



ANNO DECIMO QUINTO

VICTORIÆ REGINÆ.

By His Excellency SIR CHARLES AUGUSTUS FITZ ROY, Knight Companion of the Royal Hanoverian Guelphic Order, Governor-General of all Her Majesty's Australian Possessions, and 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. X.

An Act to authorise the destruction or sale of certain Gunpowder belonging to Merchants, and now in Her Majesty's Gunpowder Magazine at Goat Island. [Assented to, 15th December, 1851.]

WHEREAS there is at present in Her Majesty's Gunpowder Magazine at Goat Island, a large quantity of Gunpowder belonging to Merchants, upon which large arrears of rent are due by the owners thereof, and which, from the defectiveness of the packages containing the same, and the excessive accumulation of Gunpowder in the said Magazine, it is considered dangerous to retain therein: Be it therefore enacted, by His Excellency the Governor of New South Wales, with the advice and consent of the Legislative Council thereof, That it shall be lawful for Her Majesty's Ordnance Storekeeper, or other Officer for the time being in charge of the said Magazine, to cause to be destroyed all Gunpowder therein belonging to Merchants and others upon which five years' arrears of rent shall be due, and which, from the defectiveness of the packages containing the same, and the excessive accumulation of Gunpowder in the said Magazine, he shall deem it unsafe to retain, unless the owners of such Gunpowder shall, within one month after the passing of this Act, duly pay all arrears of rent, and other charges if any due thereon, together with such sum of money as the said Ordnance Storekeeper or other Officer as aforesaid shall reasonably demand for the cost of securing the packages containing the said Gunpowder, or of providing new packages and removing the said Gunpowder into the same, as to him shall seem fit.

Preamble.

Gunpowder in Magazine at Goat Island upon which five years' arrears of rent shall be due, may be destroyed, &c.

Exceptions.

II.

Gunpowder Destruction.—1851.

Said Gunpowder
may be sold for re-
moval or exportation.

II. Provided always, and be it enacted, That it shall be lawful for Her Majesty's Ordnance Storekeeper or other Officer as aforesaid, in lieu of causing any such Gunpowder as aforesaid to be destroyed, to offer the same for sale by public auction, on condition that any quantity so sold shall be exported from the Colony within one month from the day of sale, and the proceeds of such sale shall be applied to the payment of any storage rent due thereon, and the overplus, if any, shall be paid to the owner thereof, or his known agent: Provided further, that any Gunpowder which shall not be exported within the time above prescribed shall be liable to be destroyed in like manner as if the same had not been sold, and any sums which may have been paid therefor shall be liable to be applied in the manner aforesaid.

*Passed the Legislative Council, this eleventh
day of December, one thousand eight hun-
dred and fifty-one.*

CHARLES NICHOLSON,
SPEAKER.

WM. MACPHERSON,
CLERK OF THE COUNCIL.

In the name and on the behalf of Her Majesty, I assent to this Act,

CH^s. A. FITZ ROY,
GOVERNOR-GENERAL.

Govt. House, Sydney, 15th December, 1851.