors wine, &c or beer in the house situate at (here describe the house proposed to be licensed, specifying the situation of it, the person from whom rented, the present occupier, and the person who is to manage the business under the license)

Given under my hand
This — days of — 18.

B.

B

Falkland Islands

To Wit

Form of License.

Whereas B. of —— hath paid to us the sum of —— and it appearing to us the majority of the Justices assembled at the Police Office - Stanley for the purpose of taking into consideration the application for a license to sell —— that the said B. is a proper person to have a license to sell Spirituous and fermented liquors, wine, ale, beer and porter, Now we do in pursuance of the powers vested in us by an Ordinance of the Governor and Council passed in the year 1851 Number Seven, hereby license the said B. to sell Spirituous and fermented liquors, wine, ale, beer & porter in any quantity, in the house tenements —— under the management of —— situate at —— but not elsewhere under the management of any other person. And this license shall commence from the day of the date hereof and continue in force until the ~~last~~ day of then next ensuing.

Given under our hands at — This —— day of — 18 —

——————————

C

Form of endorsement on license authorizing a transfer thereof to be endorsed

I do hereby upon application of the within named A.B. transfer the within license to C.D. the appointee for the residue of the term for which the same has been granted the said C.D. appearing to me to be a fit and proper person.

Given under my hand

this day of 18

E. F.

Magistrate
Stipendiary

D

Form of endorsement on license authorizing a change of house and premises

I hereby authorize and declare that the within license shall henceforth cease to apply to the house and premises therein described, and shall instead thereof apply to the house and premises situate at

E. F.

Magistrate
Stipendiary

E

Form of permit for the sale of Spirituous liquors, when ale is been

Whereas — B. — Captain, a Passenger on
the Passenger of the Ship
or
A.B. now resident in Stanley has ap-
plied to me for a permit under the
provisions of the "Publicans Licensing
Ordinance" to sell the following liquors,
— (here describe them —
Now I the undersigned do hereby per-
mit the said B. to sell by retail
sale or public auction (all or any of the
liquors herein described within twenty
four hours from the date hereof.

Dated at Stanley at ___ O'clock
this ___ day of ___ 18

E. F.
Stipendiary Magistrate

F

Form of permit to sell Spirituous and fermented liquors and

Stanley out House and permit A.B.
who holds a license to sell Spirituous and
fermented liquors to sell such liquors at
(Name of Place) on the ___ day of ___
between the hours of ___
and ___

Given under my hand
this ___ day of ___ 18

E. F.
Stipendiary Magistrate Falkland

---

24 June letter F committed in Copy
under seal

Compared 26 June 52 by Mr? Musical copy by Mr Cameron 177

Wholesale Licensing Ordinance

In the year One thousand eight hundred and fifty one.

Number Eight

Proclamation Page 254

By His Excellency George Rennie Esquire Governor and Commander in chief of the Falkland Islands and the Dependencies thereof with the advice and consent of the Legislative Council thereof; Be it enacted

Stipendiary Magistrate to grant License

1 ___ That it shall be lawful for the Stipendiary Magistrate to grant to any person resident in the town of Stanley or the suburbs thereof a wholesale license in the form A hereunto annexed to sell Spirituous and fermented liquors in any quantity not less than two gallons upon the payment by him of twenty pounds when the duration of the License shall be twelve months and ten pounds when the duration of the license shall be six months, and every license shall be in force for the period of twelve or six months, as the case may be, from the day of its date.

Transfer

2 ___ That the Stipendiary Magis-

Wholesale

of license — that he may if he shall think proper transfer any such license as aforesaid to the appointee of the holder of such license by an indorsement on the license in the form B hereunto annexed.

Proviso for death of person holding a license

3 ——— That in the case of the death of any person holding a license the Stipendiary Magistrate may if he think proper authorize by an indorsement on the said license the executors or administrators or their appointee to carry on the business of such person under the authority of the said license during the residue thereof.

Limits of the town of Stanley

4 ——— That the town of Stanley and the suburbs thereof shall be deemed and taken to extend to a circle of two miles from the junction of Dillons Nek with the Post Road.

Penalty for selling under four gallons on Credit

5 ——— That if any person licensed under this Ordinance shall sell or permit or suffer to be sold on his premises on credit any spirituous or fermented liquors in any less quantity than four gallons, such person for every such offence shall forfeit and pay a sum not exceeding fifty pounds and upon conviction of a third or subsequent offence against the provisions of this Ordinance, the Justices assembled may in addition to any fine imposed

24 June /52 - Word "any" written over. Copy. under great seal

A "Upon Information"
B "Before any Justice of the Peace"

C "Upon Information

Before M.

24 June 52

by this Ordinance declare such
license to be thereupon forfeited
and void.

Fines to be recovered in a summary way

6 ____ That all fines forfeitures
& penalties imposed by this Or-
dinance shall be recovered in a
summary way by B and all offences
& Matters herein provided for shall be deal-
with and determined in a summary
way by the Stipendiary Magistrate
or any two Justices of the Peace.

Licensed persons may purchase from unlicensed persons

7 ____ That it shall be lawful
for any person holding a license under
this Ordinance to buy any spirituous
or fermented liquors from any person
not holding a license under the "Pub-
licans Licensing Ordinance", and
nothing in that Ordinance contained
shall apply to the person selling such
liquor, anything therein contained to
the contrary notwithstanding.

No Justice of the Peace liceng a license to act under licensing Ordinances.

8 ____ That no Justice of the
Peace holding any license under this
Ordinance shall act as a Justice under
any of the provisions of the Ordinance
or of the Publicans Licensing Ordinance.

Ordinance to commence on 1st July 1852

9 ____ Whereas the delay incident
to a previous communication with
Her Majesty to know her Royal Pleasure

24th June 1852.

Seen per Certificate of
Commissioners, Bill of Sale marked
Short Title Ordinance should take effect
from and after the passing thereof
Eight hundred and fifty one. C.
Signed George Berkeley
Secretary

Passed by Legislative Council
This Sixth day of August
One thousand eight hundred
and fifty one.
Signed J. R. Longden
Clerk Leg. Council

A

Turtle Islands

To wit

Town of Grenada

Be it known — A.B. hath paid to me the sum of —— pounds, Now I do in pursuance of the powers in me vested by an Ordinance of the Governor and Council passed in the year One thousand eight hundred and fifty one, C. Number eight hereby license the said A.B. to sell Spirituous and fermented liquors by retail only in any quantity not less than two gallons, and this license shall commence from the day of the date hereof, and continue in force until the —— day of —— then next ensuing.
Given under my hand at ——
this —— day of —— 18 ——

Volume 52
great Seal

Omitted in Copy under

B

Form of warrant for Licence authorising a transfer absolute

Let Licence be granted to the applicant A. B. named in the petition annexed for the within Licence to C. D. therein appointed for the residue of the term for which the same has been granted.

Given under my hand this ___ day of ___ 18

E. F.

Presiding Magistrate

An Ordinance to extend to the Colony certain Acts of Parliament

In the year One thousand eight hundred and fifty three

Number One

By His Excellency George Rennie Esquire Governor and Commander-in-chief of the Falkland Islands and the Dependencies thereof with the advice and consent of the Legislative Council thereof:— Be it enacted,

Acts of Parliament extended to the Colony

1 That the following Acts of Parliament shall be applied in the Administration of Justice in the Falkland Islands and the Dependencies thereof, so far as the same can be applied:— 13 Victoria cap. 21 An Act for shortening the language used in Acts of Parliament 13 and 14 Victoria cap. 37 An Act for the further extension of summary jurisdiction in cases of Larceny. 14 Victoria. cap 11. An Act for the better protection of persons under the age and control of others as apprentices or servants, and to enable the guardians and overseers of the poor to institute and conduct

An Act for the better prevention of offences 14 and 15 Victoriæ Cap 99 An Act to amend the Law of evidence: 14 and 15 Victoriæ Cap 100. An Act for further improving the Administration of criminal Justice.

prosecutions in certain cases: 14 and 15 Victoriæ Cap 99. A

Indictment includes Information

2 That in the construction of each of the said Acts the word "Indictment" shall be construed to include "Information and Inquisition" as well as "Indictment"

The punishment of the imprisonment to be inflicted by the Governor

3 That where any Court, Justice or Justices of the Peace by any of the said Acts, or any Law now or hereafter in force in this Colony, may sentence, order or direct the punishment of whipping or solitary confinement to such first mentioned punishment shall be inflicted, unless the Governor for the time being shall certify under his signature his approval thereof by an endorsement on the back of the warrant commanding its infliction and no person shall be kept in solitary confinement for any period exceeding fourteen days at a time, with intervals of not less duration (any Law to the contrary notwithstanding)

Ordinance to commence on the 1st day of February next.

4 Whereas the delay incident to the previous communication with her Majesty to know her Royal pleasure thereupon, would be productive of inconvenience, Be it therefore enacted, That this Ordinance shall take effect and come into operation

Naturalization Shipping Master Conveying

on the first day of February
in the year of Our Lord One
thousand eight hundred and
fifty three.

(Signed) George Berrie
Governor

Passed the Legislative Council
the 17th day of January 1853.

(Signed)

J. K. Langdon

Clerk to the Council.

2

Naturalization 2 Shipping Master 4 Conveying

An Ordinance for the Naturalization of certain persons in the Falkland Islands.

In the year One thousand eight hundred and fifty three

Number Five

By His Excellency George Kennit Esquire Lieutenant and Commander in chief of the Falkland Islands and its Dependencies Having with the advice and consent of the Legislative Council thereof Be it enacted;

Persons named in Schedule to be naturalized

1 That each of the persons named in the Schedule hereunto annexed, shall be to all intents and purposes whatsoever in the Falkland Islands and their Dependencies deemed and taken to be and to become from the first day of January One thousand eight hundred and forty one natural born subjects of Her Majesty as if such persons had been born within the Realm of England.

Ordinance to commence upon Her Majesty's

2 That this Ordinance shall be in effect and come into operation upon the day of the date and pub-

pleasure is known

lication of any Proclamation to be made and published by the Governor for the time being which shall make known and signify to the Inhabitants of the Falkland Islands and their Dependencies her Majesty's final assent and approbation thereof.

(Signed) George Rennie
Governor

Schedule

Jurgen Christian Dellhoff, Native of Copenhagen

Antonina Roxa, Native of Buenos Ayres

Thomas Robin, Native of Montevideo

Passed the Legislative Council
the 17th day of January 1853

(Signed)
L. K. Longden
Clerk to the Council

Shipping Master Conveying

An Ordinance to appoint a Shipping Master to perform the duties committed to officers of Customs by the Mercantile Marine Act and Merchant Seamen's Act.

In the year One thousand eight hundred and fifty three

N° Four

By His Excellency George Rennie Esquire Lieutenant and Commander in chief of the Falkland Islands and its Dependencies thereof with the advice and consent of the Legislative Council thereof

Recitals

Whereas by the Mercantile Marine Act of 1850 it is enacted, that the respective Legislatures of Boards in her Majesty's Colonies may by any Acts, orders or other appropriate means appoint any Functionaries to perform any of the duties and exercise any of the powers within their respective Jurisdictions which are by the said Act or by the General Merchant Seamen's Act committed to Officers of Customs, and whereas there is not at present any Officer of

Shipping Master Conveying

customs resident in this Colony
Be it therefore enacted:—

Governor may appoint a person

1 That it shall be lawful for the Governor from time to time to appoint any person he may think fit as he shall be called the Shipping Master and from time to time to revoke and renew such appointment, and the person so appointed shall and may perform any and every of the duties and exercise any and every of the powers within the Falkland Islands and the Dependencies thereof which by the General Merchant Seamen's Act or the Mercantile Marine Act of 1850 are committed to and might be performed by any Officer of Customs if resident in the Falkland Islands

Provisions

and each and every of the provisions in the said Acts shall be applied (so far as the same can be applied) to the Shipping Master for the time being and to the duties and powers hereby committed to him, the same in every respect as they apply or would apply to any Officer of Customs if resident in the Falkland Islands or to the duties & powers committed to him.

Upon the

2 That the Secretary or Officer of

Conveying

Arrival of an Officer of Customs may authorize him to act

Customs shall arrive and discharge the duties of his office at any Port of the Falkland Islands, the Appointment by the Shipping Master for the time being shall cease and determine and it shall not be lawful to appoint any other Shipping Master so long as an Officer of Customs shall reside in the Colony and discharge the duties of his Office.

Monies paid to Colonial Treasury

3 That all Money received under this Ordinance shall be accounted for and paid over monthly to the Officer appointed by the Governor to receive the same for the use of Her Majesty her heirs and successors for the public uses of the Settlement and the support of the Government thereof

Ordinance to commence on 10th of February 1853

4 Whereas it is desirable that a previous communication with her Majesty's Government should be made before the provisions of this Ordinance should be put in force Be it therefore enacted that this Ordinance shall take effect and come into operation on the tenth day of February in the year of Our Lord One thousand eight hundred and fifty three.

Passed the Legislative Council this 10th day of February 1853

(Signed) J. R. Longden Clk to the Council

(Signed) Geo Rennie Governor

Conveying

Land Conveying Ordinance

In the year One thousand eight hundred and fifty three.

Number Three

By His Excellency George Rennie Esquire Governor and Commander in chief of the Falkland Islands and its Dependencies thereof with the advice and consent of the Legislative Council thereof: Be it enacted

Form of Grant

1 That a Grant in either of the forms in schedule One annexed shall be valid and effectual to grant and convey Land and to bar and release the dower of a married woman a party thereto Provided that every disposition by a married woman by any such grant shall be made conformably to the dispositions relative to married women by an Act passed in the third and fourth years of the reign of his late Majesty King William the Fourth, intituled "An Act for the abolition of fines and recoveries and for the substitution of more simple modes of assurance": - That a married woman a party to any

To be acknowledged by married women

such grant shall within One
month after executing the same
if executed within this Colony
in the presence of the Chairman
of the Magistrates Court or the
Chief Judge of the superior
Court in the Colony for the time
being, if executed in England
in this Colony— Ireland or Scotland or any other
part of His Majesty's dominions
in any part of the British dominions in the presence of any Judge of
any Court of law, or Mayor of
any city or corporation, or before
the person having the chief
command of any island or
place where she may be, if
executed in any foreign territory
in the presence of any accredited
representative of the country
of the married woman, or in
the presence of the person in
chief command of the country
territory, colony, place, city
or town corporate, or city or
town being in the nature of
a corporation having a public
chief officer where she may be,
upon being examined sepa-
rately and apart from her
husband acknowledge that
she understood the nature of
such grant when she executed
the same, and that she executed
the same freely and voluntarily

without any violence threat or compulsion on the part of her husband or any other person, and any of the officers aforesaid upon being requested so to do, shall and may take such examination, and after explaining the nature of the grant, and such acknowledgment as aforesaid being made shall place a certificate upon the grant in the form in the second schedule hereunto annexed, which certificate purporting to be signed by any such officer shall be conclusive evidence of the contents thereof, without proof of the handwriting or official character of the functionary or seal (if any) used by him before whom it purports to be signed unless it shall be proved that the same is a forgery.

Attestation

2 That every such grant shall be signed by the parties and attested by two witnesses whose place of abode and business shall be stated, Provided that

Proviso where chartered Company or Corporation

where a chartered company or corporation is a party to any such grant, such company or corporation may execute the grant in the same manner as any other deed

can be executed by any such Company or Corporation.

Delivery Indenting Receipt

3 That sealing, except as aforesaid, and indenting and delivery shall not be necessary, and a receipt in the grant shall be valid, and every such grant shall have the effect of an indenture although not actually indented, and shall, to all intents and purposes be and be deemed and taken to be a deed.

Grant to include all houses &c. and the appurtenances and all the estate.

4 That section 1 line of an "Act to facilitate the Conveyance of real property" passed in the 8 & 9 Victoria: Cap: 119, shall be deemed and taken to be a portion of this Ordinance, and to apply to each and every grant made in pursuance hereof, and shall be construed as if the same had been contained in this Ordinance

Covenants implied +

5 That in every such grant for valuable consideration there shall be implied, so far as the same can be applied, each and every of the covenants contained in column two of the second schedule of the said "Act to facilitate the Conveyance of real property" by each conveying party severally for

1 omitted by mistake

+ The words "Successors and assigns in case of a Corporation" See Note A upon Section 10.

+ ...ance when necessary to give effect to this Ordinance the words covenants or grants shall be taken to be respectively ...

A. That in any case where a Corporation or a Chartered Company is a party to any such grant each and every of the covenants implied by any such grant shall be and be deemed and taken to have been, by with or by, as the case may be, the Company or Corporation their successors and assigns.

himself his heirs executors and administrators to the extent of the interest departed with by him with and to the covenantee his heirs and assigns. +

Against the Husband

6 That in any case where any of the covenants aforesaid would be implied by or in any woman, if unmarried, the same shall be implied by or in her husband if she shall be married.

A

Remedy on implied Covenants

7 That any covenant implied by virtue of this Ordinance shall have the same force and effect and be enforced in the same manner as if it had been set out at length in the grant

Implied Covenants may be negatived

8 That any covenant implied in any such grant may be modified by express declaration, and when ever any party shall use negativing in any such grant any of the form of words contained in column One of the second schedule of the said "Act to facilitate the conveyance of real property" and distinguished by any number therein, such grant shall be taken to have the same effect and be construed as if such party had expressly negatived in such grant the form of words con-

- named in column two of the same schedule and distinguished by the same number as is annexed to the form of words used by such party, but it shall not be necessary in any such grant to insert any such number.

Grant failing to take effect by this Ordinance to be valid as a deed and Indenture

9 That any grant or part of a grant which shall fail to take effect by virtue of this Ordinance, shall nevertheless be taken and construed to be a deed and indenture and be as valid and effectual, and shall bind the parties thereto so far as the rules of Law and equity will permit.

Schedules &c to form part of Ordinance

10 That the schedules annexed and the directions and forms therein contained, shall be deemed and taken to be parts of this Ordinance, and the schedules and the directions and forms contained in the said recited Acts of Parliament shall be deemed and taken to be parts of this Ordinance save and except that in the second schedule the words "hereunder written" in form 6 of the second column, and the words enumerated hereunder in form 6 of the first column shall be taken to be omitted, and the forms in the first column shall be altered negatively, and for the purposes of this

+ & for this bill must also be [illegible]

† In case of deeds by a Corporation the words "heirs and assigns" throughout the Schedules should be omitted and in their place inserted "successors and assigns"]

Ordinance, the said last mentioned Schedule shall be read as altered.)

Fees

11 That the scale of fees contained in schedule 3 may be changed and received to the use of the officers and persons therein mentioned, and no higher fees shall be recoverable in law.

Not to affect the Ordinance for the Registration of Lands &c.

12 That nothing in this Ordinance contained shall be deemed to be taken to affect or alter the Ordinance entitled "An Ordinance for the Registration of Land, Births and Deaths.

Ordinance to commence on the 1st day of February 1853

13 Whereas the delay incident to a previous communication with Her Majesty to know Her Royal pleasure thereupon, would be productive of inconvenience, Be it therefore enacted, That this Ordinance shall take effect and come into operation on the first day of February One thousand eight hundred and fifty three.

(Signed) George Rennie
Governor

Passed the Legislative Council this 29th day of January 1853

(Signed) J. Ro. Longden
Clerk to the Council

Schedules

Schedule 1
Section 1

This Grant made the _____ day of _____ One thousand eight hundred and _____ in pursuance of the Conveying Ordinance &c. between [+] ~~A.B.~~ of A and C.D. his wife A of the one part and E.F. of the other part AS WITNESSETH that in consideration of pounds paid by the said E.F. (Grantee or Grantees) to the said A.B.C the receipt whereof is hereby acknowledged he or they the said A B D do (or doth) grant B unto the said E.F. (Grantee or Grantees) his or their [+] heirs and assigns for ever All that [+] parcel of land in the Parish of Islands situate &c. ID [+] here insert covenants if any IN WITNESS whereof the parties B C have hereunto set their hands.

B. and the said C.D. do the like case

ID. Referring (if possible to the number or sub-number in the Register's Books and shortly and describing the situation boundaries and measurement.

A.B. Signature
E.F. Signature

If a chartered company a corporation (L.S.)

Signed by the aforenamed A.B. and E.F. in the presence of

(E.F. of Merchant
and
G.H. of Grocer

The parts A and B to be inserted only where power is to be taxed.

[+ As or any number of parties)
B or any other consideration or special recital necessary to show the consideration - A instead of the parts A and B, omit from A.B. to the words "other part" inclusive and place in a bracket) (here insert names of parties and recitals, if any))

[+ see Act of Parliament there are these words "Here insert names of parties and recitals if any" now though the words "A.B. of and C.D. &c. imply that this part may be filled up with the parties and Recitals, still it may be doubted.)

C. Omit the letters B. and insert "Grantee or Grantees" in a bracket- D. Grantee or Grantees.]

[+ and should be successors and assigns in case of a Corporation)
(+ all those.) G. Where more than one G.)

(Some general direction similar to those in the Act of Parliament should extend the application of the form to grants by any number of parties, upon any good consideration &c.)

(B.C. The word "parties" be throughout, and instead "here insert the names of the parties" or if a chartered company" and the said (naming the Company) "their common seal hereunto set and affixed".)

(Northern)

Schedule 2
Section 1

Certificate of acknowledgement to bar dower

I hereby certify that the ~~above~~ named C.D. appeared before me this ____ day of ____ and was examined separately and apart from her husband and that I explained to her the nature of this grant, and she acknowledged that she understood the ~~nature~~ nature of it when she executed the same, and that she executed the same freely and voluntarily without any violence threat or compulsion on the part of her husband or of any other person.

To be placed on the deed only when dower is to be barred.

Signed | N.B. at ____ this ____ day of

If in this Colony, Chairman of the Magistrates Court

If not in this Colony, Office or Dignity of the person before whom the acknowledgement is made.

Schedule 3
Section 11

Fees

To the Surveyor General or other competent Surveyor or Registrar for the time being.

— For a description of a Sub-
— division of a former
— Grant. ——— Five Shillings,
— For placing a Diagram
— on the Instrument — Five Shillings,

To Solicitor or other Person.

— For engrossing a Grant
— on parchment not exceeding a Sheet of Paper ——— One pound ten Shillings,
— For filling up Parchment
— printed form of Grant — Ten Shillings,
— For placing a certificate of
— acknowledgement by Married Woman
— Donee on any Grant
— not printed ——— } Five Shillings,
— For attending the Functionary
— to obtain a certificate of ac- } Five Shillings,
— knowledgement on any Grant
To the Functionary upon the ex- } Six Shillings
amination upon each grant- }
whether the certificate be re- }
fused or granted. ———

Pages 150 to 190 blank

Rules of Magistrates Court.

Whereas by ~~the~~ the Ordinance entitled "Administration of Justice Ordinance, 1910" it is enacted, that it shall be lawful for the ~~Stipendiary Magistrate~~ Chairman of the Magistrates Court from time to time to make rules for regulating ~~the time and place of holding the said Court and~~ the practice procedure forms and pleadings therein upon all informations, suits and other proceedings, in criminal as well as civil cases, the proceedings, costs of suits and the taxing thereof and all matters relating to the business of such Court; Provided the same be not repugnant to any of the provisions of the said Ordinance and Provided further that no rule under this section shall have been approved by the Governor

Now it is hereby ordered of such power it is hereby ordered, ~~that the following~~ forms and costs of suits for the Magistrates Court; That the procedure forms and pleadings in all suits actions and all other proceedings, civil and ecclesiastical, shall be ~~as follows~~;

Plaint 1 ~~____~~ That a plaint must be entered at the office of the Clerk pursuant to the form in the plaint book

Nag C[illegible] P. C[illegible] Proclam[illegible]

Plaint and Statement

and that at the time of entering the plaintiff shall deliver to the clerk a statement in writing in plain, intelligible and precise language of his complaint in the form A A.

Particulars of demand

2 ____ That on entering the plaint the plaintiff shall at the same time deliver at the office of the clerk as many copies of the particulars of his demand or cause of action as there are defendants with an additional copy for file; Provided always that in all cases the court at disposition and on any terms may adjourn the cause at the hearing for the delivery of a statement or of the particulars or further particulars.

Summons

3 ____ That the summons to appear to a plaint shall be issued according to the form in the schedule ____ and shall be dated as of the day on which the plaint was entered.

4 ____ That the clerk shall annex to each summons to be issued out of the Court of the statement and of the particulars if any of the plaintiff's demand.

Service of Summons

5 ____ That every such summons must be served ten clear days before the holding of the court at which it shall be returnable.

Mode of Service

6 ____ That the service of any summons to appear to a plaint must be either personal or by delivering the same to some person at the place of abode or at the place of business of the defendant.

Defendant keeping away

7 ____ Where the defendant shall by keeping his house or place of abode closed or by refusing admittance or by keeping out of the way prevent any bailiff or other person serving the summons as hereinbefore directed and such summons shall have been affixed on the door of such house or place of abode or otherwise served as nearly as may be according to the mode hereinbefore directed, such service shall be deemed good service.

Affidavit

8 ____ That the person who serves a summons to appear to a plaint shall make affidavit of the time and manner of the service thereof and shall produce such affidavit at the court at which such summons shall be returnable and such affidavit shall be filed by the clerk of

P. C. Ferry Proclamation Proclam

Service

9 —— That the above rules as to the mode of the service of summonses to appear to a plaint shall apply to the service of all summonses, judgments, rules, notices and proceedings subsequent thereto under the authority of the said Court.

Payment of money into Court

10 —— That whenever the defendant pays money into Court, the same must be paid into Court six clear days before the return of the summons.

Accepting the money in satisfaction

11 —— That if the plaintiff elect to accept in full satisfaction of the debt & damages claimed such part thereof as shall have been paid into Court by the defendant, and shall have given a written notice to that effect to the Clerk of the Court, and a like notice to the defendant by serving the same on such defendant personally or leaving it at his place of abode or business three clear days before the return of the summons the action shall be discontinued, and the plaintiff shall not be liable to any further costs, but in default of giving such notice the suit will proceed as if the plaintiff had not appeared at the hearing

Jury

12 —— That where either party is desirous of a Jury he must give six days notice in writing to the Clerk of the Court and must take out a rule to that effect.

Notice

13 —— That if the defendant intends to defend the plaint he must within four days of the service of the summons file an answer in writing in plain ordinary and concise language disclosing those parts of the plaint to which he intends to dispute and stating any new matter he may mean to rely on, and either party may take out a summons calling upon the other to appear before the Chairman and settle the issue to be tried: that a copy of such issue when settled shall be delivered to plaintiff and defendant.

Set off

And that when defendant desires to set off any debt or demand alleged to be due to him by the plaintiff he must at the time of filing his answer deliver to such Clerk two copies of the particulars of such

set up. Provided always, that where such objections shall not have been filed, the Court at its option may adjourn the hearing of the cause for the delivery of an answer or of the particulars specified or of further particulars.

New Trial

11 1 That no application for a new trial or to set aside any proceedings shall be made unless the party making such application shall give the Court five days notice thereof in writing and the grounds upon which such application is sought to be obtained.

Notice of payment in court

11 2 That where any money is paid into court under any execution or order of the court if the clerk receive notice from any party of his intention to apply to the Court to set aside the execution or order under which such money is paid into court the clerk shall retain the same until after such application has been determined ~~or until the further order of the Court~~.

Taxation

11 3 That all costs shall be taxed by the chairman of the court and shall be charged according to schedule B annexed where applicable.

Amount to be paid by chairman

11 4 That any bailiff or other person levying or receiving any money by virtue of any process issuing out of the Court, shall within three days after the receipt thereof pay over the same to the chairman of the Court.

Forms

11 5 That in case of proceedings not provided for by the forms in schedule A the chairman of the court shall prepare and issue the precepts or precepts in such form as he may deem expedient and where practicable the forms prescribed in the schedule shall be used in any case to which such forms shall apply.

Interpretation clause

11 6 That wherever the singular number is used in these rules in reference to forms or things, it shall be understood when necessary to give full effect to the rule, to mean several persons or things, and every word importing the masculine gender shall in like manner when necessary be understood to include the feminine gender, and the word "Chairman" shall include "deputy chairman".

20 That where the

R. C. Ferry Prov. Armam. Proclam.

Short Writs — plaintiff acquires a summons returnable at a short period he must make a special applic- ation to the ~~the Judge in Chamber~~ Chairman, and also an affidavit stating the Grounds of Belief.

Affidavit

Entering Pleading — & That no pleading will be entered or process issued or prepared until the fees are paid.

P. C. Ferry Prac. Mandam. Proclam.

B

		Under £100			Under £200			None £200		
		£.	s.	d.	£.	s.	d.	£.	s.	d.
~	~~Entering Plaint, Issuing Summons~~									
~	Every Oath									
~	Filing declaration or affidavit		16		1			1	10	
~	Filing Copy of particulars		1			1			1	
~	2. Appearance by Attorney — Plaintiff		2			4			6	
~	1 Filing particulars of Set off		2			4			6	
~	Attachment by Plaintiff		10			10			10	
~	Subpœna		2			4			6	
~	Copy of Issue	1			2			3		
~	Entering cause in Book of causes for		5			5			5	
~	Office Copy of Proceedings		5			10			15	
~	Swearing Bail		5			10			15	
~	Writ and Bailiff			6			6			6
~	Appointment for trial		2			2			2	
~	Taxing Costs		2			4			6	
~	Final Judgment		2			4			6	
~	Execution		10	6		10	6		10	6
~	Writ of Arrest		5			10			15	
~	Entering up Judgment upon		11			8			12	
~	Filing warrant of Attorney and	1			1			1		
~	Order of Court or Rule absolute		15			15			15	
~	Motion or Rule to shew Cause		5			10			15	
~	Notice of Motion		11			8			12	
~	For every warrant and writ for em-		5			10			15	
~	Attachment &c &c		2			4			6	
~	For common Jury		10		1			1	10	
~	Special do		10			10			10	
~	Discharge of persons taken from	1	6	6	1	6	6	1	6	6
~	Writ of Capias ad Satisfaciendum	3	3		3	3		3	3	
~	Copy Writ		13	4		13	4		13	4
	~~Giving judgment for want~~		1			1			1	
		1			1			1		
		2	10		2	10		2	10	

Interrogatories

Subpœna

Copy of Issue

Entering Cause in Book of Causes for

Office Copy of Proceedings

Swearing Bail

Writ and Bailiff

Appointment for trial

Taxing Costs

Final Judgment

Execution

Writ of Arrest

Entering up Judgment upon

Filing warrant of Attorney and

Order of Court or Rule absolute

Motion or Rule to shew Cause

Notice of Motion

For every warrant and writ for em-

Attachment &c &c

For common Jury

Special do

Discharge of persons taken from

Writ of Capias ad Satisfaciendum

Copy Writ

~~Giving judgment for want~~

and Service thereof

on Defendant

Defendant

argument

for plaintiff

argument

entering up Judgment

Attempt of Court

Bailiffs

Issue

for plaintiff

Pl. Interrogatories Subpœna Copy Issue Entering Cause Office Copy Proceedings Swearing Bail Writ Bailiff Appointment Taxing Costs Final Judgment Execution Writ Arrest Entering Judgment Filing warrant Order Court Rule absolute Motion Rule shew Cause Notice Motion For every warrant writ for em- Attachment &c &c For common Jury Special do Discharge persons taken from Writ Capias ad Satisfaciendum Copy Writ ~~Giving judgment for want~~ and Service thereof on Defendant Defendant argument for plaintiff argument entering up Judgment Attempt of Court Bailiffs Issue for plaintiff

B

[illegible]

	Under £100			Under £200			Above £200		
	£.	s.	d.	£.	s.	d.	£.	s.	d.
property is and Cause	"	10	"	1	"	-	1	10	"
any suit for one year	"	10	"	1	"	"	1	10	"
of pleadings	"	5	"	"	10	"	"	15	"
	"	1	"	"	1	"	"	1	"

P. C. Ferry Pilot Amendam Proclam

A

Form of plaint

A.B. of — complains into the Magistrates Court at — this — day of — and complains that — C.D. — of — [Insert the nature of complaint or plaint, stating specific language] and he prays a summons against the said C.D. to answer the complaint.

Taken this — day of — 18

Signed — E.F.

Plaintiff

1

Writ of Summons to appear

Victoria by the Grace of God of the United Kingdom of Great Britain and Ireland, Queen, To — of — Greeting: We command you that without delay you render to — of — the sum of — (in words following the plaint book) — or in default of your so doing that you appear before the Magistrates Court at — on the — day of — instant at the hour of — o'clock in the — noon, and take notice that if you shall fail to appear the said — may proceed in your absence.

Witness —

2

Writ of Summons in ejectment for non payment of rent.

Victoria by the Grace of God of the United Kingdom of Great Britain and Ireland, Queen, To — of — greeting: We command you that without delay you render up to — of — the lands sought to be recovered and that you also render to him (us) the sum of — for mesne profits or in default of your so doing that you appear before the Magistrates Court at — on the — day of — instant, at the hour of — o'clock in the — noon, and take notice that if you shall fail to appear the said — may proceed in your absence.

3

In the Magistrates Court at Stanley

Between A.B. — Plaintiff

And C.D. — Defendant

Affidavit of search for defendant

I — maketh oath and saith that having been instructed to serve the above named defendant with a

P. C. Ferne Pilot-Amendment Proctor

to keep out of the way

copy of the writ of Summons here unto annexed this deponent did on the ___ day of ___ call at the residence of said defendant at ___ in ___ and was answered by a person who described himself as herself to be and whom this deponent believes to be ___ made to his enquiries on his so calling as aforesaid and from the information which this deponent has received from persons living in the same neighbourhood, deponent verily believes that the defendant is now within the limits of this honorable Court, but that he keeps out of the way to avoid being personally served with a copy of the said Writ. —

Dated this ___ day of

4

Victoria by the Grace of God of the United Kingdom of Great Britain and Ireland, Queen, Defender of the Faith &c. To ___ of ___ Greeting; We command you that you take ___ if he shall be found and him safely keep until he shall give bail or make deposit with you according to law in a suit wherein ___ is ___ and ___ is ___ of a plea of Trespass and Ejectment, to the damage of the said ___ as he says, as well as for his said damages as for our Contempt in this behalf, which shall be then and there on his part to be shewn, and have you then there this Writ. Witness the Honorable A. B. Chairman of Our Land Court at Moncton the ___ day of ___ in the year of Our Lord one thousand eight hundred and ___ and in the ___ year of Our Reign. ___ Clerk of Our said Court.

If the said sole Defendant or (if more than one) any of them shall forthwith after the service hereof on him or them as aforesaid, pay to the Plaintiff or his Attorney the amount claimed by the Plaintiff in this suit, together with the sum of Four Dollars for costs, and also the further sum of Four Dollars for the costs of the Writ, and the service thereof, then the Plaintiff shall not proceed further in this suit, but shall by other lawful means be discharged from your custody. And We hereby require the said ___ to take notice that within eight days after the execution hereof on him, exclusive of the day of such execution, he shall cause Special bail to be put in for him in our Magistrates Court to the said suit, and that in default thereof such proceedings may be had and taken as are mentioned in the indorsement written or indorsed hereon. And We do further command you that immediately after the execution hereof you do return this writ to Our said Magistrates Court together with the manner in which you shall have executed the same and the day of execution thereof. Or that if the said sole Defendant is not executed, then that you do so return the same at the expiration of One Calendar Month after the date hereof, or sooner if you shall be required by Order of the Court.

Witness &c. A.

This Writ is to be executed within One Calendar Month from the date hereof including the day of such date and not

P. C. Ferry Pub. Amendm. Proclam.

Indorsement on Writ

Writ for (in cases
By Order of (Surrogate's Court
Taken this — day of —

5

Form of Writ by executor administrator or Heir

F. S.
Form

Victoria by the Grace of God of the United Kingdom of Great Britain and Ireland, Queen;
To ——— of ——— greeting;
Whereas A. B. of ——— lately commenced a suit in Our Surrogate's Court against you, and whereas we have been informed that before final judgement in the said suit, the said ——— died having first duly made his last will and testament containing and thereby appointed ——— executor thereof, and that the said ——— hath duly proved the said last will and testament and taken upon himself the execution of the same (and power of Substitution, and interest) and that administration of the estate of the said ——— intestate hath been granted to ———. Now We hereby command you to be before Our Surrogate's Court at ——— on the ——— day of ——— at ——— O'clock in the ——— noon to shew cause why the said ——— ought not to sustain the aforesaid suit against you—

6

Sentence against executor administrator or heir

Service of the above changing only the names and positions of the parties —
Witness A.B. Chairman of the Police Court at Stanley in the said County.

7

Proceedings of executor against goods F. S. Form

Victoria by the Grace of God of the United Kingdom of Great Britain and Ireland, Queen;
To ——— of ——— greeting;
We command you that of the goods and chattels of ——— late of ——— in the Falkland Islands, you cause to be made the sum of ——— which ——— of ——— lately ——— against him in the Surrogate's Court by virtue of a judgment bearing date the — day of — and cause the money arising thereby after the execution hereof, to be rendered to the said ——— and in what manner you shall have executed this Our writ make appear to our said Court immediately after the execution hereof, and have you then and there this writ.
~~Witness~~ Witness A. B.
Chairman ~~of Our Sup. Court Stanley~~
~~in the Col~~

C. R.
Clerk of the Court

P. C. Ferry Printer Stanham Proclam

8

Against husband and wife

F. J.
Form

Victoria by the Grace of God of the United Kingdom of Great Britain and Ireland, Queen, — To ——— of ——— greeting; — Whereas ——— of ——— lately commenced a suit in Our Magistrates Court of the Falkland Islands against ———. And whereas We have been informed that before final judgement in the said suit, the said ——— became the wife of you the said ———. Now We hereby command you that you be before Our said Magistrates Court at ——— on the ——— day of ——— at ——— o'clock in the ——— noon, to shew cause why the said ——— ought not to continue the aforesaid suit against you.

Witness D. K. B. Chairman of Our Magistrates Court at Stanley in the said Islands

9

By husband and wife

Similar to the above changing only the names and positions of the parties.

10

Obtained against the person

Victoria by the Grace of God of the United Kingdom of Great Britain

F. J.
To writ

and Ireland Queen, — To ——— of ——— greeting; — We command you that you take ——— of ——— if he be found in ——— and him safely keep until he shall ——— the sum of ——— pounds ——— which ——— of ——— hath recovered against him in the Magistrates Court by a Judgement bearing date the ——— day of ——— and in that manner you shall have executed this Our writ make appear to Our Court immediately after the execution hereof and have you then and there this writ.

Witness D. K. B. Chairman of Our Magistrates Court at Stanley in the said Islands this ——— day of ——— 18 11

To enforce a Judgement more than twelve months old.

F. J.
To writ

Victoria by the Grace of God of the United Kingdom of Great Britain and Ireland, Queen, — To ——— of ——— greeting; — Whereas ——— of ——— lately commenced a suit against you and whereas we have been informed that although judgement was given on the ——— day of ——— 18 in favour of the said ——— yet execution thereon hath not been made; Now We hereby command you &c. &c. &c.

To bring fine
F. I.
F. with

Victoria by the Grace of God
of the United Kingdom of Great
Britain and Ireland, Queen —
To ——— of ——— greeting
We command you that of the
goods and chattels of ———
of ——— you cause to be made
the sum of ——— which was
being a fine set by Our Magistrates
Court upon the said ———
for ——— whereof the offence
and that immediately after the
execution hereof you render that
Money to us, and in what manner
you shall have executed this Our
Writ make appear to Our said Court
immediately after the execution and
have you then and there this Writ

Witness A. B. Chairman of Our Magis-
trates Court at Stanley in the said Islands
this (day of 185

Ecclesiastical

Probate

Exrs to make affd

1 ——— Every person who shall
apply for probate shall file an affi-
davit in the form No 1 and 2,
probate shall thereupon be granted
in the form No 3, unless a Caveat
shall have been previously entered

Previous Legatee &c 2 ——— If none of the executors

Exrs make affd

shall apply for probate within
one Calendar month after the death
of the testator and if the residuary
legatee, widow, widower or next
of kin of such testator or intestate
shall apply for administration
within two calendar months from
the death of the said testator and
shall file affidavits in the form
No 1 and 2, the party so
applying shall have letters of ad-
ministration with the will annexed
as in the form No 4 or letters of
administration in the form No 7,
as the case may require, unless a Caveat
shall have been previously entered.

Caveat

Caveat
John Felix

1 ——— All caveats against
application for probate of will or

Summons

letters of administration shall be filed in the office, the party applying for probate shall have a summons upon the party on whose behalf the caveat is filed calling upon him to appear before the Chairman on a certain day and show cause why the application for probate or administration (as the case may be) should not be granted. — Sec 4 Chap 5 of the Acts of 1892 (Statutes of 1893)

Non-appearance

Security by Admrs. to give bond

5 ____ Every person to whom letters of administration shall be committed as residuary legatee or next of kin shall before obtaining the same give security by bond with sureties to the satisfaction of the Chairman for penalty in such bond shall be twice the amount of the property to be administered, as sworn to by the party applying for administration

Official Administration

Official administration

6 ____ If no person shall apply for administration of the estate and effects of any person deceased within two calendar months after such decease, or if such application shall have been opposed and the opposition shall not have been considered well founded, upon filing affidavits in the form No. 4 and 5, letters of administration may be

Probable property

granted to any person the court shall approve.

7 ____ If any person deceased shall have left behind him property of a perishable nature, the court may authorize the sale of such property by some person therein named, and may direct the proceeds to be paid to such court or account of the estate of the deceased.

Inventory and Account

Inventory in 3 Mths

8 ____ Every executor or administrator within three months from the time of proving the will, or from the grant of letters of administration, shall file an inventory of the estate and effects of the deceased which shall be verified by affidavit.

Account in 12 Mths.

9 ____ Every executor or administrator shall within twelve calendar months after the decease of the testator or intestate file a full and distinct account in writing of his administration of the estate which shall set forth the dates and particulars of all receipts and disbursements, which account shall be verified by affidavit (Copy-Form A— in Appx. 12— Page 116— ov. 2. rules

Table of Fees

On probate or administration including bond as follows:—

	£.	s.	d.
When the estate shall be under Twenty pounds	1	10	0
When over Twenty but under One hundred pounds	2	10	0
When the estate shall be above One hundred pounds but not exceeding £500— and £2 per cent for every £100— exceeding £500—	5	0	0
	2	0	0

No 1

In the Magistrates Court at Manly — in the Parliament of Manly —

Oath of death

I — A.B. — swear that I know — C.D. — of — in the said Parliament, and that the said C.D. was resident at — within — and that the said — C.D. — died at — on or about the — day of —

Sworn at — this — day of — before me. (signed) E.F.

Probate to one Exr.

No 2

In the Magistrates Court at — &c. &c.

Oath of it Exr.

I — A.B. — of — swear that I believe the writing now produced and bearing date the — day of — and marked — to be the last will and testament of — deceased; and that I am the executor or one of the executors therein named; I swear that I will faithfully execute the said will by paying the debts and legacies of the deceased so far as the property will extend and the law binds and that I will exhibit into this Court a full and perfect inventory of all the personal estate, effects and credits of the deceased or which shall come to my — hand — and that I will file a true account of my executorship on or before the — day of —

Sworn at &c. &c. —

No 3

In the Magistrates Court at — &c. &c.

Probate to one Exr.

Be it known to all men, that on this — day of — the last will and testament of —

deceased (a copy of which is hereunto annexed) hath been exhibited, read and proved before ——— and administration of the personal estate and effects and credits of the deceased hath been and is hereby granted to ——— the executor in the said will and testament named being first duly sworn faithfully to execute the said will by paying the debts and legacies of the deceased as far as the property will extend and the law directs and also to exhibit into this Court a true full and perfect inventory of the said property on or before the ——— day of ——— (covering moreover to this Court full power and authority to grant like probate and administration to ——— the other executor named in the will whenever ——— shall appear before this Court and demand the same) Given under the seal of the said Court this ——— day of ———

Witness C. A. B. Chairman

C. D.
Clerk of said Court

No 4

In the Magistrates Court at ——— &c. &c.

I ——— B. ——— of ——— swear that I believe the writing now produced to me bearing date the ——— day of ——— 18— and marked A to be the last will and testament of ——— deceased; I swear that to the best of my knowledge information and belief the state effects and credits of the deceased to be administered by me are under the value of ——— That I will faithfully execute the said will by paying the debts and legacies of the deceased as far as the property will extend and the law directs. And that I will exhibit into this Court a true and perfect inventory of all the state, effects and credits of the deceased on or before the ——— day of ——— and that I will file a true account of my administration on or before the ——— day of ——— Sworn &c. &c. ———

No 5

In the Magistrates Court at ——— &c. &c.

Oath before admr. without a bill

I ——— B. ——— of ——— swear that to the best of my knowledge, information and belief the state effects and credits of the deceased to be administered by me are under the value of ——— that I will exhibit into this Court a true full and perfect inventory of all the estate effects and credits of the deceased on or before the ——— day of ——— and

Affidavit of Debts Legacies

Kinahan Proctor

B. Power to Thomas the Exr. named in the said Will to administer

A - You having been duly sworn well and faithfully to administer the Same

Bond also to be given by two securities for administration (Form)

B. Power reserved for the Executor to come in and prove the Will

that I will file a true account of my administration as required by Law before the ____ day of ____ Given &c. &c.

No 6

In the Magistrates Court &c. &c.

In re D. widow, widow and next of kin of ____ deceased.

Whereas the said ____ lately departed this life, leaving a will which has been duly proved in this Court, and whereas he executors in the said Will

B

You are therefore hereby required and authorized by these presents to administer the state and effects of the said deceased and to demand and recover whatsoever debts may be owing to his estate, and pay whatsoever debts the said deceased did owe, and also the legacies contained in the said will, so far as such estate and effects shall extend ____ and exhibit a true and perfect account of all the estate and effects in this Court on or before the ____ day of ____ and you are hereby constituted administrator with the will annexed of all the

B

by these presents

state and effects of the said deceased. B (where applicable) &c. as in Probate

Given under the Seal &c. &c. &c.

No 7

In ____ Will &c. &c.

Whereas the said ____ lately departed this life intestate; You are therefore duly authorized and authorized &c. &c. and to pay whatsoever debts the said deceased did owe so far as such estate and effects shall extend, you having been &c. &c. on or before the ____ day of ____ and you are thereby by these presents constituted administrator of all the state and effects of the said deceased.

Given as in Probate &c. &c.

No 8

In the Magistrates Court &c. &c.

In the will of ____ late of ____ deceased. Let nothing be done in the will of ____ late of ____ deceased, without a notice to ____ Dated this ____ day of ____

Caveat

No 9

In the Magistrates Court &c. &c.

Administrators Bond

Know all men by these presents that We —— of —— &c. &c. are held and firmly bound unto A. B. Clerk of the said Court or to the Clerk of the said Ct. for the time being in the sum of —— to the payment of which well and truly to be made we bind ourselves and our heirs, executors and administrators jointly and severally by these presents: Whereas by order of this Court of the —— day of —— ; it is ordered that Letters of administration of the personal estate effects and credits of —— deceased be granted to the said —— on his giving security for the due administration thereof. Now whereas —— hath sworn that to the best of his knowledge information and belief the said personal estate effects and credits are under the value of —— pounds Now the condition of the within bond is that if the above bounden —— shall exhibit into this Court a true and perfect inventory of all the personal estate effects and credits of the deceased which shall come into the possession of the said —— or of any other person by his order or for his use on or before the —— day of —— A then this bond shall be void and of none effect but otherwise shall remain in full force.

Signed this —— day of ——
In the presence of ——

A and shall well and truly administer the same according to law

A and shall render to this Court a just and true account of his said Administration on or before the —— day of ——

P. C. Ferry Pilot Amendm.t Proclam.

P. C. Ferry Pilot Amendam Proclam

P. C. Ferry Pilot Amsdam Proclam

P. C. Ferry Pilot Amendm.ts Proclam.n

Rules of Police Court

Whereas by ~~the~~ Ordinance in Schedule "A" to Ordinance of 1853 it is enacted that it shall be lawful for the ~~Stipendiary~~ Chairman ~~to make rules~~ of the Police Court from time to time to make rules for regulating ~~the time and place of hearing~~ ~~and~~ the practice, procedure, forms and pleadings therein in criminal matters, and the proceedings, and the taxing thereof, and all matters relating to the business of such Court, provided the same be not repugnant to the provisions of the said Ordinance, and that such rules shall be in force under the Seal of the Court when signed by the Chairman or such other person as shall have effect from the Governor, I do hereby ordain, ~~that~~ ~~the~~ ~~rules~~ ~~and~~ ~~forms~~ ~~in~~ ~~the~~ ~~Schedule~~ ~~to~~ ~~the~~ ~~said~~ ~~Ordinance~~ ~~shall~~ ~~be~~ ~~and~~ ~~the~~ ~~same~~ ~~are~~ ~~hereby~~ ~~repealed~~, ~~and~~ ~~that~~ ~~the~~ ~~following~~ ~~rules~~ ~~and~~ ~~forms~~ ~~shall~~ ~~be~~ ~~substituted~~ ~~therefor~~.

County Court

1 — That the rules and practice, proceedings and procedure in Courts in England on the first day of February 1850 in the Sheriff's and City of London shall be applied in so far as can be applied in the administration of the County Courts Jurisdiction and are consistent with the said rules or the administration of

A - Justice Ordinance of 1853, and the Plaintiff entering the plaint shall state his cause in such form in Schedule B of the Common Law Procedure Act of 1852 as is applicable -

Police Office Files Page 235 - P.C. Terry Pro-Amendm.t Proclam.n

Where twenty pounds

2 ___ That in all cases where twenty pounds the Clerk shall take down the evidence in writing a copy of which evidence shall be furnished to either plaintiff or defendant (if required) at the usual cost.

Where twenty pounds not payment

3 ___ That in every case where the amount recovered shall exceed twenty pounds no payment shall be made out of Court until the expiration of twenty days from the judgment shall elapse from special order of the ~~Court~~ Chairman.

Summons

4 ___ That any party ~~desirous~~ of having any ~~summons~~ issued ~~in any cause~~ ~~shall~~ give reasonable notice ~~to the~~ ~~party~~ ~~to be summoned~~ writing to the clerk of the Court ~~in which the cause is to be tried~~ before the ~~time of the summons~~ issue of the summons.

Original proceedings

5 ___ That upon the first entry for any cause before the said Court, the Court shall first take the information upon oath ~~of the~~ ~~truth of the charge~~, ~~upon which the summons is granted~~ ~~and~~ the plea of the person to such

Imprisonment

6 ___ That ~~where~~ shall thereupon be taken and (so far as practicable) the same rules and procedure shall be observed as upon the trial of an indictment before the Justices at Quarter Sessions.

Costs

6 ___ That the rules and practice, fees, forms, costs and procedure in force in the Insolvent Court in London on the first day of January 1850 shall be applied (so far as can be applied)

Bankruptcy

7 ___ That the rules and practice, fees, forms, costs and procedure in force in the Bankrupt Court in London on the first day of January 1850 shall be applied (so far as can be applied)

Costs

8 ___ That the costs of suits shall be charged according to Schedule A annexed.

Forms

9 ___ That the forms in Schedule B shall be used when applicable.

10 ___ That in any case under four pounds where the defendant resides in the town of Stanley or within two miles thereof, the

summons may be returnable on the fourth day from its date, and must if such use be signed ~~two clear days~~ before the day of its return.

Special application

11 That when the plaintiff requires a summons returnable at such time as he must make a special application to the ~~Deputy Chairman~~ Chairman and also an affidavit stating the ground of his claim.

Affidavit

Interim Pleading

13 That no pleading will be entered, or Process issued or prepared until the fees are paid

Chairman

12 That wherever the word "Chairman" is used in these rules it shall be understood ~~when necessary to give full effect to the rule~~ to include the "Deputy Chairman" as well as the Chairman.

Ferry Prot-Xmenam Proctam

Entering Plaint if sum claimed does not exceed £5 with
Mileage One mile for every other mile
Affidavit of service of Summons
Attendance of Bailiff if he serves the same & gives evidence
on hearing, not to exceed £5 - 10/- where
Do " do " do without hearing
Every other judgment not above £5 for
Entering Plaint if sum claimed exceeds £5 with One mile 7-
Mileage One mile for every other mile
Judgment by Default
Entering and giving notice of Special Jury
Swearing every witness for Plaintiff or Defendant
Payment of money into Court &c.
Do " do out of Court &c.
Every Search in the books
Issuing every warrant, attachment or execution
Executing same within one mile of Court House
For every mile above one mile
Superseding execution Order of payment &c.
Warrant of commitment for want of sufficient
Taxing Costs
Entering Judgment of any Court sale for day inter-
Executing every delinquent to prison, including all ex-
to the Sheriff, Bailiff, or Chief Constable upon every
upon the amount realized £5 - per cent in addition

Not exceeding 20s.		Above 20s. not exceeding 40s.		Above 40s. not exceeding £5		Above £5. and not exceeding £10.		Contract exceeding £10		Fees £10	
s.	d.	s.	d.	s.	d.	s.	d.	s.	d.	s.	d.
"	9	1	4	2	6	4	10	7	"	8	"
"	2	"	2	"	3	"	4	"	4	"	4
"	2	"	3	"	6	1	"	1	1	2	"
1	6	2	3	3	10	9	6	12	"	20	"
4	8	6	11	10	2	17	6	24	6	35	6
"	6	1	"	2	"	3	6	5	6	6	"
"	6	"	10	1	3	1	10	2	6	3	"
"	2	"	2	"	3	"	4	"	4	"	4
"	3	"	4	"	6	1	"	2	"	3	6
"	3	"	6	1	"	1	6	2	"	2	"
"	2	"	2	"	3	"	4	"	6	1	"
"	2	"	4	"	6	"	6	"	8	1	"
"	2	"	2	"	6	"	9	1	"	1	6
"	2	"	2	"	4	"	6	1	"	1	6
"	4	"	4	"	6	1	"	1	6	2	"
"	6	"	6	1	"	1	6	2	6	3	6
1	6	2	6	3	6	4	"	5	"	7	"
"	3	"	3	"	4	"	6	"	6	"	6
"	3	"	6	"	1	1	"	1	6	2	"
5	"	5	"	5	"	5	"	5	"	5	"
"	"	"	"	"	"	1	"	2	"	3	"
1	"	1	6	2	"	2	"	3	6	5	"
1	"	1	"	1	"	1	"	1	"	1	"

Ferry Pilot Amendm Proclam

Ferry Pilot Amendm.ts Proclam.ts

B

Writ of arrest

No. 2.
of 1[illegible]

1 Victoria by the Grace of God of the United Kingdom of Great Britain and Ireland, Queen,

To ——— of ——— yeoman;

We command you that you take ——— of ——— if he shall be found and him safely keep until he shall give bail or make a deposit with you according to law, in a suit wherein ——— is plaintiff and ——— is defendant to answer the plaintiff of a plea that he render unto him ——— which he owes him, as he says, and unjustly detains, whereof the said ——— shall by other lawful means be discharged from your custody; And We hereby require the said ——— to take notice that within eight days after the execution hereof on his exclusive of the day of such execution he shall cause special bail to be put in for him in Our Police Court to the said suit, and that in default thereof such proceedings may be had and taken as are mentioned in the warning written or indorsed hereon; And We do further command you that on the execution hereof you deliver a copy hereof to the said ——— And We do further command you that immediately after the execution hereof you do return this Writ to our said Police Court

Indorsement on the Writ

Bail for
by Order of
Dated this

Sp. C.
Clerk of Our Police Court
at ———
Judge making Order
day of ———

1

Affidavit against Defendant

Inhabitant Householder of

Indorsed

Particulars

Increased Costs.
Executed 1868 — 7 6 / 7 6
Clerk's Fees 4/
and Expenses
Inhabitant Householder 3/-

999

together with the manner in which you shall have executed the same and the day of execution thereof, or that if the same shall remain unexecuted that then you do return the same at the expiration of one calendar month after the date hereof, or sooner if you shall be required by order of the said Court.

This Writ is to be executed within One calendar month from the date hereof, including the day of such date and not afterwards.

Witness

1 Victoria by the Grace of God of the United Kingdom of Great Britain and Ireland, Queen ——

To ——— of ——— yeoman

We command you that of the goods and chattels of ——— in the Sokhland Islands, you cause to be made the sum of ——— which ——— of ——— hath recovered against him in the Police Court by virtue of a Judgment bearing date the ——— day of ——— and cause the money immediately after the execution hereof to be ren-

Ferre Prod-Amenam-Procam

Of execution against the person.

Form of Charge

Form of Warrant to take a Prisoner

Form of Warrant to take Goods

dered by the said Court and in what manner you shall have executed this Our Writ make appear before our said Court immediately after the execution hereof and have you then and there this Writ.

Witness A. B. Chairman of Our Police Court

3— Victoria by the Grace of God of the United Kingdom of Great Britain and Ireland Queen;

To —— of —— greeting;

We command you that you take —— of —— if to be found in your and him safely keep until he shall —— the sum of —— (in words) which —— of —— hath recovered against him before the Police Court by a judgement bearing date the —— day of —— and in what manner you shall have executed this Our Writ make appear before our said Court immediately after the execution hereof and have you then and there this Writ.

Witness &c.

4— Victoria by the Grace of God of the United Kingdom of Great Britain and Ireland Queen. ——

To —— of —— greeting;

We command you that of the goods and chattels of —— of —— you cause to be made the sum of (in words)

being a sum ordered by Our Police Court upon the said ——

(or the sum) and that immediately after the execution hereof you render that money to us, and in what manner you shall have executed this Our Writ make appear to Our said Court immediately after the execution hereof, and have you then and there this Writ

Witness &c.

C

A. B. — You stand charged for that you on the — day of — in the year of Our Lord &c. &c. &c. at ——

(or in the night of the — day of — in the year —)

the goods and chattels of C. D. feloniously did steal, take and carry away.

Police Office Stanley

Scale of Fees

	£	d.
Summoning Justices at one & same time		
each on same day	2	6
Attendance of each Justice at each		
case for same offence, when no fine	5	-
Oath to persons taking	1	6
Oath to Interpreter	10	-
Entering information & Oath	1	6
Taking information & affidavit to grant		
warrant of detainer against one or		
more persons for same offence & Oath	2	6
Summons for defendant's appearance &c.		
duplicate &c. and service thereof &c. if		
within three miles of Stanley	5	-
If beyond that distance, for every addl. mile	-	6
For every Summons for witnesses &		
Inquiries including Oath and service		
thereof if within three miles of Stanley	2	-
If beyond that distance for every addl. mile	-	8
For each witness examined, when exam-		
-ination does not exceed two folios & Oath	1	-
For every additional folio beyond two folios	-	4
Warrant of detainer for one defendant only	5	-
For each additional defendant	-	1
Taking down answers & objections (when) the charge	1	-
Warrant of Commitment	4	-
Warrant of discharge	5	-
Warrant of Arrest & Commitment within 5 miles of Stanley	7	-
For every mile above five Miles	-	6
Recording conviction or acquittal	2	6

	£	d.
Warrant of arrest and executing or		
bail or repel		
Search warrant and executing within	10	-
five Miles of Stanley	10	-
For every mile above five miles	-	6
Drawing or engrossing recognizance		
or parliamentary bail	6	-
Recognizance to prosecute and give		
evidence	2	6
Recognizance to give evidence		
where parties appear by counsel	2	6
For each entry of recognizance to		
prosecute or give evidence	1	-
Recognizance to keep the Peace	2	-
Supersedeas	5	-
Clerk's Fee	6	5
Constable's Fee	1	6
For every duplicate receipt thereof made		
for use of Public Office	1	-
Copies per folio 172 words when required	-	6
For every Certificate or document not		
before enumerated and not exceed-		
-ing two folios	1	6
For every additional folio	-	8
For the arrest of every Seaman ab-		
-sconder or deserter within 5 miles of Stanley	20	-
For every additional mile beyond 5 Miles	-	6
For the arrest of One person in Stanley	5	-
If One Constable employed	10	-
Do — On the Water	5	-
For each additional Constable		
In addition to the above any sum expended		
for boat hire or otherwise		

Ferry Fees Indecent Proclam

	£	s.
If more than one person arrested at same time, such additional Charge as the Justices shall think reasonable in each case.		
Upon the detention of any Person in the Watch-house or Cart. For each 24 Hours or Portion of it	1	"

Ferry Pilot-Amendm.-Proclam.

Ferry Regulations

Tokomairiro Ferry

		£.	s.	d.
A	To or from any wharf in Stanley Harbour within a line from the pier head in a northerly direction across the harbour			
	When one person		1	"
	When more than One	each	"	6
	When a red flag is hoisted			
	For one person		1	"
	When more than One	each	1	"
	When a yellow flag is hoisted			
	For one person		3	"
	When more than One	each	1	6
	Between sunset and nine O'clock at night			
	For one person		2	"
	When more than One	each	1	"
	For every box above 1 Cubic foot or ½ Cwt		1	"
	For every additional box or package under 8 Cubic feet or 1 Cwt in the same boat		"	3
	Above that size or weight for every Cubic foot or ½ Cwt		"	1
B	To or from any wharf at the lower part of the harbour to the east of the above line and within a line from Navy Point to Burgess Point			
	For one person		2	"
	When more than One	each	1	"
	When a red flag is hoisted			
	For one person		4	"
	When more than One	each	2	"
	When a yellow flag is hoisted			
	For one person		6	"
	When more than One	each	3	"
C	To or from any wharf in Port Molyneux to the westward of a line from Bellbird Point to Portland Point			
	For one person		3	"
	When more than One	each	1	6
	When a red flag is hoisted			
	For one person		4	"
	When more than One	each	3	"
D	Below that line and to the westward of a line from Port Point to Anton Point including Spencer Cove			
	For one person		4	"
	When more than One	each	2	"
	When a red flag is hoisted			
	For one person		8	"
	When more than One	each	4	"
E	Detention of boat for every ½ an hour after discharging cargo or before taking in passengers		1	"

No Ferryman to take in his boat
with passengers above 6 cubic feet
or 2 Cwt luggage for each person which
is to be allowed free of charge.
No boat, compelled to go to Port William
for luggage.
No boat, compelled to go to Port William
after sunset.
When a yellow flag is hoisted, no boat
is compelled to go to Port William
A blue flag will be hoisted when the
weather is dangerous and no boat is
then compelled to take a fare.

Approved of by the Justices at a Meeting held
at the Police Office Hanley on 30th April 1851
Present — A. Montagu Esqr. Stipendiary Magistrate
J. B. Wetherington
J. M. Dean
J. Rd. Longden
} Esquires J.P.

Pilot Amendm. Proclam.

Pilot Regulations

— Not in force —

	£	s.	d.
1— For every vessel —			
——— If boarded by consent of the Captain to the east of the line in a northerly direction across the harbour within a line from "Navy Point" to "Engineer Point" For every foot of water such vessel draws		2	.
2 ——— If boarded between "Engineer Point" and to the Westward of a line from "Hat Point" to "Arrow Point" For every foot of water such vessel draws		3	.
3 ——— If boarded outside of a line from "Arrow Point" to "Hat Point" For every foot of water such vessel draws		3	6
4— For every vessel bound out if Pilot taken For every foot of water such vessel draws Or half pilotage according to the above Scale . .		1	6
5— Vessels bound out to be piloted as if Pilot taken outside of large Tupapa Island			
6— For mooring or unmooring a vessel within the harbour . . Per register Ton		.	1
7— For each removal of the ship within the harbour . . Per registered ton . . .		.	1
8— Colonial vessels under 80 tons register to be exempt from payment of the foregoing			

under, unless the service of the harbour master be specially required.

9— Vessels above 25 tons but under 50 tons burden not required to take a pilot, but though they decline taking one are chargeable with half pilotage, unless they be Steamers engaged in coasting voyages, in either of which cases they are exempt.

10— Every vessel that actually takes a pilot must pay full pilotage.

11— Where pilot is required, to be paid pilotage from the place where he offered to board.

12— Vessels belonging to the port not to pay harbour dues.

13— Pilotage not claimed unless the vessel is anchored above the buoy jetty except in cases of ships drawing more than 14 feet of water which must be anchored above the mouth and south bar, unless the Master requires otherwise.

14— Men-o-war to be exempt

15— Licensed pilots may supercede unlicensed pilots, but unlicensed pilots may act so long as no licensed pilot offers to take charge of the ship.

16– Pilot ongoing out to a vessel to hoist a flag in pilot boat.

17– Vessels exempt from pilotage if not flag hoisted at the foremast.

The above rules were drawn up at the Governor's request, or rather abstracts of matters to be considered in framing pilot regulations they were sent to the Governor but his Excellency without acting upon the section of the Act of Council, gave for the present directions to the pilot.

Amendm.ts Proclam.ns

Schedule A of

Year	No	Title	Section	Nature of Engrossing Ordinance Amendment
1850	2	Dog Licenses Ord.	4	Instead of the words "Levied" the word "Recovered"
1851	1	An Ord. for the Registration of Land Births & Deaths	28	Instead of the words "Or" the word "Any"
			" A.	To add at end of section "and any such general abstract" to be placed after the word "Notice"
			"	after the word "Death"
That Schedules A and B attached to Ordinance No 1 of 1851 being erroneously bound in Book			31	Instead of the word "And" the word "That"
	3	Main Ord. Rec'd Sec 5 before Sec. 6	5 B	Instead of the words "By and Before"
			"	Schedule D for Schedule C
			"	after the word "Schedule" insert the words "in the form"
			7	After the word "Signature" insert the words "in the form Schedule C."
	4	Pilot & Harbour Ord.	7 & 8 / 6	Section 7 - To be Omit the words 8th and 9th Sections M.
Ordinance No 5 of 1851 repealed by Ordinance No 2 of 1852	5	Administration of Justice Ord.	24	Add "Provided the same shall"
			24	After the word "By" insert the words "and Before"
			34	Instead of the word "Justice" the word "Peace"
			"	After the word "punished" insert the words "in a summary way".

Section 8 - Section 8 to be Section 7 - Insert the words "last Section" and insert the words against the

As that no such Rules shall be in force until they have been approved by the Governor and Before "shall be substituted for the word "By" and "Justice" the word "Peace" and "recovered". to be punished "insert the words "in a summary way".

Amendments Proclamations

Year	No.	Title	Sec.	Nature
1851	6	Police Ordinance	2	Omit the words in the said Samuel Fisher by either of them.
			3	Instead of the
	7	Publicans Licensing Ordinance		
	8	Wholesale Licensing Ordinance	6	For the word

This case not be included in the Contract to which this Ordinance refers.

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of Amendment

latter part of this Section "Or other person, or the Lessee or his Agent, or person duly authorized

word "Service" be read "received".

"By" be read "By and Before". do. do.

Proclamation

See Act
Section 38
Page 106

By His Excellency
George Rennie Esquire
Governor and Commander
-in-Chief of the Falkland
Islands and their Dependencies &c. &c.

Whereas by an Ordinance passed in this present year 1851 No 6. entitled "Police Ordinance" it is enacted, that the Town of Stanley shall be deemed and taken to extend and apply to such place as the Governor for the time being shall from time to time define by any Proclamation for that purpose specifying how far the said Town of Stanley shall be deemed and taken to extend to all the land lying above low water mark on the South shore of Stanley Harbour, bounded on the west by the east boundary of No 1 suburban Allotment and running 15 20 yards South to a picket, on the South by a line drawn east from the said picket 1540 yards to another picket and on the east by a line from the said last named picket running northward to the shore of Stanley Harbour along the east side of Hebe

Proclam[illegible]

Act and Recorded on the 10th day
Stanley Harbour. ——

— Given under my hand and seal
— with the Public Seal of the Colony
— at Government House Stanley this
— twenty fourth day of March in
— the year of Our Lord One thousand
— eight hundred and fifty One
— God save the Queen —

Stanley Gazette - Falkland Islands

Proclamation

By His Excellency George
Rennie Esquire Captain and
Commander in Chief of the
Falkland Islands and their
Dependencies &c. &c. &c.

Whereas by an Ordinance passed
by the Legislative Council on the
26th of January 1851 No 2 entitled
"An Ordinance for the Registration of
Sea Births and Deaths" it is enacted
that the said Ordinance shall take
effect and come into operation upon
the day of the date and publication
of any Proclamation to be made and
published by the Governor for the time
being which shall make known and
signify to the Inhabitants of the Falk-

Land Regr Ord.
Page 12

land Islands and its Dependencies
His Majesty's pleasure upon a Repre-
sentation thereof made to Him by
the Right Honorable Earl Grey his Majes-
ty's principal Secretary of State for the
Colonies and Plantations that the said
Ordinance should be confirmed and
allowed by His Majesty His Heirs and
Successors. The said Governor do
hereby accordingly publish and proclaim
that His Majesty has been graciously
pleased to confirm and allow the said
Ordinance.

Given under my hand and seal
with the Public Seal of the
Falkland Islands and their De-
pendencies at Government House
Stanley this eleventh day of March
in the year of Our Lord One thousand
eight hundred and fifty two.

God save the Queen.

See Stanley Gazette - Falkland Islands
Vol 1 Page 1
Also Vol 1 Page 28
Public Vol 1 Page 84
Publications Vol 1 Page 101
Confirmed —

Stanley Gazette - Falkland Islands

Proclamation

By His Excellency George Rennie Esqr
Governor and Commander in Chief
of the Falkland Islands and their
Dependencies &c. &c. &c.

Whereas the Right Honorable Grey

has in a dispatch dated 5th September 1851 No 90 signified to me Her Majesty's allowance and confirmation of the following Ordinances;

Dog Licence Ord. passed on 30th August 1850 No 2
Wreck Ord. passed on 18th June 1851 No 3
Libel Ord. passed on 23rd January 1851 No 6
Pilchard Fishery Ord. passed 23rd January 1851 No 7

Now therefore I the said Governor do hereby accordingly publish and proclaim that Her Majesty has been graciously pleased to allow and confirm the said Ordinances.

Given under my hand and Seal with the Public Seal of the Falkland Islands and Dependencies at Government House Stanley this eleventh day of March in the year of Our Lord One Thousand eight hundred and fifty two.

God save the Queen

Stanley Town Falkland Islands 25th

Proclamation

Act
Page 127

By His Excellency George Rennie Esquire Governor and Commander in Chief in and over the Falkland Islands and their Dependencies &c. &c. &c.

Whereas the Right Honorable Earl Grey has in a dispatch dated 1st December 1851 No 91 signified to me Her Majesty's allowance and confirmation of the Ordinance entitled "An Act for securing Obedience to Process issuing out of the Courts of this Colony" passed by the Legislative Council of this Colony on the 30th day of August 1851 Now therefore I the said Governor do hereby accordingly publish and proclaim that Her Majesty has been graciously pleased to allow and confirm the said Ordinance.

Given under my hand and seal with the Public Seal of the Falkland Islands and Dependencies at Government House Stanley the fifth day of May in the year of Our Lord One thousand eight hundred and fifty two.

Signed
George Rennie
Governor

God save the Queen

Stanley Gazette. Falkland Islands

Proclamation

Act
Page 36

By His Excellency George
Rennie Esquire Governor and
Commander-in-Chief of the
Falkland Islands and their
Dependencies &c. &c. &c.

Whereas the Right Honorable Earl
Grey has in a despatch dated 12 No-
vember 1850, No 95, signified to me
Her Majesty's Allowance and Confirmation
of the Ordinance entitled "Pilot and
Harbour Ordinance" passed by the
Legislative Council of this Colony on the
eighteenth day of January 1850. Now
Know ye that I the said Governor do
hereby accordingly publish and proclaim
that Her Majesty has been graciously
pleased to allow and confirm the said
Ordinance.

Given under my hand and seal
with the public seal of the Falk-
land Islands and their Depend-
encies at Government House
Stanley this eleventh day of
March in the year of Our Lord
One thousand eight hundred
and fifty two.

God save the Queen