

WESTERN AUSTRALIAN
GOVERNMENT GAZETTE.

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FRIDAY, NOVEMBER 25, 1842.

[NUMBER 332

*Colonial Secretary's Office, Perth,
November 21, 1842.*

His Excellency the Governor has been pleased to appoint, subject to the approval of Her Majesty, E. W. Landor, Esquire, to the office of Commissioner of the Court of Requests in the town of Perth.

*By His Excellency's command,
PETER BROWN.*

*Colonial Secretary's Office, Perth,
November 22, 1842.*

His Excellency the Governor directs it to be notified that, although the Bill for the removal of the nuisance caused by herds of wild cattle has passed into a law, no general licenses for the capturing or destroying of these animals will be granted under the Act until after the 1st of February ensuing; such delay being considered expedient in order to allow of the harvest being concluded before the pursuit of the wild cattle, and in order to give time for those of private individuals which may be depasturing in the bush without any immediate attendant to be driven in and branded, so that no mistake may arise between the tame and the wild cattle.

But those individuals whose grants or farms the wild cattle may be in the habit of visiting, and who can shew that they suffer present annoyance and injury from them, may apply for licenses; which will, however, restrict the pursuit and capture of the animals within the limits of the lands actually held by such applicant.

*By His Excellency's command,
PETER BROWN.*

WESTERN AUSTRALIA,

ANNO SEXTO,

VICTORIÆ REGINÆ,

*By His Excellency JOHN HUTT, Esquire,
Governor and Commander-in-Chief in
and over the Colony of Western Aus-
tralia and its dependencies, and Vice-
Admiral of the same, with the advice
and consent of the Legislative Council
thereof.*

No. XIII.

An Act to establish and regulate Courts of Requests.

[CONTINUED.]

XIV. And be it enacted, that if, at the return of any summons to appear and answer a plaintiff's claim in any of the said courts of requests, the plaintiff shall appear, but the defendant shall not appear, and the commissioner shall be satisfied, by the oath or endorsed return of the Bailiff, of the service of such summons, and no reason shall be shown to the satisfaction of the commissioner for such non-appearance, and the plaintiff's claim shall not exceed the sum or value of Forty Shillings, it shall be lawful for such commissioner to hear and receive the plaintiff's evidence and, if he shall be satisfied therewith, to give final judgment for such plaintiff, but if such evidence be not satisfactory to such commissioner, or if the plaintiff's claim shall in any such case exceed such sum, or if the defendant's non-appearance shall be accounted for to the satisfaction of the court, in such case the commissioner shall take minutes of the plaintiff's evidence and judgment by default shall pass and be entered for the plaintiff; and notice of such judgment by default shall thereupon be served upon such defendant, warning such defendant that if he or she do not appear in court at a certain day and hour and open such

judgment and answer the plaintiff's claim such judgment will become final; and if such defendant shall not appear accordingly such judgment shall be and become final; but if such defendant shall appear in pursuance of such notice as last aforesaid, and shall pay the reasonable expenses (to be determined by the commissioner) of the plaintiff's second attendance in court, such defendants shall be admitted to plead and give evidence in defence; but, in such case the minutes aforesaid of the plaintiff's evidence shall be read and received as and for such evidence itself.—Provided always, that if a defendant who shall attend court in pursuance of any such notice of judgment by default as aforesaid shall make affidavit or swear before the commissioner that such defendant had no knowledge of the summons to appear and plead in time to obey the same, then the expenses of such second attendance as aforesaid of the plaintiff shall not be required to be paid by such defendant as the terms of his or her being admitted to plead but shall abide the issue of such action.

XV. And be it enacted, that it shall be lawful for the commissioner of any of the said courts of requests to examine the plaintiff or plaintiffs, defendant or defendants, viva voce, in open court, on their several coporal oaths, and to administer an oath or oaths to all persons about to give evidence before such commissioner, and to adjourn the hearing of any cause or matter if the same shall appear to him expedient to any future day or time.

XVI. And be it enacted, that it shall be lawful for a commissioner of any of the said courts of requests, if it shall appear to him that the immediate execution of any order, judgment, or decree of his court would occasion ruinous or very great distress to the defendant, and that such distress may be avoided or considerably lessened by granting time to such defendant, to order and direct the amount of such order, judgment, or decree, with the costs, to be levied (if necessary) by instalments, at such times and in such amounts as he may deem reasonable and just.—Provided always, that such enlarged time for satisfaction do not exceed six calendar months; and in case such defendant shall fail to pay any one such instalment agreeably to such order the plaintiff may proceed to take out execution for the amount of such order, judgment, or decree, and costs, then remaining unsatisfied, in like manner as if no such order had been made.

XVII. And be it enacted, that the judgments, decrees, and orders of any of the said courts of requests may and shall be carried into execution in any district or place whatsoever within the said colony where the goods and chattels of the defendant, or of any of the defendants, may be found.

XVIII. And be it enacted, that in order to carry into execution any order or decree of any of the said courts of requests for the payment of money, it shall be lawful for the court making such order or decree, at the prayer of the party prosecuting the same to issue a precept signed by the commissioner, in the nature of a writ of fieri facias, directed to a Bailiff of any of the said courts, who is hereby authorized and empowered to levy the amount thereof out of the goods and chattels of the defendant—provided that such precept may be addressed to one or more special bailiff or bailiffs (who shall in such case have the like powers as an ordinary bailiff of any of the said courts) to be named by such plaintiff, on such plaintiff, giving sufficient security against any improper use of such precept.

XIX. Provided always, and be it enacted, that no execution issued out of any of the said courts shall deprive any landlord of the benefit of an Act passed in the eighth year of Her Majesty Queen Anne, entitled "An Act for the better security of rents and to prevent frauds committed by tenants."

XX. And be it enacted, that as often as any goods and chattels shall be seized under process of execution of any of the said courts, the officer making such seizure shall deliver to the defendant an inventory thereof, with a notice thereunder written and signed by such officer warning the defendant of such seizure and that the goods and chattels so seized will be sold at a certain time and place unless the debt, or damages and costs (stating the amount thereof and the title of the cause in which the same were recovered), be sooner paid or satisfied; and shall cause a notice of such sale to be affixed to or on the most public part of the house or place in which such seizure shall be made at least twenty-four hours before the time of sale; and shall, if in his discretion he shall deem it necessary, place a person or persons in possession of the goods and chattels so seized until the time of sale; and shall, unless such debt, or damages and costs, be sooner paid or satisfied, sell the goods and chattels so seized by public auction to any person or persons other than such officer himself as soon as may be after the expiration of forty-eight hours from the time of seizure; and shall, after deducting all lawful fees and charges, pay over on demand to the plaintiff or his or her appointee the amount of debt, damages; and costs so levied and received by such officer, and shall pay on demand to the defendant or his appointee the surplus, if any, of the proceeds of such sale.

XXI. And be it enacted, that all serviceable process of any one of the said Courts of Requests may be addressed to, and, if so addressed, shall be served by any Bailiff or other officer of any other of the said Courts of Requests, and the service of all such process shall be effected by delivering a copy thereof, and shewing at the same time the original, to the person intended to be served therewith, or, if he or she be absent from his or her usual place of residence, to any member of his family or household above the age of sixteen years with a verbal notification of the purport and object thereof; and every process requiring the appearance of any person in any of the said courts shall be served at least twenty-four hours before the return thereof, if such person be resident within three miles of the place of session of such court; but if such person be resident at a greater distance than three miles the Commissioner issuing such process shall and may regulate the interval between the service and return thereof as, according to the circumstances of each case, he may deem fair and reasonable.

XXII. And be it enacted, that service of any process of any of the said Courts of Requests upon any one of several partners or upon any one of several persons jointly liable shall be deemed service upon all such partners or persons.—Provided that the Court out of which such process shall have been issued by the Court nearest to the residence of the person served therewith.

XXIII. And be it enacted, that all persons summoned as witnesses to attend any of the said Courts of Requests shall be subject to the like actions and attachments for disobeying such summons as they would be subject to for disobeying a summons out of the said Civil Court of the Colony: and

also that it shall be lawful for any of the said Courts of Requests to punish in a summary way by fine not exceeding Forty Shillings to the use of Her Majesty, Her Heirs and Successors, for the public service of the Colony, or by imprisonment (either in the first instance, or on default in payment of any such fine as aforesaid) not exceeding a fortnight, any person or persons guilty of any contempt before such court.

XXIV. And be it enacted, that if it shall appear to the Commissioner of any of the said Courts of Requests that any person in any examination, oath, or affirmation, or in any affidavit or affirmation had taken or made respectively before such Commissioner has committed wilful and corrupt perjury, it shall be lawful for such Commissioner forthwith to order such person into the custody of any officer of the said court, and to require such person to give bail by recognizance with one or more sureties to the satisfaction of such Commissioner for his or her appearance to take his or her trial for such offence; or in default of bail, to commit such person for trial; and to bind over all necessary parties to prosecute or give evidence against such person, and in every such case such Commissioner shall certify in writing to the Crown Solicitor of the said Colony (or in case such trial is intended to take place before any competent District Court, then to the proper officer of such last mentioned court) the affidavit or affirmation or material part of the examination or evidence of the person so bailed or committed upon which perjury is intended to be assigned; and on any trial for any such perjury alleged to have been committed in the course of any trial in any of the said Courts of Requests it shall not be necessary, in order to prove the fact of such last mentioned trial to produce and give in evidence any Record of such Court of Requests, but the fact of such last mentioned trial may be proved by any person present thereat.

XXV. And be it enacted, that no Commissioner, Bailiff, or any other Officer of any of the said Courts of Requests shall be compellable to issue or serve any process or to do, take, or enter any act, proceeding, matter or thing relating to his official duties under the provisions of this Act (save and except the sale of goods seized in execution) before or until his lawful fee or fees for or in respect of the same be duly paid.

XXVI. And be it enacted, that no plaint, order, judgment, or decree, or other proceeding shall be removed out of any of the said Courts of Requests by any writ of any Superior Court, or otherwise howsoever, but the orders, judgments, and decrees, of every such Court of Requests shall be final and conclusive to all intents and purposes whatsoever.

XXVII. And be it enacted, that it shall be lawful for the Commissioner of any of the said Courts of Requests on complaint to him made of any extortion, neglect of duty, or other misconduct on the part of any Bailiff or other ministerial officers of such court to summon such Bailiff or officer before him to answer such complaint and to summon and examine upon oath all necessary witnesses touching the matter of such complaint, and to hear and determine the same in a summary manner; and if such extortion, neglect of duty, or other misconduct, shall be proved to the satisfaction of such Commissioner, it shall be lawful for such Commissioner to fine the offender any sum not exceeding Ten Pounds, and to levy the same, if not paid according to order, by distress and sale of such offenders' chattels, or if any such chattels, or a sufficiency thereof, cannot be found, to commit such offender to any common jail to hard labor for any term not exceeding three calendar months, and to suspend such offender from his said office, and to appoint some fit and proper person to do the duties of such office until the pleasure of His Excellency the Governor concerning the same be notified, and it shall be further lawful for such Commissioner to award any portion not exceeding one moiety of such

fine to the party aggrieved by such extortion, neglect, or other misconduct; and the residue of such fine shall go to Her Majesty, Her Heirs and Successors, for the public service of the said Colony.

XXVIII. And be it enacted, that no action or suit shall be commenced against any Commissioner or other officer of any of the said Courts of Requests for any thing by him done in the execution of his office until notice in writing of such intended action or suit shall have been delivered to, or left at the usual place of abode of the intended defendant at least one calendar month before the commencement of such action; in which notice shall be clearly set forth the cause and grounds of such intended action; nor shall the plaintiff or plaintiffs recover in any such action if tender of sufficient amends shall have been made to him, her, or them, or to his, her, or their attorney by or on behalf of the intended defendant or defendants before such action brought.

XXIX. And be it enacted, that no action or suit shall be commenced against any person or persons for anything done in pursuance of this Act, after three calendar months next after the cause of action shall have arisen; and if any such action or suit shall be brought before the expiration of such month's notice as aforesaid, or after sufficient satisfaction made and tendered as aforesaid, or after the time limited as for bringing such action or suit, in every such case the Court or Jury shall find for the defendant or defendants; and upon such judgment or verdict the defendant shall have his costs, and the same remedies for recovering the same as any defendant shall have in other cases.

XXX. And be it enacted, that no Justice of the Peace in and for the said Colony shall take, receive, hear or determine, within the distance of three miles of the place of session of any of the said Courts of Requests, any complaint or matter which but for the provision hereby made, would be recognizable by such Justice under and by virtue of an Act of Council passed in the present year of Her Majesty, entitled "An Act to provide a summary remedy in certain cases of Breach of Contract," when and so often as such complaint shall be for the recovery of wages or compensation not exceeding ten pounds.

XXXI. And be it enacted that in every such Court of Requests as aforesaid there shall be kept a book or register, ruled in columns, in which shall be severally entered the names of the plaintiff or plaintiffs, and of the defendant or defendants, the cause or ground of action, the date of the summons to appear, the date of trial or hearing, and the judgment order or decree, the date of issuing process of execution, if issued, and the result of such execution; and such entries shall be signed by the Commissioner, and when so signed shall be evidence of the proceedings of such Court in all other Courts whatsoever.

XXXII. And be it enacted, that the fees limited and expressed in the table of fees in schedule to this Act annexed, and no larger fees on any pretence whatsoever shall be demandable and receivable by the several Commissioners, and other officers respectively, of the said Courts of Requests for and in consideration of the execution of their several and respective duties; and the said Commissioners are hereby required to hang up or place a copy of such table of fees, in fair and legible writing and figures, in some conspicuous part of the Court or place where they hold their respective sittings.

XXXIII. And be it enacted, that it shall be lawful for the Commissioner of each of the said Courts of Requests from time to time to frame rules and orders for regulating the practice or course of proceeding in the Court over which he presides upon all matters or particulars for which express provision is not made by this Act Provided always that no such rules or orders shall have any force or authority until the same shall have been submitted to the Commissioner of the said Civil Court and shall have been approved of

under the hand of such last mentioned Commissioner.

"JOHN HUTT,"
GOVERNOR.

Passed the Council }
Nov. 10, 1842. }
EDWARD C. SOUPER,
Acting Clerk of the Council.

SCHEDULE REFERRED TO.

TABLE OF FEES.

	Under 40s.		From 40s. to £5.		From £5 to £10.	
	s.	d.	s.	d.	s.	d.
COMMISSIONER'S FEES.						
For issuing every summons to appear and plead.....	1	0	1	6	2	0
Each copy.....	6		6		6	
For issuing every summons for a witness and copy (same as for summons to appear and plead.)						
For every original hearing.....	2	6	4	0	5	0
Every adjourned hearing.....	2	6	3	0	3	6
For every rule or order, or notice.....	1	0	1	6	2	0
Each copy.....	6		6		6	
Every process of execution.....	1	0	2	0	3	0
All the necessary entries in a cause....	1	0	2	0	3	0
Every search in the Register.....	2		4		6	
Inspecting and filing particulars of plaintiff's demand, or of set off.....	6		9		1	0
Swearing each affidavit	3		6		9	
Filing any other document.....	3		6		9	
BAILIFF'S FEES.						
For serving a summons to appear and plead within a town-site, or 1 mile from Court.....	1	0	1	6	1	6
For every mile beyond..	6		9		1	0
For serving a summons for a witness, (same as preceding summons.)						
For serving an order, rule, or notice, (same as above summonses)						
Attendance in Court at hearing.....	6	1	0		2	0
For each witness sworn including plaintiff & defendant.....	3		6		9	
For receiving money out of Court (otherwise than under execution) and paying over same.....	6	1	0		2	0
For every execution....	5	0	7	6	10	0

No. XV.

An Act to extend the remedies of Creditors against the property of debtors.

Whereas it is expedient to give Judgment Creditors more effectual remedies against the real and personal estate of their Debtors than they possess under the existing law— Be it therefore enacted by the Governor of Western Australia, by and with the advice and consent of the Legislative Council thereof, that by virtue of any writ of execution to be sued out of the Civil Court, of this Colony, or any precept in pursuance thereof, the Sheriff or other Officer having execution thereof shall or may seize and take Money or Bank Notes, Cheques, Bills of Exchange, Promissory Notes, Bonds, Specialties, or other Securities for money, belonging to the party against whose effects such writ shall have been sued out, and shall or may seize and retain for any period not exceeding forty-eight hours the Books of Account of such

Party relating to the trade, business, calling or occupation of such party, and shall pay or deliver to the party suing out such execution any money or Bank notes which shall be so seized, or a sufficient part thereof, and shall hold any such Cheques, Bills of Exchange, Promissory Notes, Bonds, Specialties, or other securities for money, as a security or securities for the amount by such writ directed to be levied, or so much thereof as shall not have been otherwise levied and raised; and may sue in the name of such Sheriff or other officer for the recovery of the sum or sums secured thereby, and for the recovery of any debt due to the party against whom such writ shall have issued as may in the reasonable discretion of such Sheriff be requisite (over and above the value or estimated value of any other property seized under such writ) to satisfy the amount by such writ directed to be levied; and when the time of payment of the sums secured by such securities and of such debts respectively shall have arrived; and that the payment to such Sheriff or other officer by the party liable on any such Cheque, Bill of Exchange, Promissory Note, Bond, Speciality, or other security, with or without suit, or the recovering and levying execution against the party so liable, shall discharge him or her to the extent of such payment, or of such recovery and levy in execution, as the case may be, from his or her liability on any such Cheque, Bill of Exchange, Promissory Note, Bond, Speciality, or other security, and such Sheriff or other officer shall pay over to the party suing out such writ the money so to be recovered, or such part thereof as shall be sufficient to discharge the amount by such writ directed to be levied; and if after satisfaction of the amount so to be levied together with Sheriff's poundage and expenses any surplus shall remain in the hands of such Sheriff or other officer, the same shall be paid to the party against whom such writ shall have been issued—Provided always, that no such Sheriff or other officer shall be bound to sue any party so liable as aforesaid; unless the party suing out execution shall enter into a Bond, with two sufficient sureties, for indemnifying him from all costs and expenses to be incurred in the prosecution of such action, or to which he may become liable in consequence thereof; and the Sheriff shall be entitled to a fee upon such of twenty shillings to be deducted out of any money to be recovered in such action.

II. And be it enacted, that a written notice signed by the said Sheriff addressed to any person who shall appear by any such Books of Account as aforesaid to be indebted to any person against whom any such writ of execution shall have issued and warning the person to be served with such notice not to pay such debt to any other person than the said Sheriff, shall, after service thereof, have the effect of restraining the party served therewith from paying such debt otherwise than to the said Sheriff until a written countermand of such notice be signed and served by such Sheriff; and if any person served with any such notice shall, after service thereof, and before service of such countermand, pay such debt otherwise than to the said Sheriff such person shall be liable to the Execution Creditor for the amount so paid.

III. And be it enacted, that if any person against whom any judgment shall have been entered up in the said Civil Court shall have any stock or share or shares of or in any public company in this Colony (whether incorporated or not) standing in his own right or in the name of any person in trust for him, it shall be lawful for the Commissioner of the said court on the application of any judgment creditor to order that such stock or shares or such of them or such part thereof respectively as he shall think fit shall stand charged with the payment of the amount for which judgment shall have been so recovered and interest thereon; and if such judgment and interest be not paid or satisfied within the period of six calendar months from the date of such

order, it shall be further lawful for the said Commissioner on the application of such judgment creditor or his or her lawful representative supported by affidavit that such judgment and interest or some portion thereof respectively are or is still unsatisfied to order and direct that the stock or shares so charged as aforesaid shall be sold by the Sheriff in like manner as any personal property of a defendant may be sold under the process of execution of the said court but subject nevertheless to any right of pre-emption and to the rules, regulations and agreements, if any, which in and by the Deed of Settlement or Partnership or other instrument of association of such Company may be contained or provided for or concerning the sale of such stock or shares.

IV. And be it further enacted, that every order of the said Commissioner charging any stock or share in any public company under this Act shall be made in the first instance ex parte and without any notice to the judgment debtor and shall be an order to shew cause only, and such order shall restrain such Company from permitting a transfer of such stock or shares, and if after notice of such order to the person or persons to be restrained thereby or in case of Corporation to any authorized agent thereof, and before the same order shall be discharged such Corporation or other Company shall be liable to the judgment creditor for the value or amount of the property so charged and so transferred or such part thereof as may be sufficient to satisfy his judgment, and that no disposition of the judgment debtor in the mean time shall be valid or effectual as against the judgment creditor; and unless the judgment debtor shall within a time to be mentioned in such order shew to the said Commissioner cause to the contrary the said order shall after proof of notice thereof to the judgment debtor or his Attorney be made absolute—Provided that the said Commissioner shall, upon the application of the judgment debtor or any person interested, have full power to discharge or vary such order and to award such costs upon such application as he may think fit.

IV. And be it enacted, that every judgment debt shall carry interest at the rate of ten pounds for every hundred pounds by the year from the time of entering up the judgment until the same shall be satisfied, and such interest may be levied under a writ of execution on such judgment.

VI. And be it enacted, that all decrees and orders of the said Civil Court, on the equity side of the said court, interlocutory or other, whereby any sum of money or any costs, charges or expenses, shall be payable to any person, shall have the effect of judgments on the common law side of the said Court; and the persons to whom any such monies, costs, charges, or expenses shall be payable shall be deemed Judgment Creditors within the meaning of this Act, and all remedies hereby given to Judgment Creditors are in like manner given to persons to whom any monies, costs, charges or expenses, are by such orders or rules respectively directed to be paid; and all such decrees and orders of the said court on the equity side thereof, and all such rules and other orders of the said court as aforesaid shall or may be enforced in like manner and by the like process of execution (or as near thereto as the circumstances of the case will admit) as the judgments of the said court, on the common law side thereof, may be enforced.

VII. And be it enacted, that it shall be lawful for the Sheriff of the said Colony to sell by private contract any goods and chattels by him seized under process of execution as soon after the seizure thereof as he may think fit, if it shall appear to him that such a course of sale is likely to realize the fair market value of the said goods and chattels, and to procure if he shall deem the same expedient two competent persons to make an appraisement in writing under their hands of such goods and chattels and to pay a fee of two shillings and six pence to each of such ap-

praisers and to charge and include such fees in the expenses of the execution.

VIII. And be it enacted that this Act may be amended or repealed by any Act to be passed during the present Session.

"JOHN HUTT,"
GOVERNOR.

Passed the Council }
10th Nov., 1842. }
EDWARD C. SOUPER,
Acting Clerk of the Council.

Colonial Secretary's Office, Perth,
November 15, 1842.

His Excellency the Governor directs it to be notified that, with the view to putting a stop to the indiscriminate cutting down of the timber on the Crown Lands, the Superintendent of Public Works has been instructed to prevent in future any one felling or making use of the same, who has not applied for, and obtained, a license to that effect from the Collector of Revenue.

The conditions of this license are, that the person licensed is to be subject to the control and direction of the Superintendent of Public Works, that not more than three trees are to be felled by him, or for him, at one time; and that he is to pay the sum of one pound sterling in advance to the Superintendent of Public Works on the first day of each month; and failing any of the said conditions, that the license is to become null and void.

The Collector of Revenue will publish from time to time a notice in the Gazette, containing a list of the names of the individuals to whom he has issued licenses:

By His Excellency's command,
PETER BROWN.

Proclamation.

By His Excellency JOHN HUTT,
Esquire, Governor and Com-
mander-in-Chief of Western Aus-
tralia, and Vice Admiral of the
same.

Whereas by a Proclamation bearing date the 26th day of April, 1839, made under and in pursuance of the powers vested in me by an Act of Council passed in the 4th & 5th year of the reign of Her present Majesty, entitled "An Act to renew and amend an Act entitled 'An Act for the regulation of the Customs of Western Australia,'" I, the Governor, with the advice of the Executive Council, did order and appoint the Commissariat Jetty as the place in Perth for the lading and unloading of goods chargeable with duty; and whereas it is no longer expedient to continue such Jetty as the landing place inasmuch as a more convenient landing place has been erected at the foot of William-street by the Town Trustees: Now I, the Governor, with the advice of the Executive Council, do by this proclamation rescind and revoke such portion of the said Proclamation of the 26th April, 1839, as refers to the Commissariat Jetty, and do order and appoint the Town Trust Jetty, at the foot of William-street, as the place in Perth for the lading and unloading of goods chargeable with duty.

Given under my hand and seal at
Perth this twenty-second day of
November, in the year of our
Lord one thousand eight hundred
and forty-two.

JOHN HUTT,
Governor and Com.-in-Chief.

By His Excellency's command,
PETER BROWN,
Colonial Secretary.
GOD SAVE THE QUEEN!!

Proclamation.

By His Excellency JOHN HUTT,
Esquire, Governor and Com-
mander-in-Chief of Western Aus-
tralia, and Vice Admiral of the
same.

Whereas, by an Act of Council passed

in the present year of the reign of Her Majesty, entitled "An Act to establish and regulate Courts of Requests," it is enacted that Courts of Civil Jurisdiction, to be called Courts of Requests shall be holden at Perth, and at such other towns and places as the Governor of the said Colony may from time to time appoint by proclamation, and that the said Courts respectively shall be holden at such times as the said Governor shall in like manner appoint: Now I, the Governor, in pursuance of the power and authority in me vested by the said Act, do hereby direct and appoint that Courts of Civil Jurisdiction to be called Courts of Requests shall be holden at the Town of Perth on Friday of every week; and at the Town of Fremantle on the first Thursday of each month, of which all persons concerned are required to take notice.

Given under my hand and seal at Perth this twenty-third day of November, in the year of our Lord one thousand eight hundred and forty-two.

JOHN HUTT,
Governor and Com.-in-Chief.
By His Excellency's command,
PETER BROWN,
Colonial Secretary.
GOD SAVE THE QUEEN!!!

*Colonial Secretary's Office, Perth,
November 15, 1842.*

The following notice, issued by the Resident Magistrate of Fremantle relative to the sale of a town allotment, is published for general information.

By His Excellency's command,
PETER BROWN.

*Public Offices, Fremantle,
Nov. 11, 1842.*

The Sub-Collector of Revenue will put up to sale by public auction, at the public offices, Fremantle, on Friday, the 9th day of December next, at 1 o'clock, the under-mentioned town allotment—

Fremantle building lot, No. 425.

This being a corner allotment will be subject to the erection of two walls,—one in Bannister-street, and the other in Packenham-street.

For further particulars application to be made to the Resident Magistrate or Surveyor-General.

R. McB. BROWN,
Resident.

*Revenue Office, Perth,
Nov. 16, 1842.*

Licenses have been issued by me to the

undermentioned persons as sawyers from the 1st October last, whereby they become entitled to cut timber on the crown lands for a period of six months, subject to a monthly payment in advance, and under the direction of the Superintendent of Public Works.

H. C. SUTHERLAND,
Collector of Col. Revenue.

William Baker, for 1 pair of sawyers
F. Palmer, do.
Henry Burgess, do.
Thomas Hokin, do.
John Hubbard, do.
Mews & Cox, 2 pairs of sawyers.

COMMISSARIAT NOTICES.

*Commissariat Office, Perth,
November 19, 1842.*

Tenders in triplicate will be received at this Office on Tuesday, 20th December, 1842, from such person or persons as may be willing to grind (1,500) fifteen hundred bushels of Wheat (more or less), to commence on or about the 31st of March, 1843, for the Commissariat Department.

The tenders to express the price per bushel of (60) sixty pounds, and the quantity of (20) twenty per cent. flour and bran to be returned therefrom.

Two sureties will be required for the due completion (within a specified time) of the tender.

For further particulars apply at this Office.

W. H. DRAKE,
Dep.-Asst.-Com.-General.

*Commissariat Office, Perth,
November 21, 1842.*

Sealed tenders in triplicate (marked "Tenders for Wheat") will be received at this office on Tuesday, 3d January, 1843, from such person or persons as may be willing to supply for the use of Her Majesty's Government (1,500) fifteen hundred bushels of Colonial Wheat, (60) sixty pounds per bushel, the growth of the harvest of 1842, and to be delivered before the 31st of March, 1843.

The wheat to be of unexceptionable character, free from moth, smut, and drake, and to be delivered at the front entrance of the Commissariat Store, Perth, free from any charge to the Government, at the cost and risk of the contractor.

The wheat to be subject to the approval of a Board of Survey before payment is made.

No tender will be received for a less

quantity than (50) fifty bushels, and the parties tendering will have to enter into a bond, with two good sureties, for the due performance of their tender, when their tender is accepted.

For further particulars application to be made to this office.

W. H. DRAKE,
Dep.-Asst.-Com.-General.

*Commissariat Office, Perth,
November 21, 1842.*

Sealed tenders in triplicate will be received at this office on Tuesday, 3d January, 1843, from such person or persons as may be willing to supply (8) Eight Tons of good twenty per cent. Colonial Flour, to be delivered, free of expense for freight or packages, at the Commissariat Store, Perth, on or before the 31st of March, 1843. A sample of the flour to be forwarded with the tender.

The flour to be well packed in sacks or barrels not to contain more than 200 lbs. each.

No tender will be received for a less quantity than (2) two tons.

Further particulars may be known on application to this office.

W. H. DRAKE,
Dep.-Asst.-Com.-General.

*Commissariat Office, Perth,
Nov. 26, 1842.*

Sealed tenders in triplicate (marked "Tenders for Fresh Meat") will be received at this office on Tuesday, 20th of December, 1842, at 12 o'clock, from such person or persons as may be willing to supply fresh meat (mutton or beef) for three or six months certain from 1st January, 1843, in such quantities as may from time to time be required at the following stations—

Perth,
Pinjarra,
York
Dale, and
Williams River.

The price per pound to be stated in figures and words at full length, and two sufficient sureties will be required for the due performance of the contract.

Further particulars may be known on application at this office.

W. H. DRAKE,
Dep.-Asst.-Com.-General.

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