



Western Australia.

ANNO QUADRAGESIMO SEPTIMO

VICTORIÆ REGINÆ.

No. XXIV

AN ACT to promote the further Settlement of the Colony of Western Australia by the establishment of a Board of Immigration, and of an Immigration Fund.

[Assented to, 8th September, 1883.]

WHEREAS it is expedient to establish a Board for the purpose of promoting the introduction of suitable persons as Immigrants into Western Australia, and to provide the Board with funds for carrying such purpose into effect: Be it enacted by His Excellency the Governor of Western Australia and its Dependencies, by and with the advice and consent of the Legislative Council thereof, as follows:—

1. THIS Act may be cited as “The Immigration Act, 1883.” Short title.

2. FOR the purposes of this Act, there shall be a Board, to be called “The Board of Immigration,” which shall consist of seven persons to be appointed by the Governor, of whom not more than two shall be persons in the service of the Crown, and not less than two shall be members of and nominated by the Legislative Council. Appointment of Board.

47° VICTORIÆ, No. 24.

Board of Immigration.

The Governor shall further appoint one of such persons to be Chairman of the Board, and shall also appoint a proper person to be Secretary of the said Board, and he shall fill up all vacancies in the Board whenever they shall occur.

Publication in
Gazette.

3. EVERY appointment as aforesaid shall be forthwith published in the *Government Gazette*, and the production of a copy of the *Gazette* containing a notice of any such appointment shall be received in all Courts of Justice and elsewhere as evidence of the due appointment of the person or persons therein named.

Decisions of Board.

4. ALL questions to be decided by the Board shall be decided by the votes of a majority of the members then present, and in case of an equality of votes the chairman shall have a second or casting vote. Four members shall constitute a quorum capable of transacting all the business of the Board. The usual place of meeting of the Board shall be at Perth.

Board may have
corresponding mem-
bers.

5. IT shall be lawful for the Governor on the recommendation of the Board to appoint persons to be corresponding members of the Board, not exceeding two in number in each district, who shall have power when they are in Perth to sit and vote at the meetings of the Board.

General duty of
Board.

6. IT shall be the duty of the Board to promote, and assist and superintend the introduction into and settlement within the Colony of suitable European immigrants by all such means as to the Board may seem to be advisable.

Estimate of expen-
diture and scheme of
immigration.

7. THE Board shall prepare an annual estimate of the expenditure necessary during each year for the carrying out of such scheme of European immigration as shall, on the recommendation of the Board, be approved by the Governor and Legislative Council, who may nevertheless vary or alter the said scheme.

Mode of dealing
with estimates.

8. THE annual estimate of expenditure aforesaid shall include all charges connected with immigration. It shall be subject to approval or amendment by the Governor, and shall be laid before the Legislative Council at the same time and dealt with in the same manner as the general Estimates of the Revenue and Expenditure of the Colony.

Code of regulations
to be approved as
aforesaid.

9. THE Board shall have power to frame, alter, or amend regulations concerning all matters relating to immigration as aforesaid. Such regulations shall be submitted to the Governor for approval, and shall, as approved or amended by him, be laid before the Legislative Council for their approval.

47° VICTORIÆ, No. 24.

Board of Immigration.

10. IF the Legislative Council shall not be sitting at the time when the aforesaid annual estimate, scheme of immigration, or regulations concerning immigration shall be approved by the Governor as aforesaid, such estimate, scheme, or regulations shall be deemed to be valid for all purposes without having received the approval of the said Council. Provided that they shall be laid before the Council for approval at the next sitting thereof.

Approval by Governor alone in certain cases.

11. THE Board shall have power to expend all moneys that may be paid into the Immigration Fund (hereinafter more particularly referred to) and that may be placed at their disposal by the Governor. Provided always, that such expenditure shall be in accordance with the provisions of the annual estimate, scheme, and regulations duly made and approved as aforesaid.

Power of Board to expend moneys under their control.

12. EXPENDITURE not comprised within the annual estimates of the Board, approved as aforesaid, may be incurred subject to the same regulations and control as in the case of expenditure in excess of the annual Estimates of the Colony.

Expenditure in excess of estimates.

13. THE Board shall have power to deal with any lands which shall be placed at their disposal for the purposes of this Act, in such manner as shall be duly authorised by the Governor.

Power to deal with lands given to them.

14. THE Board shall from time to time submit to the Governor any proposals or suggestions relating to the introduction of immigrants, and to their settlement within the Colony, which may appear to them to be expedient.

Board to submit suggestions to the Governor.

15. THE Board shall present to the Governor, not later than the 15th April in every year, a report of all things done and all moneys expended by the Board during the preceding year, which report shall be laid before the Legislative Council at the next sitting thereof.

Board shall present an annual report to Governor.

16. THE Governor may appoint a person to be Immigration Agent for the Colony in London, at such a salary as shall be fixed by the Governor with the approval of the Legislative Council. If the Legislative Council shall not be sitting at the time when the Governor shall make the said appointment, the appointment shall nevertheless be valid without such approval. Such appointment shall be subject to termination at any time by six months notice on either side.

Appointment of an Immigration Agent in London.

17. THE Immigration Agent shall act under instructions to be given him from time to time by the Board, and he shall do all things usual and proper to be done by such an Agent, subject to instructions as aforesaid.

Duties of Immigration Agent.

47° VICTORIÆ, No. 24.

Board of Immigration.

- 18.** THE amount of the expenses of and incidental to the agency shall be fixed by the Governor, subject to the approval of the Legislative Council as aforesaid.
- 19.** A SPECIAL fund, to be called "The Immigration Fund," shall be established, to be applied, subject to the provisions of this Act, in promoting and assisting the introduction and settlement of European immigrants within the Colony, and in defraying all expenditure whatever incurred under this Act.
- 20.** THE said fund shall consist of such sums, not exceeding Twenty thousand pounds, as may within twelve months from the passing of this Act be transferred to it by the Governor from the general revenue of the Colony, and of such further sums as may thereafter by vote of the Legislative Council on the proposal of the Governor, be appropriated and transferred to the said fund.
- 21.** A SEPARATE account of the said fund shall be opened and kept at the Colonial Treasury, and an annual balance sheet, to be prepared in the office of the Treasury, containing details of the whole of the expenditure of the preceding year or in connection with the said fund, shall be annexed to the annual report of the Board hereinbefore referred to.
- 22.** THE accounts of the fund shall be duly audited in the usual manner by the Auditor General, and all payments therefrom shall be made in accordance with the provisions of "The Audit Act, 1881."

Expenses of Immigration Agency.

Establishment of an Immigration Fund.

Constitution of such Fund.

Immigration Fund account to be kept at Treasury.

Audit of accounts of the Fund.

In the name and on behalf of the Queen I hereby assent to this Act.

F. NAPIER BROOME, Governor.