

Naval Deserters

WESTERN AUSTRALIA

ANNO QUADRAGESIMO OCTAVO

VICTORIÆ REGINÆ

No. 6

An Act to further provide for the prevention of Desertion from any of Her Majesty's Ships.

[Assented to 27th August, 1884.]

WHEREAS it is expedient to make further provisions for the Punishment of persons who shall assist, procure, or persuade Seamen or Marines belonging to Her Majesty's Ships to desert therefrom, or who shall employ or conceal such Deserters as aforesaid: 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:—

Short title

1. This Act may be cited as 'The Naval Deserters Act, 1884.'

Interpretation of terms

2. In this Act, unless the context otherwise requires,—

The word 'seaman' shall mean and include any seaman, or petty or non-commissioned officer of or belonging to Her Majesty's Navy.

The word 'marine' shall mean and include any marine or non-commissioned officer of Her Majesty's Marines.

The words 'Her Majesty's Ships' shall mean Her Majesty's ships or vessels of war.

Penalty for assisting or procuring desertion, &c.

3. If any person shall assist or procure any seaman or marine to desert from or improperly absent himself from his duty upon or with any of Her Majesty's ships, being within any of the ports, harbours, or waters of the Colony, or shall conceal, employ, or continue to employ any seaman or marine who is a deserter or improperly absent from his duty as aforesaid, knowing him to be a deserter or so improperly absent, he shall for every such offence of assistance, procurement, concealment, employment, or continuance of employment be liable, on summary conviction thereof before any Justice or Justices of the Peace in Petty Sessions, to be imprisoned with or without hard labor for any term not exceeding three months, or to a penalty not exceeding Thirty pounds, according to the discretion of such Justice or Justices.

Penalty for persuading to desertion

4. If any person shall, by words or otherwise, persuade or endeavour to persuade any seaman or marine to desert or improperly absent himself from his duty as aforesaid, he shall for every such offence be liable, on summary conviction thereof before any Justice or Justices of the Peace in Petty Sessions, to be imprisoned with or without hard labour for any term not exceeding two months, or to a penalty not exceeding Twenty pounds, according to the discretion of such Justice or Justices.

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5. Sections A, E, G, H, and I of 'The Shortening Ordinance, 1853,' shall be incorporated with, and taken to form part of this Act to all intents and purposes, and in as full and ample a manner as if the said sections had been introduced and fully set forth in this Act.

Incorporation of
sections of
Shortening
Ordinance, 1853

F. NAPIER BROOME,
GOVERNOR.
