

No. XIII.

An Act for applying certain sums arising from the Revenue receivable in New South Wales, to the service thereof, for the Year One thousand eight hundred and forty-five, and for further appropriating the said Revenue.

WHEREAS by a certain Act of Parliament, passed in the fifth and sixth Preamble year of the reign of Her present Majesty Queen Victoria, intituled, "*An Act for the Government of New South Wales, and Van Diemen's Land*," it was among other things enacted, that the Governor of the said Colony of New South Wales, with the advice and consent of the Legislative Council, should have authority to make laws for the peace, welfare, and good government of the said Colony; and that with the deductions and subject to the provisions therein contained, the whole of Her Majesty's Revenue within the said Colony, arising from taxes, duties, rates, and imposts, levied on Her Majesty's subjects within the said Colony, should be appropriated to the public service within the said Colony, by ordinances to be for that purpose enacted by His Excellency the Governor of New South Wales, with the advice and consent of the Legislative Council of the said Colony, and in no other manner: Be it therefore enacted by His Excellency the Governor of New South Wales, with the advice and consent of the Legislative Council thereof, That out of the produce of the said taxes, duties, rates, and imposts, there shall and may be issued and applied any sum or sums of money not exceeding forty-four thousand two hundred and thirty-two pounds, ten shillings, and three pence, to defray the charge of the Civil and Legislative Establishments of New South Wales unprovided for by schedule B, of the said recited Act of Parliament, for the year one thousand eight hundred and forty-five, as hereinafter more particularly expressed; that is to say, any sum or sums of money not exceeding six hundred and twenty pounds, eighteen shillings, and nine-pence, to defray the salaries and allowances of the Establishment of His Excellency the Governor; and any sum or sums of money not exceeding three thousand five hundred and ninety-one pounds, and eighteen shillings, to defray the expense of the Legislative Council Establishment; and any sum or sums of money not exceeding seven thousand five hundred and seventy-nine pounds, nineteen shillings, and seven pence, to defray the expense of the Department of Customs in the Sydney District; and any sum or sums of money not exceeding four thousand six hundred and thirty-three pounds, to defray the expense of the Customs' Establishment in the Port Phillip District; and any sum or sums of money not exceeding fifteen thousand six hundred and twenty-eight pounds, one shilling, and three-pence, to defray the expense of the Post Office Establishment in the Sydney District; and any sum or sums of money not exceeding four thousand one hundred and eighty-six pounds, to defray the expense of the Post Office Establishment in the Port Phillip District; and any sum or sums of money not exceeding one thousand seven hundred and nineteen pounds, four shillings, and six-pence, to defray the salaries and allowances to the Inspectors of Colonial Distilleries; and any sum or sums of money not exceeding six hundred and sixty-three pounds, seven shillings, and eleven-pence, to defray the expense of the Colonial Storekeeper's Department; and any sum or sums of money not exceeding one thousand five hundred and twenty-six pounds, nineteen shillings, and ten-pence, to defray the expense of the Establishment of the Port Master, Sydney; and any sum or sums of money not exceeding two hundred and thirty-nine pounds, and fifteen shillings, to defray the expense of the Telegraph Stations, Sydney; and any sum or sums of money not exceeding four hundred and ninety pounds, sixteen shillings, and three-pence, to defray the expense of the Light House at the South Head of Port Jackson; and any sum or sums of money not exceeding five hundred and fifty-two pounds, seventeen shillings, and six-pence,

Civil and Legislative Establishments, viz.

Governor's Establishment.
Legislative Council.

Customs, Sydney District.

Customs, Port Phillip District.

Post Office—Sydney District.

Post Office—Port Phillip District.

Inspectors of Distilleries.

Colonial Storekeeper.

Port master.

Telegraph Stations, Sydney.

Light House, South Head of Port Jackson.

Floating light, Port Jackson.

six-pence, to defray the expense of the Floating Light, near the entrance to Port Jackson; and any sum or sums of money not exceeding two hundred and ninety pounds, to defray the expense of the Establishment of the Harbour Master, Newcastle; and any sum or sums of money not exceeding one hundred and ninety-six pounds, nine shillings, and seven-pence, to defray the expense of the Establishment of the Harbour Master, Port Macquarie; and any sum or sums of money not exceeding two hundred and sixty-three pounds, seventeen shillings, and six-pence, to defray the expense of the Establishment of the Harbour Master, Moreton Bay; and any sum or sums of money not exceeding one thousand and two hundred pounds, to defray the expense of the Establishment of the Harbour Master, Port Phillip; and any sum or sums of money not exceeding five hundred pounds, one shilling, and three-pence, to defray the expense of the Light House Establishments, at Port Phillip; and any sum or sums of money, not exceeding one hundred and ninety nine pounds, three shillings and four-pence, to defray the expense of the Telegraph Stations at Port Phillip; and any sum or sums of money not exceeding one hundred and fifty pounds to defray the salary of the Colonial Agent General.

II. And be it enacted, That out of the produce of the said taxes, duties, rates, and imposts, there shall and may be issued and applied, any sum or sums of money not exceeding one thousand eight hundred and thirteen pounds, seventeen shillings and six-pence, for defraying the charge for Coroners' Inquests, in the said Colony, for the year one thousand eight hundred and forty-five, as hereinafter more particularly expressed; that is to say, any sum or sums of money not exceeding one thousand five hundred and eighty-three pounds, seventeen shillings, and six-pence, to defray the salaries of Coroners, and the expense of Inquests, in the Sydney District; and any sum or sums of money not exceeding two hundred and thirty pounds, to defray the salary of the Coroner, and the expense of Inquests, in the Port Phillip District.

III. And be it enacted, That out of the produce of the said taxes, duties, rates, and imposts, there shall and may be issued and applied, any sum or sums of money not exceeding sixty-six thousand one hundred and twenty pounds, nine shillings and four pence, to defray the charge of the Police Establishments, of the said Colony for the year one thousand eight hundred and forty-five, as hereinafter more particularly expressed; that is to say, any sum or sums of money not exceeding seven thousand two hundred and twenty-seven pounds, seventeen shillings, and one penny, to defray the expense of the Police of the City of Sydney; and any sum or sums of money not exceeding one thousand and forty-two pounds, and sixteen shillings, to defray the expense of the Melbourne Police; and any sum or sums of money not exceeding seven hundred and fifty pounds, to defray the expense of the Water Police, Sydney; and any sum or sums of money not exceeding two hundred and eighty pounds, and five shillings, to defray the expense of the Water Police, Port Phillip; and any sum or sums of money not exceeding twenty-six thousand, three hundred and seventy-two pounds, seven shillings, and sixpence, to defray the expense of Police in the Rural Districts of the said Colony; and any sum or sums of money not exceeding twelve thousand four hundred and forty-three pounds, one shilling, and four pence, to defray the expense of the Mounted Police in the Sydney District; and any sum or sums of money not exceeding two thousand one hundred and six pounds, eighteen shillings, and eight-pence, to defray the expense of the Mounted Police, in the Port Phillip District; and any sum or sums of money not exceeding nine thousand six hundred and ninety-six pounds, to defray the expense of the Border Police, in the Sydney District, with the understanding that the present force be disbanded, and a force composed wholly of free men be substituted in its stead; and any sum or sums of money not exceeding four thousand two hundred and fifty-two pounds, sixteen shillings, and three-pence, to defray the expense of the Border Police, in the Port Phillip District, with the understanding that the present force be disbanded, and a force composed wholly of free men be substituted in its stead; and any sum or sums of money not exceeding one thousand seven hundred and eighty-four pounds, two shillings, and six-pence, to defray the expense of the Native Police, in the District of Port Phillip; and any sum or sums

Harbour Master, Newcastle.
 Harbour Master, Port Macquarie.
 Harbour Master, Moreton Bay.
 Harbour Master, Port Phillip.
 Light Houses, Port Phillip.
 Telegraph Stations, Port Phillip.
 Colonial Agent General.
 Coroners' Inquests, viz :—
 Sydney District.
 Port Phillip District.
 Police Establishments, viz.
 Sydney Police.
 Melbourne Police.
 Water Police, Sydney.
 Water Police, Port Phillip.
 Police in the rural districts.
 Mounted Police, Sydney.
 Mounted Police, Port Phillip.
 Border Police, Sydney.
 Border Police, Port Phillip.
 Native Police, Port Phillip.

of money not exceeding one hundred and sixty-four pounds, and five shillings, to defray the salary of the Superintendent of Ironed Gangs, Sydney.

IV. And be it enacted, That out of the produce of the said taxes, duties, rates, and imposts, there shall and may be issued and applied, any sum or sums of money not exceeding ten thousand two hundred and eighty-eight pounds, fifteen shillings, and nine-pence for defraying the charge of the Gaol Establishments of the said Colony, for the year one thousand eight hundred and forty-five, as hereinafter more particularly expressed; that is to say, any sum or sums of money not exceeding four thousand five hundred and seventy-seven pounds, eleven shillings, and eight-pence, to defray the expense of the Sydney Gaol; and any sum or sums of money not exceeding one thousand one hundred and fifty-eight pounds, two shillings, and six-pence, to defray the expense of the Parramatta Gaol; and any sum or sums of money not exceeding five hundred and sixty-two pounds, eighteen shillings, and four pence, to defray the expense of the Bathurst Gaol; and any sum or sums of money not exceeding one thousand two hundred and eighty-four pounds, seven shillings and five pence, to defray the expense of the Newcastle Gaol; and any sum or sums of money not exceeding one thousand two hundred and fifty-one pounds, ten shillings, and ten pence, to defray the expense of the Berrima Gaol; and any sum or sums of money not exceeding one thousand four hundred and fifty-four pounds, and five shillings, to defray the expense of the Port Phillip Gaol.

V. And be it enacted, That out of the produce of the said taxes, duties, rates, and imposts, there shall and may be issued and applied, any sum or sums of money not exceeding four thousand nine hundred and thirty-nine pounds, and ten shillings, for defraying the charge of the Colonial Medical Establishments, for the year one thousand eight hundred and forty-five, as hereinafter more particularly expressed; that is to say, any sum or sums of money not exceeding three hundred and twenty-five pounds, to defray the salaries of the Health Officer, Port Jackson, and the Clerk to the Medical Board, Sydney; and any sum or sums of money not exceeding one thousand seven hundred and forty-nine pounds, and ten shillings, to defray the expense of the Lunatic Asylum, Tarban Creek; and any sum or sums of money not exceeding two thousand and five hundred pounds, for the support of Free Paupers in the Colonial Hospitals; and any sum or sums of money not exceeding three hundred and sixty-five pounds, to defray the expense of the Medical Establishment at Port Phillip.

VI. And be it enacted, That out of the produce of the said taxes, duties, rates, and imposts, there shall and may be issued and applied, any sum or sums of money not exceeding thirteen thousand two hundred and sixty-two pounds, for defraying the charge of the School Establishments of the said Colony, for the year one thousand eight hundred and forty-five, as hereinafter more particularly expressed; that is to say, any sum or sums of money not exceeding two thousand three hundred and ninety-two pounds, to defray the expense of the Male Orphan School, Liverpool; and any sum or sums of money not exceeding one thousand nine hundred and seventy pounds, to defray the expense of the Female Orphan School, Parramatta; and any sum or sums of money not exceeding one thousand and five hundred pounds, to defray the expense of the Roman Catholic Orphan School, Parramatta; and any sum or sums of money not exceeding three thousand four hundred and fifty pounds, towards the support of Schools in connexion with the Church of England; and any sum or sums of money not exceeding one thousand two hundred pounds, towards the support of Presbyterian Schools; and any sum or sums of money not exceeding three hundred and fifty pounds, towards the support of Wesleyan Methodist Schools; and any sum or sums of money not exceeding one thousand four hundred and fifty pounds, towards the support of Roman Catholic Schools; and any sum or sums of money not exceeding nine hundred and fifty pounds, towards the support of Schools of all denominations in the District of Port Phillip.

VII.

Public Works and
Buildings, viz:

Colonial Architect's
Department.

Circular Quay Syd-
ney.

Breakwater, New-
castle.

Dredging Machine.

Punts for ditto.

Cook's River Dam.

Newcastle and Mait-
land Bridges.

Road over the Blue
Mountains.

New Government
House.

Removing and repair-
ing the Clock at Car-
ters' Barracks.

New Gaol, Maitland.

Iron Gates, &c., to
New Gaol, at Ber-
rima.

Casual Repairs to
Courts of Justice, and
other Public Build-
ings, Sydney;

Public Works and
Buildings, Port
Phillip.

Wharf at Portland

Jetty, at Corio, and a
Breakwater on the
Barwon.

Wall of enclosure
to Melbourne Gaol.

Custom House, Gee-
long.

Offices for the Super-
intendent, and Sub-
Treasurer, Port
Phillip.

Police Buildings at
Port Fairy, Port
Albert, the Gramp-
ians, and the Goul-
burn River.

Quarters for Border
Police.

Police Office, Mel-
bourne.

Casual Repairs to
Courts of Justice, &c.,
at Port Phillip.

Miscellaneous Servi-
ces, viz:—

VII. And be it enacted, That out of the produce of the said taxes, duties, rates, and imposts, there shall and may be issued and applied, any sum or sums of money not exceeding eighteen thousand nine hundred and fifty-eight pounds, and three-pence, for defraying the charge of Public Works and Buildings in the said Colony, for the year one thousand eight hundred and forty-five, as hereinafter more particularly expressed; that is to say, any sum or sums of money not exceeding one thousand four hundred and four pounds, seventeen shillings, and nine-pence, to defray the expense of the Colonial Architect's Department; and any sum or sums of money not exceeding the further sum of two thousand pounds, towards defraying the expense of forming a Circular Quay in Sydney Cove; and any sum or sums of money not exceeding the further sum of one thousand pounds, toward completing the Breakwater, Newcastle; and any sum or sums of money not exceeding one thousand pounds, for the employment of the Dredging Machine on the River Hunter; and any sum or sums of money not exceeding six hundred pounds, for the purchase of additional punts for the said dredging machine, not exceeding four in number; and any sum or sums of money not exceeding three hundred pounds, for the repair of the Cook's River Dam, damaged by the late floods; and any sum or sums of money not exceeding fifty pounds, for the repair of Bridges, between Newcastle and Maitland; and any sum or sums of money not exceeding the further sum of one thousand pounds, towards completing the road over the Blue Mountains; and any sum or sums of money not exceeding the further sum of five hundred pounds, towards completing the New Government House, Sydney; and any sum or sums of money not exceeding forty-two pounds, to defray the expense of removing and repairing the Clock at Carters' Barracks, and re-fixing the same at Sydney Gaol; and any sum or sums of money not exceeding the further sum of two thousand pounds, towards completing the New Gaol, Maitland; and any sum or sums of money not exceeding two hundred pounds, to defray the expense of providing Iron Gates to the Lodge Entrance, and bars to the Lodge Windows of the New Gaol, Berrima; and any sum or sums of money not exceeding three thousand pounds, to defray the expense of Casual Repairs to Courts of Justice, Government Offices, and other Colonial Public Buildings in the Sydney district; and any sum or sums of money not exceeding four hundred and eleven pounds, two shillings, and six-pence to defray the expense of the Department of Public Works and Buildings at Port Phillip; and any sum or sums of money not exceeding one thousand pounds, towards constructing a Wharf at Portland; and any sum or sums of money not exceeding two hundred and fifty pounds, towards constructing a Jetty at Corio, and a Breakwater on the Barwon; and any sum or sums of money not exceeding one thousand pounds, towards erecting a wall of enclosure to the Gaol at Melbourne; and any sum or sums of money not exceeding the further sum of two hundred pounds, toward the erection of the Custom House, Geelong; and any sum or sums of money not exceeding one thousand pounds, towards erecting offices for His Honor the Superintendent, and the Sub-Treasurer, Port Phillip; and any sum or sums of money not exceeding six hundred pounds, towards the erection of Police Buildings at Port Fairy, Port Albert, the Grampians, and the Goulburn River, at one hundred and fifty pounds each; and any sum or sums of money not exceeding two hundred pounds, toward erecting Quarters at different Stations for the border police in the Port Phillip district; and any sum or sums of money not exceeding seven hundred pounds, towards the erection of a Police Office at Melbourne; and any sum or sums of money not exceeding five hundred pounds, to defray the expense of Casual Repairs to Courts of Justice, Public Offices, and other Colonial Public Buildings, at Port Phillip.

VIII. And be it enacted, That out of the produce of the said taxes, duties, rates, and imposts, there shall and may be issued and applied, any sum or sums of money not exceeding twenty-one thousand three

three hundred and eight pounds, and seven-pence; for defraying the charge of Miscellaneous Services for the said Colony, for the year one thousand eight hundred and forty-five, as hereinafter more particularly expressed; that is to say, any sum or sums of money not exceeding five hundred and two pounds, to defray the expense of the Botanic Gardens, Sydney; and any sum or sums of money not exceeding one thousand seven hundred and ninety-six pounds, and seven pence to defray the expense of the Government Printing Office; and any sum or sums of money not exceeding six hundred pounds, to defray the expense of Paper for Printing for the Public Service generally; and any sum or sums of money not exceeding one hundred pounds, to defray the expense of Newspapers for record, and for the Secretary of State; and any sum or sums of money not exceeding one thousand and four hundred pounds, to defray the expense of Furniture for the Public Offices, at Sydney and Port Phillip; and any sum or sums of money not exceeding one hundred and forty pounds, to defray the expense of Lighting the Public Lamps, Sydney; and any sum or sums of money not exceeding one hundred and fifty pounds, to defray the expense of Fuel and Light for the several Public Offices, Port Phillip; and any sum or sums of money not exceeding two hundred and seventy pounds, to defray the expense of the Passages of Convicts transported to Van Diemen's Land, from Sydney and Port Phillip; and any sum or sums of money not exceeding two hundred pounds, towards the support of the Australian Museum; and any sum or sums of money not exceeding one hundred and fifty pounds, towards the support of the Mechanics' Institution at Melbourne; and any sum or sums of money not exceeding two hundred pounds, towards the support of the Benevolent Asylum at Maitland, to meet an equal amount raised by private subscriptions, independently of sums derived from fines on drunkards, or any other source of public income; and any sum or sums of money not exceeding two hundred pounds, towards the support of the Sydney School of Arts; and any sum or sums of money not exceeding six hundred pounds, in aid of the private Hospitals at Windsor, Bathurst, and Goulburn, on condition that an equal amount be raised by private contribution; and any sum or sums of money not exceeding one thousand pounds, in aid of the erection of a Public Hospital at Maitland, on condition that an equal sum, at least, be raised by private subscription; and any sum or sums of money not exceeding one thousand pounds, in aid of the erection of a Public Hospital at Melbourne, on the like condition; and any sum or sums of money not exceeding the further sum of twelve thousand pounds, towards erecting the New Military Barracks, Sydney; and any sum or sums of money not exceeding one thousand pounds, to defray the half salary of His Honor Chief Justice Sir James Dowling, for the year one thousand eight hundred and forty-five, whilst absent on leave:

IX. And be it enacted, That out of the produce of the said taxes, duties, rates, and imposts there shall and may be issued and applied, any sum or sums of money not exceeding three thousand eight hundred pounds to defray the supplementary charge on the Colonial Treasury, for the year one thousand eight hundred and forty-four, as hereinafter more particularly expressed; that is to say, any sum or sums of money not exceeding three thousand pounds, to defray the expense of the Police of the City of Sydney, from the third day of August to the thirty-first day of December of the said year; and any sum or sums of money not exceeding five hundred pounds, to defray the expense of the Police of the Town of Melbourne, for the like period; and any sum or sums of money not exceeding three hundred pounds, towards the support of Schools of every denomination in the District of Port Phillip, during the said year, in addition to the sum already appropriated.

X. And be it enacted, That the Treasurer of the said Colony, shall issue and pay the said several sums to such persons, for the purposes, hereinbefore mentioned, upon such days, and in such proportions, as the Governor for the time being, by any Warrant or Order in writing, to be signed by him, shall from time to time order and direct; and that the

Botanic Gardens,
Sydney.Government Printing
Office.

Paper for Printing.

Newspapers for Re-
cord, &c.Furniture for Public
Offices;

Public Lamps.

Fuel and Light, Public
Offices, Port Phillip.Passages of Convicts
to Van D. Land.

Australian Museum.

Mechanics' Institution
Melbourne.Benevolent Asylum,
Maitland.

Sydney School of Arts.

Private Hospitals,
Windsor, Bathurst,
and Goulburn.Public Hospital,
Maitland.Public Hospital, Mel-
bourne.

New Military Barracks.

Half Salary of His
Honor the Chief
Justice.Supplementary Ex-
penditure for the year
1844, viz.—

Sydney Police.

Melbourne Police.

Schools, Port Phillip.

Treasurer to pay the
above at such times
as the Governor by
Warrant shall order;

the payments so to be made, shall be charged upon and payable out of the Revenues of the said Colony.

and to receive credit
in his Accounts for
payments made in
pursuance thereof.

XI. And be it enacted, That the said Treasurer shall, in his accounts from time to time, be allowed credit for any sum or sums of money paid by him, in pursuance of such Warrant or Order in writing, as aforesaid; and that the receipt or receipts of the respective persons to whom the same shall be so paid, shall be a full and valid discharge to the said Treasurer, in passing his said accounts, for any such sum or sums as shall be therein mentioned; and that he shall and do receive credit for the same accordingly.

ALEX. McLEAY,
SPEAKER

*Passed the Legislative Council, this } In the name, and on the behalf,
twentieth day of December, One thou- } of Her Majesty, I assent to
sand eight hundred and forty-four. } this Act.*

GEORGE GIPPS,
GOVERNOR.

WM. MACPHERSON.
CLERK OF THE COUNCIL.

No. XVI.

An Act to make further provision for payment of Wharfage Rates, and to amend the Laws for the regulation of shipping in certain cases.

Preamble.

7 Vic, No. 12.

WHEREAS by an Act passed by the Governor and Council of New South Wales, in the seventh year of the reign of Her present Majesty, intituled, "*An Act further to amend an Act, intituled, 'An Act for the better preservation of the ports, harbours, havens, roadsteads, channels, navigable creeks and rivers in New South Wales, and the better regulation of shipping in the same'*" it was among other things enacted, that it should and might be lawful to levy the several rates and charges for wharfage on all goods, merchandise, and packages, landed at the Queen's Wharf, in the City of Sydney, in the Colony aforesaid, or at any other public wharf in any port or harbour within the Government of New South Wales, which were inserted, described, and set forth in the schedule to the said recited Act annexed, marked C; provided that goods landed at any private sufferance wharf should be charged with only one-third part of the said rates and charges; and whereas it is expedient to reduce the amount of wharfage rates so to be levied, in respect of goods landed at any public wharf: Be it therefore enacted, by His Excellency the Governor of New South Wales, with the advice and consent of the Legislative Council thereof, That from and after the passing of this Act, the rates and charges which it shall be lawful to levy as wharfage, in respect of any goods, merchandise, or packages, landed at any wharf in any port or harbour within the Government of New South Wales, which shall be declared to be a public wharf, in the manner hereinafter mentioned, shall be two-thirds of the charges set forth in the schedule to the said recited Act annexed, marked C: Provided always, that all goods, merchandise, or packages, landed at any private sufferance wharf, shall continue to be charged with one-third part of the said rates and charges: Provided also, that the charge on the landing of coal or other mineral at any such public wharf, shall be at the rate of six-pence per ton; and at any private sufferance wharf, at the rate of three-pence per ton.

Reduction of
wharfage rates
on goods lan-
ded at public
wharves.

Not to affect
wharfage rate
on goods lan-
ded at private
sufferance
wharves.
Proviso as to
coal and other
minerals.