



THE WESTERN AUSTRALIAN
GOVERNMENT GAZETTE.

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*Colonial Secretary's Office,
Perth, 15th March, 1864.*

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

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

*Downing Street,
15th January, 1864.*

SIR,

It is my pleasing duty to announce to you that on the evening of the 8th Instant, at two minutes before Nine o'clock, Her Royal Highness The Princess of Wales was happily delivered of a Prince, to the great joy of the Nation and of all the Royal Family. Her Royal Highness and the Infant Prince have, through Divine Mercy, continued to do well up to the present time.

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

Governor Hampton,
&c., &c., &c.

*Colonial Secretary's Office,
Perth, 15th March, 1864.*

HIS Excellency the Governor directs the publication of the following Despatch and Enclosure, from Her Majesty's Secretary of State for the Colonies.

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

*Downing Street,
26th January 1864.*

*Western Australia,
No 4 Convicts.*

SIR,—

In my Despatch of the 26th ultimo, No. 66, I informed you that I trusted that I should be able by this Mail to state the

were prepared to take with regard to the Report of Her Majesty's Commissioners on secondary punishments.

I accordingly transmit to you a Copy of a Despatch which I have addressed to the Governors of New South Wales, Victoria, South Australia, and Queensland, communicating the decision of Her Majesty's Government with respect to the questions of Transportation and Penal Servitude, and upon the remonstrances received from those Colonies on the continuance of Transportation to any part of the Australian Continent.

You will find that, with one or two exceptions it is not intended that the existing arrangement under which Convicts are sent to the Colony under your Government, should undergo any alteration.

In communicating this decision to the gentlemen who constituted the Deputation which waited upon you, you will assure them that it would have been satisfactory to Her Majesty's Government, had they felt it consistent with their duty to adopt measures more in conformity with the views and wishes entertained by them.

I have the honor to be, Sir,
Your most obedient,
humble Servant,
(Signed) NEWCASTLE.

Governor Hampton,
&c., &c., &c.

Enclosure referred to.

*Downing Street,
January, 1864*

Sir,—

It has become my duty to convey to you the decision at which Her Majesty's Government have arrived with respect to the Report of the Royal Commission appointed to enquire into the operation of the Acts relating to Transportation and Penal Servitude.

That report has received from Her

pectful consideration to which the distinguished position, the great ability, and the high character of the Commissioners entitled it

Of the general value of recommendations proceeding (almost unanimously) from such a body of public men, and founded upon a long and laborious enquiry, it is not for me to speak. I have only do deal with those which refer to the question of Transportation, and they may be shortly stated as follows :

The Commissioners do not advise the establishment of any new Penal Colony. They recommend that all male convicts who are not disqualified for useful labor in a Colony, should during the latter part of their punishment be sent to Western Australia. And they reckon that the number available for that purpose, in case their other recommendation as to lengthening sentences of Penal servitude were adopted, would not exceed 1500 annually, and might not amount to nearly so many.

It would be unfair to the Commissioners to suppose that this proposal, which has excited so much alarm in the Eastern Colonies of Australia, was made by them in the interests of the mother country alone.

On the contrary, they received the strongest evidence as to the almost unanimous desire of the free inhabitants of Western Australia, to receive an increased supply of convict labor, as well as of the singular adaption of that Settlement for its reception ; while they were convinced by testimony which appeared to them sufficient, that there was no reason to fear any considerable escape or migration of convicts or ex-convicts to the other Colonies, and no danger therefore of an increased Transportation to one Colony, doing substantial injury to the others.

It is not needful for me to discuss the number of the Convicts who may have made their way to Melbourne or other ports, nor the degree to which it would be hereafter possible to absorb or retain a much larger convict and ex-convict population within the limits of Western Australia. It is enough for me to inform you that Her Majesty's Government have taken into careful consideration the addresses which have reached the Queen from the Eastern Colonies, which from their origin, their earnestness, and their loyalty, they recognise as representing not only the numbers, but also the property, the intelligence, and the character of those communities, and as expressing not mere popular prejudice, but deep feelings and moral convictions.

They desire, indeed, distinctly to guard themselves against giving any apparent sanction to the doctrine which might seem to be involved in these remonstrances, that the settlers in certain portions of a vast Territory belonging to the Crown have any general right to dictate what shall or shall not be done throughout the whole of it.

But they are equally anxious, so far as their duty to the Mother Country, and the Colony directly interested will permit to consult the interests and wishes of Her Majesty's Australian Subjects.

They have determined, therefore, differ-

to adopt their recommendation with respect to Transportation to Western Australia. Upon the other hand, they are not prepared to comply with the desire of some of the addresses which have been received that Transportation to that Colony should be at once and altogether discontinued.

Such a change could not be made with justice to those who have reasonably calculated upon a continuance of the policy under which Her Majesty's Government some years ago began to supply them with convicts. It has, however, been determined to send no more convicts to Western Australia, than the limited number which has in practice been going there of late.

They go by ship-loads, and it would be impossible, therefore, to specify with exactness, the number which would be sent under this arrangement. I may state, however, that two convict ships, containing about 270 or 280 prisoners each have been usually dispatched in each year to Western Australia, and that the number will not be increased. I have also to inform you that Her Majesty's Government have decided to put an end to the system of "Conditional Pardons," so that in future no Convict will be entitled, or, it is to be hoped, permitted to leave the Penal Colony, before the expiration of his original sentence. This rule will be applied to all Convicts sent from this Country, from and after the beginning of the present year.

In conclusion I have to express my earnest hope, and that of my colleagues, that the spirit in which the representations of the Australian Colonists upon a subject in which their desires might seem to be opposed to the interests of the people of this country has been met by Her Majesty's Government, may tend to draw more closely than ever the bonds of loyalty and goodwill which unite them to the Crown and the Empire.

I have the honor to be,

Sir,

Your most obedient, humble Servant,

(Signed) NEWCASTLE.

Colonial Secretary's Office,
Perth, 15th March, 1864.

HIS Excellency the Governor has been pleased to appoint Mr. William Waldeck to be Postmaster at Greenough.

By His Excellency's command,

FRED. P. BARLEE

Colonial Secretary.

IN THE SUPREME COURT.

IN INSOLVENCY.

*In the Matter of Thomas Peel, }
an Insolvent.*

NOTICE is hereby given, that the above-named Insolvent, has applied by Petition to this Court, for a certificate, and Order of Discharge; and thereupon, His Honor, The Chief Justice, has been pleased to appoint Wednesday, the 13th

ing the question of granting to the Insolvent such Certificate and Order. Dated the 7th day of March, 1864.

A. H. STONE,
Official Assignee.

*Colonial Secretary's Office,
Perth, 1st March, 1864.*

TENDERS (in duplicate) endorsed "Tenders for Repairs, &c., Pinjarrah Police Station," will be received at this Office until noon of Wednesday the 16th instant from persons willing to undertake the work required in the erection of a Magistrates Room and Cells, and in repairing the Quarters at the Pinjarrah Police Station.

Plans and Specifications may be seen on application at the Police Station at Pinjarrah, and at the Office of the Clerk of Works at Fremantle.

The Government do not bind themselves to accept the lowest or any tender, and will require the guarantee of two responsible persons for the due performance of the Contract.

Forms of Tender may be had on application to the various Resident Magistrates, and at the Public Offices, Perth, and no tender will be entertained unless rendered on the prescribed form.

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

*Colonial Secretary's Office,
Perth, 15th March, 1864.*

THE Undermentioned Allotments of Land will be offered for Sale at Public Auction, by the Acting Collector of Revenue, at Perth.

At Perth on the 6th April, 1864.

Victoria Location, No. 207, comprising 50 acres more or less, supposed to contain minerals, and bounded on the North by an East line of 33 chains 33 links, from N E. corner of Victoria location 183, passing along part of the South boundary of the Wanerenooka location No. 27; on the West by a South line of 15 chains from corner aforesaid; and by opposite boundaries parallel and equal, all being true.

By the Sub-Collector at Albany, on the 13th April, 1864.

Albany Suburban lot No. 53, containing 5 acres.

Upset price £1 10s. per acre.
By His Excellency's command,
FRED. P. BARLEE,
Colonial Secretary.

*Comptroller General's Office,
Fremantle, 15th March, 1864.*

RETURN of Ticket-of-Leave Holders whose Original Sentence of Transportation has expired during February, 1864.

REG. NO.	NAME.
160	John Nye
768	George Booth
3969	Richard Price
3989	William Chase
4761	John Ceirans
5006	James Tweedale
5769	Ralph Shipley
5469	Andrew Collins
5597	John Turner
6623	John Hennessey

By His Excellency's command,
C. F. NEWLAND
Comptroller General.

*Comptroller General's Office,
Fremantle, 15th March, 1864.*

RETURN of CONDITIONAL PARDONS reported at this Office as being received during February, 1864.

REG. NO.	NAME.
228	Maurice Perry
1450	John Hudson
3234	John Maloney
3541	Robert Simpson
3552	Joseph Dougan
3778	George Smith
3791	John Shorroch
3860	William Redden
4372	Thomas Jones
5403	Robert Barnes
5668	Thomas Loftus
6499	George Amger
6605	Robert Glen
7093	James Learey
7113	William Gentle

By His Excellency's command,
C. F. NEWLAND,
Comptroller General.

*Comptroller General's Office,
Fremantle, 15th March, 1864.*

CONDITIONAL PARDONS have been signed for the following men, and forwarded to the undermentioned Magistrates for their districts for delivery, to whom the Men are directed to make immediate application:—

WHEN SIGNED.	REG. NO.	NAME.	TO WHOM SENT.
5th March, 1864.	319	Joseph Brindley	R. M. Toodyay
"	2948	John Farley	R. M. Swan
"	8359	George Hayes	R. M. Toodyay
"	3549	William Moore	R. M. Swan
"	4344	Philip Grinney	P. M. Perth
"	5098	William Essex	R. M. Fremantle
"	5591	James McKewin	R. M. Vasse
"	6577	William Eckersley	P. M. Perth
"	7274	Thomas Tomlinson	R. M. York
10th March, 1864	1367	Thomas Wheeler	R. M. Fremantle
"	1529	Henry Feast	P. M. Perth
"	3198	James Henney	R. M. Fremantle
"	4879	John Garnett	R. M. Champion Bay
"	4918	Benjamin Greedy	Do.

By His Excellency's command,
C. F. NEWLAND, Comptroller General.

