

NEW SOUTH WALES.



ANNO DECIMO TERTIO.

VICTORIÆ REGINÆ.

By His Excellency SIR CHARLES AUGUSTUS FITZ ROY, Knight Companion of the Royal Hanoverian Guelphic Order, Captain-General and Governor-in-Chief of the Territory of New South Wales and its Dependencies, and Vice-Admiral of the same, with the advice and consent of the Legislative Council.

No. I.

An Act to confer upon all Justices of the Peace for the City of Sydney, certain powers heretofore vested in the Police Magistrates of the said City. [Assented to, 12th July, 1849.]

WHEREAS various powers are vested in certain Justices of the Peace appointed to execute the duties of Police Magistrates under a certain Act passed in the fourth year of the reign of His late Majesty King William the Fourth, by the then Governor and Legislative Council of this Colony, intituled, "*An Act for regulating the Police in the Town and Port of Sydney, and for removing and preventing nuisances and obstructions therein:*" And whereas it is expedient that all Justices of the Peace for the City of Sydney, should be empowered to adjudicate upon, and otherwise to act in respect of, divers matters which can, at present, only be adjudicated upon, or acted in, by Justices of the Peace as aforesaid appointed to execute the duties of Police Magistrates: 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, every Justice of the Peace for the said City, within the limits thereof, shall have full power and authority to take, receive, hear, determine, and adjudicate upon, and to join in taking, receiving, hearing, determining, and adjudicating upon, all such informations, ^a complaints,

Preamble.

4 Wil. IV., No. 7.

Every Justice of the Peace for the City of Sydney, to have all the powers and to perform all the duties of a Police Magistrate for the said City.

complaints, and inquiries, and to make, and to join in making, all such convictions, acquittals, orders, and adjudications, and to prevent, repress, and punish, and join in preventing, repressing, and punishing, all such violations of any law or laws, and to grant, make, and issue, and to join in granting, making, and issuing, all such commitments, warrants, summonses, and process, and to do, execute, exercise, and perform, and to join in doing, executing, exercising, and performing, all such acts, matters, and things, which may be necessary to carry into full effect any of the matters aforesaid, as every such Justice of the Peace for the said City could have taken, received, heard, determined, or adjudicated upon, or joined in taking, receiving, hearing, determining, or adjudicating upon, or could have made, or joined in making, or could have prevented, repressed, or punished, or joined in preventing, repressing, or punishing, or could have granted, made, or issued, or joined in granting, making, or issuing, or could have done, executed, exercised, or performed, or joined in doing, executing, exercising, or performing, and in such and the same manner in all respects to all intents and purposes whatsoever, as if every such Justice of the Peace for the said City had been and was duly appointed to perform the duties of a Police Magistrate, under and by virtue of the said recited Act.

Justices of the Peace for the City of Sydney, not authorised to act in any matter from which they are now prohibited from acting in by reason of any other cause than not being a Police Magistrate.

II. Provided always and be it further enacted, That nothing herein contained shall authorise any such Justice of the Peace to act or take part in, or to do, perform, or execute, any matter or thing, which any such Justice of the Peace is or may be prohibited from acting or taking part in, or doing, performing, or executing, by reason of any other cause than not having been, or not being, so appointed to perform the duties of a Police Magistrate as aforesaid, but that every such Justice of the Peace shall be subject to such and the same punishment, penalties, and liabilities, for acting, or taking part in, or doing, performing, or executing, any matter or thing which any such Justice of the Peace is or may be prohibited from acting, or taking part in, or doing, performing, or executing, by reason of any other cause than not having been, or not being, so appointed to perform the duties of a Police Magistrate as aforesaid, as if this Act had not been passed.

CHARLES NICHOLSON,
Speaker.

Passed the Legislative Council, this eighth day of June, One thousand eight hundred and forty-nine. } *In the name and on the behalf of Her Majesty, I assent to this Act.*

WM. MACPHERSON,
CLERK OF THE COUNCIL.

CH^s. A. FITZ ROY,
GOVERNOR.

Govt. House, Sydney, 12th July, 1849.

No. II.

An Act for the better protection of Works of Art, and Scientific and Literary Collections. [Assented to, 12th July, 1849.]

Preamble.

Punishment for malicious injury to Works of Art, &c.

WHEREAS it is expedient to provide for the better protection of Works of Art, and of Scientific and Literary Collections, and also of Public Statues and Monuments and other things, from wanton injury: 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, every person who shall unlawfully and maliciously destroy or damage anything kept for the purposes of Art, Science, or Literature, or as an object of curiosity, in any Museum, Gallery, Cabinet, Library, or other Repository, which Museum, Gallery, Cabinet, Library, or other Repository, is either at all times or from time to time