

No. V.

An Act for taking an account of the population of New South Wales. [27th July, 1855.]

CENSUS.

WHEREAS it is expedient to take an account of the total number of persons within this Colony of New South Wales Be it therefore enacted by His Excellency the Governor of New South Wales with the advice and consent of the Legislative Council thereof as follows:—

Preamble.

1. On or before the first day of February next the Commissioners for the City of Sydney within the said City the Inspector General of Police in the Metropolitan Police District exclusive of the said City the Police Magistrates in the several Police Districts where there shall be such officers and in all other Police Districts the Justices of the Peace assembled in Petty Sessions at the chief place of Petty Sessions within the same shall and they are hereby required and directed to cause general notices to be affixed on the several Churches Chapels Market-houses and Court Houses and on such other conspicuous places as they shall deem proper requiring every householder employer of servants and proprietor or occupier of land therein to be prepared upon the first day of March next ensuing or on the days immediately subsequent thereto to give all such information as is required by the Schedule hereunto annexed marked A to such persons as shall be appointed in manner hereinafter mentioned to collect the same.

City Commissioners
Inspector General of
Police or Justices to
cause notices to be
fixed in conspicuous
places calling on
householders &c. to
give the information
required by this Act.

2. Provided always that in respect to every Crown Land Commissioner's District (if any) or portion of such Commissioner's District not comprised in any of the said Police Districts the notices by this Act required to be affixed as aforesaid may and shall be so caused to be affixed by the respective Commissioners of Crown Lands appointed to act within such Districts.

Crown Land Com-
missioners to make
Returns for Districts
not included in
Police Districts.

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As to portions of the Territory not included within any Police District or Crown Land Commissioner's District.

3. Provided that with respect to any portion of the Territory not included within any one of the Police Districts or Crown Land Commissioner's Districts as aforesaid it shall be lawful for the Governor by Proclamation to be published in the *Government Gazette* to declare within what Police District or Crown Land Commissioner's District such portion of the Territory shall for the purposes of this Act be comprised.

City Commissioners Inspector General of Police or Justices to appoint persons to collect the information hereby required.

4. The said City Commissioners Inspector General of Police Police Magistrates Justices in Petty Sessions and Crown Land Commissioners in the cases aforesaid shall on or before the fifteenth day of February next appoint one or more fit and proper person or persons for each district to collect the information hereby required and the said person or persons shall on the said first day of March next and on the days immediately subsequent thereto if one day shall not be sufficient proceed to take an account in writing of the number of persons at that time being within the limits of his or their respective districts and inform himself or themselves of the several particulars specified in the said Schedule distinguishing the county or reputed county if within the Settled Districts and the city town or reputed town and if in the City of Sydney the ward of the said city in which each such person shall be or reside and the Crown Land Commissioner's District if beyond the Settled Districts. And the better to enable such persons to take such accounts they are hereby authorized and empowered to ask such questions of the persons residing or being within their respective districts concerning themselves and the number sex age quality class education religion place of birth and trade or calling of the persons constituting their respective families or sojourning with them and all such other particulars as shall be necessary to fill up the said Schedule and every such person refusing or neglecting to answer or wilfully giving a false answer to any such question and every person in any way wilfully obstructing such Collectors in the execution of the duties required of them under this Act shall for every such refusal or neglect false answer or wilful obstruction on conviction before any two Justices of the Peace forfeit and pay a sum, not exceeding five pounds nor less than forty shillings at the discretion of the Justices before whom complaint shall be made.

As to returns for Gaols Lunatic Asylums Orphan Schools &c.

5. The Visiting Magistrates of every public gaol (or if there be no Visiting Magistrate then the Gaoler or Keeper of such gaol) the Visiting Magistrate of Cockatoo Island the Superintendent of the Stockade at Newcastle the Visiting Magistrates of the Lunatic and Invalid Establishment at Parramatta the Superintendents of the Lunatic Asylums at Tarban Creek and the Surgeon-superintendent Steward Matron or other officer or person by what name soever known in charge of any hospital school asylum or other the like establishment or institution shall by virtue of such their office be deemed to be persons appointed for taking the account required by this Act in respect of the inmates of any such gaol stockade hospital asylum school or other establishment or institution as aforesaid and they shall respectively be liable to the penalties to which by this Act persons so appointed are subjected for wilful default in the instances therein specified. Provided always that no allowance as is hereinafter provided shall be made to any such Visiting Magistrate Gaoler Superintendent Surgeon Steward Matron or other officer or person in charge of any such establishment or institution as aforesaid.

Persons so appointed to deliver over to the City Commissioners Inspector General of Police Police Magistrates Justices or

6. The persons so to be appointed as aforesaid shall within fourteen days after the said first day of March next deposit with the City Commissioners Inspector General of Police Police Magistrates Justices in Petty Sessions or Crown Land Commissioners respectively in cases aforesaid

Census.

aforesaid the several original accounts so taken in writing and subscribed by them and shall make solemn affirmation in the form contained in the Schedule hereunto annexed marked B before any Justice of the Peace acting in and for the Territory of New South Wales or for any part thereof and shall answer all such questions as shall be put to them concerning such accounts by the said City Commissioners Inspector General of Police Police Magistrates Justices or Crown Land Commissioners and if any such person shall fail or neglect to take such accounts or shall omit to deposit the same in manner hereby required or shall refuse to answer or wilfully give a false answer to any such question he shall on conviction forfeit and pay for every such offence a sum not exceeding five pounds nor less than forty shillings.

Crown Land Commissioners their accounts of inhabitants within a certain time.

7. The said City Commissioners Inspector General of Police Police Magistrates Justices in Petty Sessions and Crown Land Commissioners respectively in cases aforesaid shall as soon after the receipt of such original accounts as may be appoint a convenient day for examining the same at which the person so appointed as aforesaid shall attend to answer all such questions as shall be put to them touching such accounts and the correctness thereof and such City Commissioners Inspector General of Police Police Magistrates Justices and Crown Land Commissioners respectively shall examine the same and cause any defect or inaccuracy which may be discovered therein to be supplied or corrected so far as may be possible such City Commissioners Inspector General of Police Police Magistrate Justices and Crown Land Commissioners respectively shall on or before the first day of June next transmit to the Colonial Secretary the said original accounts together with a certificate subscribed by him or them in the terms set forth in the Schedule hereunto annexed marked C and if the said City Commissioners or Inspector General of Police or any Police Magistrate Justice or Crown Land Commissioner shall fail or neglect to perform the duties required in the premises or any of them they or he shall forfeit and pay the sum of fifty pounds to be sued for and recovered in the Supreme Court.

City Commissioners Inspector General of Police Police Magistrates Justices or Crown Land Commissioners to examine the accounts and to transmit an abstract thereof to the Colonial Secretary.

8. It shall be lawful for the said City Commissioners Inspector General of Police Police Magistrates Justices in Petty Sessions or Crown Land Commissioners as aforesaid to cause an allowance for the number of days which any such person shall be actually employed in taking such account as aforesaid at a rate not exceeding twenty shillings a day if employed on foot and not exceeding twenty-five shillings a day if employed on horseback to be paid to the persons so to be appointed as aforesaid.

Allowance to the persons appointed by City Commissioners Inspector General of Police or Justices.

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SCHEDULES REFERRED TO.

A.

NEW SOUTH WALES.

(CENSUS OF THE YEAR 1856.)

Return No.

THIS paper will be called for on the 1st March 1856. No fee or reward is to be paid to any person engaged on the Census. Your attention is particularly called to the 3rd clause of the Act 19 Victoria No. 5 wherein amongst other things it is enacted "That every such person refusing or neglecting to answer or wilfully giving a false answer to any such question and every person in any way wilfully obstructing such Collectors in the execution of the duties required of them under this Act shall for every such refusal or neglect false answer or wilful obstruction on conviction before any two Justices of the Peace forfeit and pay a sum not exceeding five pounds nor less than forty shillings."

County
 District
 Town
 Street place alley &c. in a Town
 Ward if in Sydney
 Place of residence if in the country
 Name of householder employer of servants
 or person in charge

Questions to be proposed to every householder employers of servants and proprietor or occupier of land in the Colony by persons appointed by the Justices of the several Towns and Districts respectively to collect the information required by the Act.

Replies to be inserted by the householder if able to write otherwise by one of the Collectors appointed by the Justices.

1. Is this house built of stone of brick or of wood?
2. Is it shingled or slated?
3. Is it completed?
4. Is it inhabited?
5. Be pleased to refer to the form annexed and according to the particulars therein specified give me a Return of the Inmates of this House on the 1st March 1856 including yourself family servants lodgers and sojourners.

RETURN

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RETURN of the several persons in the said House or Establishment on the 1st of March 1856.

MALES.

Name.	Age.	Where Born.	Whether Married or Single.	Usual Business Occupation or Employment.	Religious Persuasion or Church.	EDUCATION.		
						Read and Write.	Read only.	Neither.

FEMALES.

Name.	Age.	Where Born.	Whether Married or Single.	Usual Business Occupation or Employment.	Religious Persuasion or Church.	EDUCATION.		
						Read and Write.	Read only.	Neither.

B.

Form of Affirmation.

I do hereby solemnly affirm and declare that the accounts numbered from _____ to _____ inclusive severally signed and now delivered by me contain a true statement of the Number and Quality of the Persons residing within the _____ of _____ to the best of my knowledge and belief.

Made and declared before me at _____ this _____ day of _____ 1856. } (Signed) A. B.
 J.P. }

C.

New South Wales Census of the Year 1856.

Police District (or Crown Land Commissioner District of _____)

WE or I _____ the City Commissioners Inspector General of Police Police Magistrate (the Justices in Petty Sessions assembled at _____) (_____ or Commissioner of Crown Lands) do hereby certify and declare that I (or we) have carefully examined the original accounts numbered from _____ to _____ taken by the Collector (or one of the Collectors) appointed for taking an account of the Population within my (or our) District in pursuance of the Act of the Governor and Council 19 Victoria No. 5 and have caused any defects or inaccuracies therein to be supplied or corrected as far as it was possible and the same are to the best of my (or our) knowledge and belief substantially correct.

The _____ day of _____ }
 A.D. 1856. }
 City Commissioner
 Inspector General of Police
 Police Magistrate
 or
 A. B. J. P. &c.
 or
 Crown Land Commissioner.