

WESTERN AUSTRALIAN
GOVERNMENT GAZETTE.

(PUBLISHED BY AUTHORITY.)

FRIDAY, JANUARY 7, 1848.

[No. 117

*Colonial Secretary's Office, Perth,
January 5, 1848.*

His Excellency the Governor has been pleased to direct the publication of the following Regulations for the guidance of Masters of Vessels visiting any of the Ports Harbours, or Anchorages, in the Colony of Western Australia.

By His Excellency's command,
G. F. MOORE,
Acting Colonial Secretary.

REGULATIONS

*For the guidance of Masters of Vessels
visiting any of the Ports, Harbours or An-
chorages in Western Australia.*

*All Pilotage dues or rates, Harbor dues,
Entrance rates, or Clearance dues,
Wharfage rates, or Ballast dues, are
now abolished.*

1. The Master of every vessel (not being a coaster) is, on his arrival at or off any Port, Harbour or Anchorage, to which any Pilot has been appointed, to give up the charge of his vessel to the first duly authorised Pilot who may offer himself to conduct her into Port; such Pilot to produce his licence or authority if required.

2. The Harbour Master, as Boarding officer, will board every vessel on her arrival within the limits of any recognized anchorage, and will appoint her proper berth; the Pilot acting as Boarding officer in the unavoidable absence of the Harbour Master.

3. The Master is to furnish the Pilot or Boarding officer with a true written statement of the name of the place and country at which his vessel shall have loaded, and at all the places at which such vessel shall have touched on her voyage; and he is to answer all such questions as shall be put to him by such Pilot or Boarding officer touching the health of the crew and passengers of such vessel during the voyage and the cause or causes of death of any person or persons which may have taken place on board, under a penalty not exceeding £100 for refusing to give any such Report, or for any false representation or wilful omission of important facts therein, or false answers to such questions.

4. Should such vessel have arrived from any place which shall be notified by any Proclamation, or Order of the Queen as being infected with disease, and of which notice has been given to the Master of the vessel by the Pilot or Boarding

officer, such Master is immediately to hoist a signal to denote that such vessel is liable to Quarantine, (which signal is in the day time to be a yellow flag of six breadths of bunting at the main top-gallant mast head) and such Master is further to keep such signal hoisted until the said vessel is discharged from the performance of Quarantine, under a penalty of £100.

5. The Master of any vessel which is liable to perform Quarantine as aforesaid is immediately after his arrival at the place appointed for the performance of quarantine, to deliver, on demand of the Superintendent of Quarantine, or his Assistant, or other Officer authorised to act in that behalf, his Bill of Health and Manifest, together with his Log-book and Journal, under a penalty of £100.

6. If the Master or other person in charge of any vessel liable to perform Quarantine, quits, or knowingly permits any Seaman, Passenger or other person to quit such vessel by going on shore, or by going on board any other vessel or boat, before such Quarantine is fully performed (unless by virtue of any permission granted or order made by the Governor), or, in case any Master or other person having charge of such vessel, does not within a convenient time after due notice given for that purpose, cause such vessel and lading to perform Quarantine, he will be liable to a penalty of £100. And if any such person coming in any such vessel liable to Quarantine, or any Pilot or other person going on board the same, either before or after the arrival of any such vessel at any port or place within the colony, quits such vessel either before or after the arrival, unless by such permission or order as aforesaid, he or they will be subject to imprisonment and a penalty of £300.

7. If any person lands, or unships, or moves in order to the landing or unshipping, any goods, wares, or merchandize, packets, packages, baggage, wearing apparel, books, letters, or other articles, from on board any vessel liable to perform Quarantine (except under such Regulations as may be issued by authority of the Governor), or knowingly receives the same after they have been so landed or unshipped, he is liable to a penalty of £500.

8. Vessels are to unshot their guns before coming into Port, and no firing is to take place except on urgent occasions, without permission from the Government Resident.

9. The Master of every vessel on his arrival at any Port in the Colony, is to deliver up to the Boarding Officer or other

person duly authorised, all despatches, letters, and parcels on public service addressed to the Governor or any Officer of Government, together with the Post Office Mails and Letters, whether the same be in parcels or loose, upon such Boarding Officer or other authorized person signing a receipt for the same; and he is to repair to the Post Office as soon after his arrival as may be practicable, and there subscribe the declaration required by the Act, which he is to produce to the Officer of Customs on making his report to him, under penalty of £10 to £50.

10. Each Master may demand of the Postmaster at the Port, twenty-four hours after the delivery of the Mails, one penny for every letter or packet so delivered, excepting such as are addressed to the Governor or any Officer of Government on Public Service; and he may in like manner demand one penny for every letter or packet delivered on board for conveyance on his outward voyage (excepting only despatches from the Governor), and he is to give a receipt for the amount he may so receive.

11. Within twenty-four hours after his arrival at any port, and before he has broken bulk, the Master of each vessel is to deliver into the Office of the Collector or Sub-Collector of Revenue, a report in writing, stating the name, country, and tonnage, (and, if English, the port of Entry) of his vessel, the name and country of the master, the names and address of the owners, the number of the crew, and how many are of the country of such vessel, and whether she be laden or in ballast, and, if laden, the marks, number, and contents of every package and parcel of goods on board and where the same were laden, and where and to whom consigned, and where any and what goods (if any) have been unladen during the voyage, and particularly of all goods subject to duty on board of such vessel, whether intended for importation into this colony or not; and he is at the time of making such report, to deliver to the Collector or Sub-Collector of Revenue the Manifest of his cargo where a Manifest is required, his clearance from the last Port left, and all other papers and documents the said Officer shall reasonably desire to inspect, and shall at the same time enter into a Bond with one Surety, to be approved by the said Officer, or, at the discretion of the said Officer, may deposit his articles of Registry in lieu thereof, for the due observance of these Regulations, and, if required by the Collector or Sub-Collector of Revenue, he is to produce to him any Bill or Bills of Lading, or true copies thereof for any and every part of the cargo laden on board; and he is to answer such questions as may be demanded of him by such Collector or Sub-Collector, and he is to sign a solemn declaration of the truth of such report under a penalty of £100.

12. Each Master is to allow any Officer duly authorized by the Collector or Sub-Collector of Revenue, to board his vessel

and stay on board until all the goods laden therein are discharged, and to allow him free access to every part of the vessel, and to fasten down the hatchways, and to mark any goods before loading, and to lock up, seal, and mark, or otherwise secure, any goods on board.

13. Masters of vessels are to observe that the Harbor Master and Pilots have been instructed not to anchor them in Gage's Roads between the 1st May and 1st October, but, between those dates to conduct them either to Owen's Anchorage or to Cockburn Sound, Garden Island, both of which places have been proved to be perfectly safe at all times of the year.

14. Whenever the Master of a Vessel is desirous of shifting her berth, or of proceeding to sea, he is to notify his wish to the Harbor Master, who will effect the required removal if from one part to another of the same anchorage, or will send off a Pilot to remove a vessel from one anchorage to another, or to take her to sea. The Harbor Master will act as Pilot during the illness or unavoidable absence of the latter, and in the absence of both, the Master is to apply to the Government Resident at the Port.

15. No Master is to suffer any ballast, rubbish, gravel, sand, stone, or wreck, or filth to be thrown overboard in any Roadstead, Haven, Harbor, Port, Creek, River, or Channel, under penalty of 10s to £50. The Harbor Master will appoint the places where ballast may be landed or taken; and and in discharging or taking in ballast, tarpaulins are to be used to prevent it falling overboard, under a penalty of £5 for each offence.

16. Vessels sunk or stranded in any Roadstead, Harbor, or Creek, &c., must be removed within six calendar months after notice to that effect by the Harbor Master at Fremantle, or other duly appointed person at any other port, or else they will be sold to pay the expenses of removal. The Master or Owners of such Vessel will be liable for the expenses incurred over and above the proceeds of sale, but are entitled to the overplus, if any.

17. Persons removing or wilfully injuring or destroying, or making fast any vessel, raft, timber or other article, to any buoy, beacon, or sea-mark, are liable for the first offence to a penalty of £200, and for a second offence to be transported for seven years.

18. On the Harbor Master making a signal from the flag staff on the Jail Hill, Fremantle, by hoisting the Union Jack half-mast high, the Master of every vessel is to send down top-gallant yards, strike top-gallant masts, and let go the second anchor.

19. Masters or other persons on board vessels in or off Port, opposing the execution of any legal process, are subject to a penalty, and in aggravated cases, to indictment, and to fine and imprisonment.

20. In the event of death on board

any vessel in any of the Harbors or Roadsteads, the Master of such vessel is to cause the body to be buried on shore in the established cemetery of the place. Should such death have been sudden, or from any contagious or infectious disease, the Master must report the circumstance immediately to the nearest Government Resident. Penalty for throwing a corpse over board at any anchorage £5, to £25, and for interring a body in an unauthorised place £50.

21. Rottnest Island having been occupied as a Penal Establishment for the Aborigines, no person is permitted to land thereon without written authority from the Colonial Secretary, or the Government Resident at Fremantle; nor are boats to approach the Island or any of the rocks around it, for fishing or any other purposes.

22. Persons visiting Rottnest by permission as aforesaid, are to land between sunrise and sunset near the Sentry in the eastern Bay, and immediately report themselves to the Superintendent, by whose instructions (based on a Proclamation of the Governor) they will be strictly bound, under penalty of fine or imprisonment.

23. Sailors absenting themselves from their vessels, without leave may, on the Master's complaint to a Justice of Peace, be imprisoned and returned to their vessels when ready for sea. Refusal to work, or neglect of duty, punishable by fine or imprisonment with hard labor.

24. Masters or Owners of Vessels are prohibited discharging any of their Crew not belonging to the Colony, without written authority from the nearest Government Resident, under a penalty of £5 to £20 for each of the Crew so discharged, and of the vessel's clearance being withheld until such person be returned on board.

25. The Master of a Vessel about to sail from the Colony, is to give 48 hours notice of such intention to the Collector at the Port of departure, and is to deliver in duplicate to the said Collector, a statement in writing of all goods, wares, and merchandize about to be exported in his vessel, with the marks of the respective Shippers and Consignees thereof, and to verify the same if required. He is likewise to deliver a list of the Crew and Passengers, and the name of the Port to which he is bound, and is to clear his vessel at the Custom House for her outward voyage, under a penalty of £50 for any neglect or false statement.

26. He is to notify to the Harbor-master (or, in his absence, to the Government Resident) when he has cleared his vessel at the Custom House and wishes to proceed to sea. The Harbor-master or other person duly authorised, will then obtain the Port Clearance, and all documents connected therewith, together with the Certificate of Registry, if deposited, and the Post Office Mails, and will deliver the whole to the Master on board, taking his receipt in duplicate for the Mails.

27. Masters of vessels are required, on

demand of the Post Master, Harbor Master, or other duly authorised person, to receive on board any letters or Mails, and safely to keep them in some secure dry place, and to convey them on the then intended voyage, under a penalty of £100. The Port Clearance will not be delivered to the Master until the Mails have been duly received on board and acknowledged.

28. A Master detaining a Pilot on board his vessel to suit his own convenience, will be held liable for the expence of the boats crew, and for payment to the Pilot of 8s Eight Shillings per diem while so detained.

29. Any drunkenness, misconduct or incivility on the part of a Pilot, is to be immediately reported to the Harbor Master.

*Colonial Secretary's Office, Perth,
January 5, 1848.*

His Excellency the Governor has directed to be published for general information the following Circular which has been addressed to the different Resident Magistrates of the Colony.

By His Excellency's command,

G. F. MOORE.

Acting Colonial Secretary.

CIRCULAR.

*Colonial Secretary's Office, Perth,
December 30, 1847.*

Sir,—I am directed by the Governor to inform you, that being desirous of affording every facility to any persons wishing to obtain Chinese or other Servants from Singapore, it is his intention to dispatch the Colonial Schooner again for that purpose, if a sufficient number of Servants is applied for under the following Regulations:

Each person desiring a Servant is to furnish the Resident Magistrate with a description of the sort of Servant required, and to pay down a deposit of £2 10s for each individual applied for; this deposit is applicable to the expences of purchasing bedding or clothing, and for any other purposes required by the Servant, and to be considered as a charge against his first year's wages, and any balance remaining unexpended will be repaid to the applicant.

A passage and maintenance on board will be provided gratuitously by the Government, but all other expences must be borne by the applicant.

It is supposed that the Vessel may bring from forty to fifty men, but should a larger number be applied for, a preference will be given to applications for Coolies or Farm Servants.

Instructions will be given to Mr Helpman to make every effort to procure the actual description of Servant desired by each Subscriber, but the Government will not be responsible for the success of his endeavors in this respect.

In the former case the men stipulated for a permanent engagement for two year's and two months' wages in advance at the rate of £2 a month for Carpenters, and 25s. a month for Farm and House Servants.

They will be engaged at lower rates, if

practicable, but those who employ any of these men as Shepherds, or Stock-keepers, or otherwise in the bush, will be required to give them two pairs of boots in the year in addition to their wages.

His Excellency desires that you will make this known to the inhabitants of your district as early as possible, as it is highly desirable that the Vessel should be dispatched without delay.

I am, &c.,
(Signed) G. F. MOORE,
Acting Colonial Secretary

*Colonial Secretary's Office, Perth,
January 5, 1848.*

*Weekly Report of Sandal-wood Licenses
Issued.*

Dec. 1, 1847.—John Allison, 2 men, 3 months, Wellington

Dec. 9, 1847.—Peter Belches, ditto, Palinup.

Depasturing Licenses.

Jan. 1, 1848.—James Clinch, 2,000 acres, Melbourne.

By His Excellency's command,
G. F. MOORE,
Acting Colonial Secretary.

*Colonial Secretary's Office, Perth,
January 5, 1848.*

His Excellency the Governor is pleased to direct the publication of the last Quarterly Return of the W. A. Bank of the average amount of Notes in Circulation and of Deposits.

Average Notes—£4,092.

Average Deposits—£13,574 13s 2d.

By His Excellency's command,
G. F. MOORE,
Acting Colonial Secretary.

*Colonial Secretary's Office, Perth
January 5, 1848.*

The Governor directs it to be notified for general information that the Lease of the Tolls payable at Mahogany Creek having expired, it is His Excellency's intention, in accordance with the recommendation of the Central Board of Works, not to sanction the renewal of such Lease at present; and therefore that no person is authorised to collect any Tolls, at that place.

By His Excellency's command,
G. F. MOORE,
Acting Colonial Secretary.

*Colonial Secretary's Office, Perth,
January 5, 1848.*

His Excellency the Governor has been pleased to direct the publication of a List of the Officers who have been appointed in Perth to carry out the provisions of an Act of Council intituled "An Act to provide for the improvement of Towns in the Colony of Western Australia."

Chairman.

James Purkis, Esq.

Treasurer.

William Knight, Esq.

Committee.

Messrs. G. Leake, L. Samson, T. Helms,
G. Shenton, and F. Croft.

Valuators.

Messrs. Purkis, Helms, and Maycock.

By His Excellency's command,

G. F. MOORE,

Acting Colonial Secretary.

Commissariat Notice.

*Commissariat Office, Perth,
January 7, 1848.*

SEALED TENDERS (in duplicate) will be received at this Office, at 12 o'clock on FRIDAY, the 14th instant, from such persons as may be willing to supply for the use of H. M. Col. Schooner *Champion*, such quantities of the following articles as may be, from time to time required, from this date to the 31st December, 1848.

Biscuit

Salt Beef

Peas

Tea

Sugar

Vinegar

Spirits (in bond)

Sperm Oil

Black Oil

Cotton Wick.

The supplies to be delivered free of all charge to the Government, in such place in Perth or Fremantle, as may be directed by the Commissariat Officer in charge, and to be subject to the approval of a Board of Survey.

Two Sureties will be required for the performance of the Contract.

W. H. DRAKE,

Asst. Com. General.

Printed by ELIZABETH MACFAULL,
Government Printer.