



WESTERN AUSTRALIA.

ANNO DECIMO QUARTO

VICTORIÆ REGINÆ.

No. XI.

An Ordinance to extend the Law of Quarantine.

WHEREAS it is expedient to provide for the event of the introduction into this Colony of malignant and infectious diseases, before the receipt by his Excellency the Governor of such intelligence as may enable him to exercise the precautionary powers vested in him by the Quarantine Act;—Be it therefore enacted, by
His

Master, &c., quitting or permitting another vessel to quit the vessel before the visit of the Health Officer is liable to a penalty not exceeding £50. His Excellency the Governor of Western Australia and its Dependencies, by and with the advice and consent of the Legislative Council thereof, that if the master or other person in charge of any ship or vessel arriving at or entering any of the ports or harbours of Western Australia, from any port beyond the limits of the said Colony, shall, before or after such ship or vessel shall have come to anchor, quit, or knowingly permit any seaman, passenger, or other person to quit such ship or vessel by going on shore, or by going on board any other ship, vessel, or boat, or if any seaman, passenger, or other person, shall, in like manner, whether before or after such ship or vessel shall have come to anchor, quit such ship or vessel by going on shore, or by going on board any other ship, vessel, or boat before the Health Officer of the port of arrival, (where any such officer has been appointed) or where no such officer has been appointed, then before the Harbour-master or other Government officer duly authorised, shall have visited and inquired into the state of health of the crew and passengers of such ship or vessel, such person so offending, shall on conviction thereof before any Justice of the Peace forfeit and pay a sum not exceeding Fifty Pounds.

Health Officer may order vessel into Quarantine and report to Governor, &c. II. AND be it enacted, that it shall be lawful for any Health Officer or other Government Officer duly authorised, as aforesaid, to order any ship or vessel into Quarantine, provided there be at the time, or shall have been during the voyage, any infectious or contagious disease on board such ship or vessel, or provided such ship or vessel shall have touched at any port or place during the voyage where any such infectious or contagious disease shall have prevailed, or shall have communicated with any other ship or vessel on board which such disease may have existed, in consequence of which danger may be reasonably apprehended to the public health from the immediate admission of any such ship or vessel to enter—Provided that every such case be immediately reported to his Excellency the Governor, or, if occurring elsewhere than in the roadsteads and anchorages of the Port of Fremantle, then to the Residents respectively of the Ports or places where the same shall occur in order that further measures may be taken by the said Governor, or such Residents respectively, for the continuance of such ship or vessel in Quarantine, or the release thereof, as may be judged expedient; and every such ship or vessel so placed in Quarantine, with the contents thereof, and every person on board, whether any such person shall belong to, or have come as passenger by such ship or vessel, or shall have gone on board the same after the arrival thereof, shall

14th Vict. No. 11. 1850.

shall be subject to the same laws, rules, and penalties in all respects as are in force with respect to ships or vessels, goods or persons placed in Quarantine, under the provisions of an Ordinance passed in the third year of the reign of His late Majesty King William the 4th, intituled "an Ordinance to enforce and regulate the performance of Quarantine in certain cases in Western Australia."

III. AND be it enacted, That within the limits of the colony elsewhere than the roadsteads and anchorages of the port of Fremantle, the same power and authority in respect to the performance of Quarantine in any part of the said limits respectively, by any ship or vessel placed in Quarantine under the authority of this Ordinance, or of the said recited Ordinance, shall be vested in the Resident Magistrate of any port or place, as fully and effectually and to all intents and purposes, as are now vested in His Excellency the Governor of Western Australia with the advice of the Executive Council thereof, under the provisions of the said recited Ordinance. Power given to Resident Magistrates.

IV. AND be it enacted, that all informations and proceedings for offences against this Ordinance shall be commenced within three calendar months after the offences thereby respectively charged shall have been committed, and shall be heard and determined, and the forfeitures and penalties in respect of the same shall be awarded, enforced, and appropriated in a summary manner before any two Justices of the Peace, according to the provisions of an Ordinance passed in the 14th year of the Reign of Her present Majesty, intituled "An Ordinance to facilitate the performance of the duties of Justices of the Peace out of Sessions in the Colony of Western Australia, with respect to summary convictions and orders." Limitation of proceedings Recovery and appropriation of penalties.

V. AND be it enacted, that the Ordinance No. 24 of the twelfth year of the present Reign, to extend the law of Quarantine, shall be and the same is hereby repealed. 12 Vict. 24 repealed.

CHARLES FITZGERALD,
GOVERNOR AND COMMANDER-IN-CHIEF.

Passed the Council, }
2nd Dec., 1850. }

T. N. YULE,
Clerk of the Councils.