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FREDERICTON, N. B., WEDNESDAY, SEPTEMBER 9, 1874.

[PAGE 520]

Official Notifications appearing in this Paper, duly authenticated, are to be received as such by the persons whom they may concern



BY AUTHORITY.



By His Honor The Honorable SAMUEL LEONARD
TILLEY, C. B., Lieutenant Governor of the
Province of New Brunswick.

S. L. TILLEY.

A PROCLAMATION.

WHEREAS the General Assembly of this Province stands prorogued to Thursday the thirteenth day of August instant, I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued accordingly to Thursday the twenty fourth day of September next.

Given under my Hand and Seal at Fredericton, the twelfth day of August, in the year of our Lord one thousand eight hundred and seventy four, and in the thirty eighth year of Her Majesty's Reign.

By Command of the Lieutenant Governor.

JNO. JAS. FRASER.

THE Lieutenant Governor directs the publication of the following, for general information :—

(CIRCULAR.)

Downing Street, 11th July, 1874.

SIR,—I have the honor to transmit a copy of an Act, 37 and 38 Victoria, Chapter 27, which has passed this Session, intituled "An Act to regulate the sentences imposed by Colonial Courts where jurisdiction to try is conferred by Imperial Acts."

2. As you are aware jurisdiction is given by certain Imperial Acts, as, for instance, 9 George 4, Chapter 83, Section 4, and 12 and 13 Victoria, Chapter 96, to Colonial Courts to try offences committed beyond the jurisdiction of those Courts, and the persons convicted are made liable to suffer such punishment as by any law or laws in force at the time of the passing of such Acts, they would have been liable to if the offence had been committed and tried in England.

3. Difficulties have recently arisen, both in Victoria and Malta, in deciding what sentences could be passed upon persons tried and convicted in the Colonial Courts for offences committed out of the Colonies, but made liable within them by Imperial Act; and the Act now transmitted has been passed with a view to prevent any such questions arising for the future.

4. The Act provides that such punishment may be inflicted in such cases as might have been inflicted if the offences had been committed within the Colony.

5. The Act also includes cases, if any, where offences, if committed within the local jurisdiction of a Colonial Court, are by Imperial Act made punishable according to the Law of England.

6. Moreover, special provision is made at the end of the third Section to meet the case of an offence not punishable by the Law of the Colony in which the trial takes place; and the Colonial Court is in such case empowered to impose such punishment (other than capital punishment) as shall seem to the Court most nearly to correspond to the punishment to which such person would have been liable in case such crime or offence had been tried in England.

7. These cases will, probably, be of rare occurrence; but it was thought desirable to embrace all possible cases, and to make the legislation upon the subject final and complete.

8. The usual steps should be taken to make the provisions of this Act known in the Colony under your Government.

I have the honor to be, Sir,

Your most obedient humble servant,

CARNARVON.

CHAPTER XXVII.

An Act to regulate the Sentences imposed by Colonial Courts where jurisdiction to try is conferred by Imperial Acts.

[30th June 1874.]

WHEREAS by certain Acts of Parliament jurisdiction is conferred on Courts in Her Majesty's Colonies to try persons charged with certain crimes or offences, and doubts have arisen as to the proper sentences to be imposed upon conviction of such persons; and it is expedient to remove such doubts;—

Be it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:—

1. This Act may be cited for all purposes as The Courts (Colonial) Jurisdiction Act, 1874.

2. For the purposes of this Act, the term "Colony" shall not include any places within the United Kingdom, the Isle of Man, or the Channel Islands, but shall include such territories as may for the time being be vested in Her Majesty by virtue of an Act of Parliament for the Government of India, and any plantation, territory, or settlement situate elsewhere within Her Majesty's dominions, and subject to the same local government; and for the purposes of this Act, all plantations, territories, and settlements under a central legislature shall be deemed to be one Colony under the same local government.

3. When, by virtue of any Act of Parliament now or hereafter to be passed, a person is tried in a Court of any Colony for any crime or offence committed upon the high seas or elsewhere out of the territorial limits of such Colony and of the local jurisdiction of such Court, or if committed within such local jurisdiction made punishable by that Act, such person shall, upon conviction, be liable to such punishment as might have been inflicted upon him if the crime or offence had been committed within the limits of such Colony and of the local jurisdiction of the Court, and to no other, anything in any Act to the contrary notwithstanding; provided always, that if the crime or offence is a crime or offence not punishable by the law of the Colony in which the trial takes place, the person shall, on conviction, be liable to such punishment (other than capital punishment) as shall seem to the Court most nearly to correspond to the punishment to which such person would have been liable in case such crime or offence had been tried in England.

[No. 879.]

CROWN LAND OFFICE, 2nd Sept. 1874.

THE following Lots of vacant Crown Land will be offered for Sale at this Office on the first Tuesday in October next, commencing at noon. All improvements to be paid for at the time of sale, or as soon thereafter as the Surveyor General determines the present value thereof. All for payment down—no Discount. Upset price 80 cents per acre, in addition to expense of survey.

Not to interfere with the right to cut Timber or other Lumber under Licences applied for previous to the application for the Land, if already surveyed; or if not surveyed, previous to the receipt of the Return of Survey at this Office.

KENT.

32 acres, at Little Chockpish, being the lot surveyed for himself, Dorcotte A. Richard.

ALBERT.

50 acres, the S. half of lot 17, R. 5, Mechanics, John Brown.

KING'S.

100 acres, between lots 23 and 24, south of Hammond River, in Hammond, Andrew Sherwood.

QUEEN'S.

100 acres, lot V, N.E. of Cole's Island, surveyed for Wm. Kelly, Jr., (improvements to be paid for), Ezekiel Gray.

YORK.

25 acres, near Commercial Bank land, east of Magaguadavic River, Samuel Kelly.

VICTORIA.

Town Lot No. 28, Canal Block, Grand Falls, Mary Kelly; upset price, \$50.00.

Town Lot No. 108, Grand Falls, (improvements to be paid for), Thomas Crozier; upset price, \$30.00.

Town Lot No. 49, Grand Falls, John M'Lean; upset price, \$40.

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BENJ. R. STEVENSON, Sur. Gen.