

No. X.

An Act 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.*” [16th August, 1842.]

HARBOURS.

WHEREAS by an Act passed by the Governor and Legislative Council of New South Wales in the fourth year of the reign of Her Majesty Queen Victoria intituled “ *An Act to amend an Act*” 4 Vict. No. 4.
 “ *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 amongst other things thereby enacted that if the master or commander of any ship or vessel about to leave any of the ports or harbours of the Colony of New South Wales should permit any person to embark on board his ship or vessel whose name had not been entered in the list required by an Act intituled “ *An Act for the better preser-*” 3 William IV. No. 6.
 “ *vation of the Ports Harbours Havens Roadsteads Channels Naviga-*
 “ *ble Creeks and Rivers in New South Wales and the better regulation*
 “ *of Shipping in the same*” to be delivered to the officers of Customs therein mentioned every such master or commander for every such offence should forfeit and pay the sum of one hundred pounds to be recovered in the Supreme Court of the said Colony either in the name of one of the principal officers of Her Majesty’s Customs or of Her Majesty’s Attorney General of the said Colony and whereas it is expedient that any Judge of the Supreme Court of New South Wales should possess a power of reducing the above sum of one hundred pounds to meet any circumstances of an extenuating character in the cases in which it may be recoverable Be it therefore enacted by His Excellency the Governor of New South Wales with the advice of the Legislative Council thereof That from and after the passing of this Act it shall and may be lawful for the Judge before whom any such case shall be heard or determined to reduce the said sum or penalty of one hundred pounds to any sum not less than ten pounds to which in his discretion he may think proper to reduce it. Recites the expediency of the Supreme Court possessing power to reduce penalty. The Judge may at his discretion reduce the sum to not less than £10.