



WESTERN AUSTRALIA.

ANNO SEPTIMO

GULIELMI IV., REGIS.

NO. II.

[AN ACT to adopt an Act passed in the eleventh year of the Reign of His late Majesty King George the Fourth, and the first year of His Majesty King William the Fourth, intituled "An Act to repeal so much of an Act of the sixtieth year of His late Majesty King George the Third for the more effectual prevention and punishment of Blasphemous and Seditious Libels, as relates to the Sentence of Banishment for the second Offence, and to provide some further remedy against the abuse of publishing Libels;" and to render operative such of the Provisions of the following Acts of the Imperial Parliament, as relate to the regulations for the Printing and Publication of Newspapers, and other Papers of a like nature, and to the remedies against the abuse of publishing Libels.—viz., An Act of Parliament passed in the 38th year of the reign of His Majesty King George the Third, intituled "An Act for preventing the Mischiefs arising from the printing and publishing Newspapers, and Papers of a like nature, by persons not known, and

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for regulating the printing and publication of such Papers in other respects ;” and An Act of Parliament passed in the sixtieth year of the reign of King George the Third, and the first year of the reign of King George the Fourth, intituled “An Act for the more effectual prevention and punishment of Blasphemous and Seditious Libels; and An Act, passed in the sixtieth year of the reign of King George the Third, and the first year of the reign of King George the Fourth, intituled “An Act to subject certain Publications to the Duties of Stamps upon Newspapers, and to make other regulations for restraining the Abuses arising from the Publication of Blasphemous and Seditious Libels.” |

[24th Jan., 1837.]

Preamble.

Act of 11th Geo. 4, & 1st Wm. 4.

Expedient to adopt said Act.

Said Act adopted.

WHEREAS an Act of Parliament has been passed in the eleventh year of the reign of His late Majesty King George the Fourth, and the first year of His Majesty King William the Fourth, intituled “An Act to repeal so much of an Act of the sixtieth year of His Majesty King George the Third, and the first year of His late Majesty King George the Fourth, for the more effectual prevention and punishment of Blasphemous and Seditious Libels, as relates to the sentence of Banishment for the second Offence, and to provide some further remedy against the abuse of publishing Libels;” and whereas it is expedient that the said Act shall be adopted in this Colony;—Be it therefore enacted, by His Excellency the Governor of Western Australia and its Dependencies, by and with the advice and consent of the Legislative Council thereof, that the said Act shall be adopted, and that the several enactments, clauses and provisions thereof, except as hereinafter mentioned, shall be applied, and put in force in the same manner as any other Act of Parliament may be applied, and put in force in the Colony aforesaid.

2. AND whereas the amount of the Recognizance required by the second section of the aforesaid Act appears to be excessive as compared with the circumstances of this Colony, and it is expedient to reduce the same; Be it therefore enacted, that the amount of the said Recognizance shall be limited to the sum of Two Hundred Pounds for the Principal, and a like sum for the Sureties in the whole.

3. AND whereas a certain Act of Parliament was passed in the

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thirty-eighth year of the reign of His Majesty King George the Third, intituled "An Act for preventing the Mischiefs arising from the printing and publishing Newspapers, and Papers of a like nature, by persons not known, and for regulating the printing and publication of such Papers in other respects;" and also a certain other Act of Parliament was passed in the sixtieth year of the reign of His Majesty King George the Third, and first year of the reign of His late Majesty King George the Fourth, intituled "An Act for the more effectual prevention and punishment of Blasphemous and Seditious Libels;" and also a certain other Act of Parliament was passed in the sixtieth year of the reign of His Majesty King George the Third, and first year of the reign of His late Majesty King George the Fourth, intituled "An Act to subject certain Publications to the Duties of Stamps upon Newspapers, and to make other regulations for restraining the Abuses arising from the publication of Blasphemous and Seditious Libels;" and whereas it is expedient to carry into effect, in this Colony, such of the provisions of the above-mentioned Acts as relate to the regulations for the printing and publication of Newspapers, and other Papers of a like nature, and also to the remedies against the abuse of publishing Libels; and whereas it is essential, for the purpose of effecting such object, to nominate and appoint certain Officers in lieu of those mentioned in any of the said Acts as holding Offices not existing in this Colony;—Be it therefore enacted, that any Act, Matter or Thing, which, by any of the provisions of the Acts aforesaid, is required to be done or performed by or before, or to be delivered to, any of the Commissioners for managing His Majesty's Stamp Duties at their Head Office or elsewhere, or any Officer specially appointed by them, the same shall and may be done or performed by or before, or delivered to the Colonial Secretary, for the time being, at his office in this Colony.

38th G. 3, c. 78.

60th G. 3, & 1st G. 4, c. 8.

60th G. 3, & 1st G. 4, c. 9.

Whatever is by any of aforesaid Acts directed to be done by or before a Commissioner of Stamps, shall be done by or before the Colonial Secretary.

4. AND be it further enacted, that any Act, Matter or Thing, which, by any of the provisions of the Acts aforesaid, is required to be done before a Baron of the Exchequer in England, with respect to any Newspaper or other Paper of the like nature, printed in London, the same shall and may be done by or before the Commissioner of the Civil Court of Western Australia, with respect to any Newspaper or other Paper of the like nature printed in this Colony.

Any act directed to be done before a Baron of the Exchequer, may be done before Commissioner of the Civil Court.

5. AND be it further enacted, that any Act, Matter or Thing, which, by any of the provisions of the Acts aforesaid, is directed to be done in any of His Majesty's Courts of Record at Westminster, the same shall and may be done in the Civil Court of Western Australia.

Anything directed to be done in Courts at Westminster, may be done in Civil Court of Western Australia.

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Any Action or proceeding directed to be commenced in the name of the Attorney-General, or of officer of Stamps, may be commenced in the name of the Advocate General, or of the Collector of Revenue.

6. AND be it further enacted, that any Action or Proceeding, which, by any of the Acts aforesaid is directed to be commenced in the name of the Attorney-General in England, or of some Officer of the Stamp Duties, the same shall and may be commenced in the name of the Advocate-General, or of the Collector of Revenue, for the Colony of Western Australia.

Commencement of this Act,

7. AND be it further enacted, that this Act shall commence and take effect from the date of its passing the Legislative Council.

JAMES STIRLING,

GOVERNOR AND COMMANDER-IN-CHIEF,

*Passed the Legislative Council,
this 24th day of January, 1837.* }

PETER BROWN,

Clerk to the Council.

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