



THE WESTERN AUSTRALIAN
GOVERNMENT GAZETTE.

[PUBLISHED BY AUTHORITY.]

Tuesday, MAY 20th, 1862.

22

PROCLAMATION.

By His Excellency John Stephen Hampton, Esquire, Governor, and Commander-in-Chief, in and over the Territory of Western Australia and its Dependencies, and Vice Admiral of the same.

WHEREAS the undermentioned Ordinances were passed by His Excellency Arthur Edward Kennedy, Esq., then Governor of the said Colony, with the advice and consent of the Legislative Council thereof, in the 25th year of the Reign of Her Majesty Queen Victoria and intituled,

- No. 1. An Ordinance for altering Collie Street in the Town of Fremantle, and for extending the limits of the Fremantle Building Allotment, No. 451.
- No. 3. "An Ordinance to Organize and Establish a Volunteer Military Force in Western Australia."
- No. 8. "An Ordinance to facilitate the recovery of Debts."
- No. 10. An Ordinance to amend an Ordinance intituled "An Ordinance to regulate the Keeping and Carriage of Gunpowder."
- No. 11. An Ordinance to amend the "Jury Ordinance, 1858."
- No. 13. "An Ordinance to regulate the keeping of Public Pounds and the appointment of Poundkeepers."
- No. 14. An Ordinance to amend the Ordinance "25th Victoria, No. 1 of 1861."
- No. 15. "An Ordinance for consolidating and amending the Laws relating to the Police in Western Australia and for preventing nuisances and obstructions therein."

Now therefore, I, the said John Stephen Hampton, do hereby proclaim and make

known unto all whom it may concern that Her Majesty has been graciously pleased to confirm and allow the before mentioned Ordinances.

Given under my hand and the Public Seal of the Colony at Perth, this thirteenth day of May, 1862.

J. S. HAMPTON,
Governor, &c.

By His Excellency's Command,
FRED. P. BARLEE,
Colonial Secretary.

GOD SAVE THE QUEEN. !!!

*Council Office, Perth,
22nd April, 1862.*

HIS EXCELLENCY the Governor directs it to be notified for general information, that the Legislative Council will meet for the despatch of public business on Friday the 23rd of May next, at one o'clock.

HENRY WAKEFORD,
Clerk of the Council.

*Colonial Secretary's Office, Perth,
29th April, 1862.*

THE following Titles of Bills proposed to be submitted to the Legislative Council at its next sessions are published for general information.

By His Excellency's command,
FRED. P. BARLEE,
Colonial Secretary.

A Bill to confirm the excess of Expenditure, in the year 1861.

A Bill for the general appropriation of the Revenue for the year 1863.

A Bill to Amend the "Jury Ordinance, 1858"

A Bill to amend "An Ordinance for vesting the Ordnance Lands and Buildings in the Principal Secretary of State for the War Department."

*Colonial Secretary's Office, Perth,
20th May, 1862.*

HIS Excellency the Governor directs the publication of the following Proclamation for general information.

By His Excellency's Command,
FRED. P. BARLEE,
Colonial Secretary.

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PROCLAMATION.

BY James A. R. Menzies, Esquire,
Superintendent of the Province of Southland.

WHEREAS His Excellency the Governor of New Zealand, in pursuance of the powers in him vested in that behalf, has been pleased to delegate to the Superintendent of the Province of Southland the several powers vested in the Governor by the 2nd, 4th, 5th, 7th, 9th, and 10th sections of the "Diseased Cattle Act, 1861," subject to certain Regulations made by the Governor in Council, on or about the 12th day of October, 1861.

Now therefore, I, the said Superintendent in pursuance of the powers in me vested in that behalf, do hereby proclaim and declare that the Inspector of Diseased Cattle at the Harbours of the Bluff and the New River shall not be authorised to grant a certificate to land in the Province of Southland cattle coming from Stewart's Island, the Island of Ruapuke, or Solanders' Island or any of the Islands adjacent thereto.

*Given under my hand at Invercargill, this 14th day of February,
1862.*

J. A. R. MENZIES,
Superintendent.

*Colonial Secretary's Office,
Perth, 15th May, 1862.*

THE following War Office circular respecting the formation and organization of Volunteer Military Corps, transmitted to His Excellency The Governor in a despatch from Her Majesty's Secretary of State for the Colonies, is published for general information.

By His Excellency's command,
FRED. P. BARLEE,
Colonial Secretary.

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WAR OFFICE,
13th July, 1859.

HER Majesty's Government are fully sensible of the public spirit displayed by large numbers of Her Majesty's subjects who have offered to form Volunteer Artillery or Rifle Corps under the Act 44 Geo. 3, cap 54. Though engaged in important and often lucrative occupations, they have expressed their willingness at their own cost, and at a considerable sacrifice of time, to instruct themselves in drill and in the use of the arm, whether rifle or great gun, which they propose to adopt, with a view to fit themselves to act as auxiliaries to Her Majesty's regular Forces in case of public danger.

But though the very essence of a Volunteer Force consists in their undertaking

themselves to bear, without any cost to the public, the whole charges of their training and practice previous to being called out for actual service, Her Majesty's Government are of opinion, that it will be but fair to the Volunteers, as a just acknowledgment of the spirit in which their services are tendered, to relieve them, in some degree, of the expense which their first outfit will entail upon them, and of which the purchase of arms is necessarily the heaviest item.

It is not necessary, for the purpose of instruction, that each individual of a corps should be provided with a rifle, since a Musketry Instructor cannot superintend a larger class than about 10 men. It is proposed, therefore, to issue in the first instance to each corps Enfield rifles at the rate of 25 per cent. of the effective members, for the purpose of instruction, the Government undertaking to arm the whole effectives of the force, whenever it may be called out for active service against the enemy.

It is necessary, however, before these arms can be issued, or indeed before the services of any Corps can, for the future, be accepted, that certain precautions be taken with a view to ensure the public safety, and the efficiency of the Volunteer Force.

Her Majesty's Government entertain no objection to the members of any Volunteer Rifle Corps providing themselves with breech loaders, or any other description of Rifle, for purposes of ball practice, upon the understanding that, if not of the Regulation gauge in barrel and nipple, no practice ammunition can be issued by the Government for such arms.

Every Rifle Corps will, however, under all circumstances, be furnished with 25 per cent. of the Enfield Rifle, with the use of which weapon the members are expected to acquaint themselves, as in case of the active services of the Volunteer Force being required, it must be exclusively armed with the Rifle common to all the regular Forces of Her Majesty.

1. The Secretary of State must be satisfied by the report of competent Military Officers, who will be sent down for the purpose, that a sufficient and safe practice range can be obtained within a reasonable distance of the Head Quarters; where no such range can be found, a Rifle Corps would clearly be either useless for want of practice, or dangerous, if attempting it where the nature of the country affords no sufficient security against accident which would bring discredit upon the Volunteer Force in general, and would tend to indispose the public towards them.

2. The Lord Lieutenant must satisfy himself, and must certify to the Secretary of State, that a secure place of custody for the arms, and a competent person to take charge of them, have been provided at the expense of the members.

The Militia County Stores or Police Stations might, no doubt, in some places be made available for this purpose.

3. The Rules and Regulations for the government of Volunteer Corps must be submitted to and approved by the Secretary of State.

4. The corps must be subject to periodical inspection by a Military Officer deputed for that purpose.

His Royal Highness the General Commanding-in-Chief, with a view to afford every facility for the musketry instruction of the Volunteer Force, has sanctioned the reception of two Officers or members of each Company, at their own expense, or that of the corps, at the School of Musketry at Hythe, to undergo a modified course of instruction, which shall enable them to conduct the practice of their companies upon the general principles adopted in the regular Army with such signal success. A large Musketry Class of Serjeants of the Disembodied Militia will, moreover, soon be formed at Hythe, so that within the course of a few months there will be a vast increase in the number of Musketry Instructors, who will be available for the instruction of the Volunteer Force.

But Her Majesty's Government are especially anxious to direct the attention of the Lords Lieutenant of maritime counties in which our commercial ports and chief arsenals are situated, to the desirability of forming Artillery rather than Rifle Corps.

In case of war the vast number of guns mounted in our coast defences will require a large Artillery force to work them, and the Volunteers can in no way be so useful to the public service as when formed in Artillery Corps to man the batteries, and thus release a proportionate force of Royal Artillery for service in the field.

Her Majesty's Government will, therefore, in all cases where coast batteries are available for practice, give a preference to the formation of Artillery Corps. At places on the sea coast at which batteries do not now exist, but where the Military Authorities may deem it advisable to place guns hereafter, Artillery Corps may usefully be formed, if the members, aided by the residents in their vicinity, would take upon themselves the erection of earth works.

In that case guns would be provided by the Government for training and practice, and for arming the works in case of necessity.

Should the Lords Lieutenants of maritime counties be of opinion that these suggestions can be carried out, Her Majesty's Government will request the Military Authorities to afford competent professional advice as to the selection of proper sites for such coast defences, and as to their construction and armament.

With a view to the formation of Volunteer Associations in our commercial ports and open rivers, for manning and working boats or ship's launches, armed with single guns to be supplied by the Government as recommended in the 17th paragraph of the Circular of the 25th of May last, the Board of Admiralty will be requested, on application from the Lord Lieutenants, to send down a competent Officer to give his advice to these Associations in regard to their organization and equipment, and to aid them in the gunnery instruction.

Misconceptions having apparently arisen with regard to the selection of individuals to fill the position of Officers in the

Volunteer Force and of their responsibilities, I can only repeat, that while I shall not be disposed to question the grounds upon which a Lord Lieutenant may recommend any person for a Commission for Her Majesty's approval, I cannot recognize the principle of the election of their Officers by any body possessing, in any sense, a military organization.

With the view of facilitating the early development of the Volunteer system, I transmit, for general information and guidance, the accompanying memorandum, shortly recapitulating the conditions upon which Her Majesty's Government have determined to sanction the formation of Corps, showing their proposed organization and establishment, and the nature of the aid which it is proposed to afford them, and indicating a course of proceeding, which by obviating in a great degree necessity of reference to this office, will afford the means of a more speedy and effectual realization of the loyal and patriotic desire so widely manifested throughout the country by Her Majesty's subjects, to place their services gratuitously at the Queen's command, for the general defence of the nation.

I have the honour to be,
Your obedient servant,
SIDNEY HERBERT.

To the Lord Lieutenant of the County of
§c. §c. §c.

Colonial Secretary's Office,
Perth, 20th May, 1862.

HIS Excellency the Governor directs the publication of the following despatches from Her Majesty's Secretary of State for the Colonies for general information.

By His Excellency's Command,
FRED. P. BARLEE,
Colonial Secretary.

Downing Street,
12th March, 1862.

SIR,

I have the honor to acknowledge the receipt of your Predecessor's despatch No. 125 of the 25th December, enclosing a copy of an address presented to him by the Legislative Council of Western Australia, together with a copy of his reply.

I have received with much satisfaction this testimony to the cordiality and good feeling which prevailed between the Legislative Council and the late Governor.

I have &c.,
(Signed,) NEWCASTLE.

Governor Hampton,
&c, &c.

Downing Street,
26th March, 1862.

SIR,

I have received with regret your Predecessor's despatch No. 10 of the 25th January, reporting the death of Captain Meares, late Resident Magistrate at York,

who seems on all occasions to have distinguished himself as a very useful public servant.

I have, &c.
(Signed,)

NEWCASTLE.

Governor Hampton,
&c., &c.

Tender Accepted.

*Colonial Secretary's Office, Perth,
20th May, 1862.*

JOHN WELLARD,

TO supply rations for Immigrants at Fremantle, at various prices.

By His Excellency's command,
FRED. P. BARLEE,
Colonial Secretary.

*Colonial Secretary's Office, Perth
11th March, 1862.*

THE undermentioned Allotments of Land will be offered for sale at Public Auction, by the Collector of Revenue at 1 o'clock p. m.

At Perth,
On the 4th June, 1862,

Perth building lot Y 173.

Upset price £15.

Guildford building lot, No. 134.

Upset price £10.

Perth building lot, W. 74.

Upset price £15.

Perth building lot, W. 30.

Upset price £15.

Perth building lot, W. 29.

Upset price £15.

By His Excellency's command,
FRED. P. BARLEE,
Colonial Secretary.

*Colonial Secretary's Office, Perth,
13th May, 1862.*

HIS Excellency The Governor directs it to be notified for general information that grants of money voted for public services, must be considered to lapse at the end of the year during which they are made, and in the event of the services for which such votes may have been made, not being completed at the end of the year, or any portion of the vote of money remaining unexpended, a special application for its appropriation in the succeeding year must be approved before any payment can be made.

By His Excellency's command,
FRED. P. BARLEE,
Colonial Secretary.

ROAD between PERTH and CHAMPION BAY.

*Colonial Secretary's Office, Perth,
10th May, 1862.*

IT is hereby notified for general information, that it is the intention of the Government to survey and lay out, as soon as convenient, a line of road between Perth

and Champion Bay, with a view to the same being cleared and opened for use as a public line of communication, pursuant to the provisions of existing Ordinances.

The intended road will be one chain wide, and will pass as near as may be found convenient along the tracks at present in use from Perth by the eastern side of Three Island Lake, and of Lakes Goollelal and Joondalup, through the western parts of locations 105, 111, at Lake Nowergup, and 113, by the western sides of Lakes Yoonderup, Nambibby and Yancheep, thence to Lake Boongarrup, and to a projected new bridge over Gingin Brook, a little above its junction with Moore River. The road will then extend about 25 miles in a northerly direction, crossing the Moore between locations 136, and 333, and crossing the Smith River about 42 miles further N. by W., near the east boundary of Mr. R. Brockman's lease 588, where a tuart tree is marked with the letter B. Thence it will nearly follow the present track to Champion Bay.

A branch from the above road will ascend the right bank of Moore River from the crossing above-mentioned, to location 171, and thence take a northerly direction through the public reserves at Yatheroo and Dandaraga, and onwards to the Bay.

Parties are warned against fencing across or otherwise obstructing these lines.

By His Excellency's command,
FRED. P. BARLEE,
Colonial Secretary.

*Police Magistrate's Office, Perth,
6th May, 1862.*

IN reference to the arrival of Immigrants, shortly expected per "Mary Harrison," it is hereby notified for general information, that no person will be allowed to engage Immigrants until after they shall have been received into depôt either at Fremantle or Perth, where all applications must be made to the respective Immigration Agents, by whom every facility and information will be afforded.

No person will on any account be permitted to go on board the ship for the purpose of engaging Immigrants.

Persons residing at a distance from Fremantle and Perth, will authorise in writing agents at those places to make such arrangements as they may desire for the engagement and forwarding to them such Immigrants as they may require.

The local government will not in any way undertake the selection or transmission of Immigrants to rural districts.

The following Immigrants eligible for engagement are expected per "Mary Harrison."

About 100 single women.
30 married couples.
10 single men.

HENRY WAKEFORD,
Police Magistrate.

*Comptroller General's Office,
Fremantle, 14th May, 1862.*

RETURN of Ticket-of-Leave Holders whose Original sentences have expired during April, 1862

Reg. No. 1015	William Johnson
1068	Edward Johnson
1311	John Regan
1328	William Jacobs
1493	John McNolty
1599	Thomas Simcup
2055	Robert Marcum
2449	Richard Pilkington
3219	William Beatty
3458	Owen King
3465	Arnold Gerber
3759	Patrick Brodie
4770	John Bryan
5011	Benjamin Plummer
5516	William Mitchell

By His Excellency's Command,
E. Y. W. HENDERSON,
Comptroller General.

*Comptroller General's Office,
Fremantle, 13th May, 1862.*

CONDITIONAL Pardons were this day signed for the following men:—

REG. No.	NAME.
1343	James Higgins
3126	William Savage
3527	John Divney
3625	Thomas Brannan
3848	Daniel Lloyd
3898	James Pickering
4128	William Ellis
4154	Richard Wilson
4326	William J. Nicholson
4328	Henry Lee
4553	William Cardwell
4572	John Watts
4577	John Haine
4926	George Miller
5109	Robert Shoemith
5303	John Lowes
5321	Thomas Williams

By His Excellency's command,
E. Y. W. HENDERSON,
Comptroller General.

*Comptroller General's Office,
Fremantle, 14th May, 1862.*

RETURN of Conditional Pardons reported to this Office as being received during April, 1862.

No. of Pardon	Reg. No.	Name.
2322	23	James Tetlow
3019	172	James Longstaff
2299	1442	William Ellis
2942	3414	William Taylor
3054	3522	Joseph Titmus
2825	3626	Joseph Danks
3022	3628	John Flaherty
3101	3632	William Doran
2981	3806	George Hunt
2992	4064	George McLeod
2917	4071	Dugald McFadgen
3032	4108	Abraham Sergeant
3052	4125	Thomas Handley
3036	4178	Charles Chase
3021	4325	Joseph Platts
3088	4387	Isaac Leivers
3071	4396	William Whitehead
3089	4551	George Groves
3082	4617	William Blake
3095	4665	William Jones
3026	4683	Henry Wright
3096	4684	Thomas Beeseley
3097	4699	James Stevens
3117	4853	Joseph Humphrey
3130	4903	Charles Williams
3038	4991	John Hewitt
3076	5106	Henry Obro
3084	5108	John Green
2955	5114	William Tomkins
3052	5142	William Pearce
3029	5292	William Hackett
3087	5305	James Geary
3086	5311	Thomas Hammond
2586	5370	John Tracey
3066	5395	John Burns
2679	5557	William Dockray
3098	5563	John Williams
3032	5564	William Elmslie

By His Excellency's command,
E. Y. W. HENDERSON,
Comptroller General.

*Colonial Secretary's Office, Perth,
20th May, 1862.*

HIS Excellency the Governor has been pleased to cancel the forfeiture of the following Fillage Leases notified in the Government Gazette of 22nd ultimo.

NAME.	No.	ACRES.	CLASS.	DISTRICT.
John Spice	1328	100	T	Victoria
Robert T. Foley	1365	100	"	Do.

By His Excellency's Command,
FRED. P. BARLEE,
Colonial Secretary.