



## WESTERN AUSTRALIA.

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ANNO VICESIMO-PRIMO VICTORIÆ REGINÆ.

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No. III.

### An Ordinance to Provide additional Regulations for the Port of Fremantle.

**W**HEREAS persons are in the habit of crossing the River Bar at Fremantle after sundown in boats, without reporting to the Superintendent of Water Police their intention so to do, and it is expedient to prohibit such practices: 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:—

I. THAT if, from and after the passing of this Ordinance, any boat or vessel shall, between sundown and sunrise, be wilfully taken If boat be wilfully taken to seaward after sundown.

21st Vict., No. 3.

1857.

Without permission. River, in the said Colouy, without the previous written permission of the Superintendent or other officer of Water Police on duty for the time being, every person employed or acting as one of the crew or otherwise, in so taking or conveying such boat or vessel as aforesaid, and every person hiring, or letting to hire, or otherwise knowingly procuring, or as a passenger therein knowingly assisting in procuring, such boat or vessel to be so taken or conveyed as aforesaid, shall, on conviction thereof before any two or more Justices of the Peace, forfeit and pay any sum not exceeding Fifty Pounds; and every person so convicted, being a licensed boatman or licensed boatowner, shall, over and above any such penalty as aforesaid, forfeit his license for the residue of the current year; and if the penalty so imposed as aforesaid shall not be paid forthwith, or within such time as the convicting Justices shall determine, the offender so convicted may be imprisoned, with or without hard labour, for any term not exceeding twelve months.

Every person actively concerned.

Even passengers; if proved abettors.

Penalty.

Boatman or owner to forfeit licenses.

Imprisonment.

Twelve months.

II. PROVIDED always, and be it enacted, that nothing herein contained shall apply, or be construed to apply, to any passenger in any such boat, not knowingly assisting in procuring as aforesaid, not being an escaped or escaping convict, and not having or exercising any control over such boat or vessel as aforesaid, or any proprietorship or share therein

Not to apply to a mere passenger.

III. THAT this Ordinance be incorporated with, and deemed and taken to form part of, the Ordinance 14th Victoria No. 20, of 1851.

A. E. KENNEDY,

GOVERNOR AND COMMANDER-IN-CHIEF.

*Passed the Legislative Council this }  
22nd day of June, 1857. }*

HENRY WAKEFORD,  
Clerk of the Council.