

No. IV.

An Act to regulate the Export of Gunpowder GUNPOWDER EXPORT RESTRICTION. and Warlike Stores. [22nd April, 1865.]

BE it enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows :—

1. No vessel having gunpowder or warlike stores on board Gunpowder &c. not
to be exported
without license.
in greater quantity than may in the opinion of the Collector or Chief
Officer of Customs at the port of clearance be required for the
ordinary

Seamen's Laws Amendment.

ordinary use and service of such vessel or of any passenger proceeding thereby shall be cleared at any port in this Colony without a license under the hand of the Governor or of the Colonial Treasurer And any gunpowder or warlike stores shipped contrary to this enactment shall be forfeited.

Security to be given that gunpowder &c. shall be landed at place for which shipped.

2. Before any gunpowder or warlike stores shall be shipped under any such license the shipper thereof shall state in writing the name of the place at which it is intended that the same shall be landed and shall give security by bond in the sum of five hundred pounds or treble the amount of the value of the gunpowder or warlike stores so shipped if such value exceed that amount with two sufficient sureties being resident householders to the satisfaction of the said Collector or Chief Officer at the port of clearance for landing such gunpowder or warlike stores at the place for which they are declared to be shipped and the proof of such landing shall lie upon the shipper by producing to the said Collector or other Chief Officer a certificate under the hand of the Collector or other Chief Officer of Customs Consul or other public officer at the place where landed or other satisfactory proof within reasonable time and on failure thereof the shipper shall incur a penalty of five hundred pounds to be recovered in a competent Court at the suit of such first-mentioned Collector or other Chief Officer or of Her Majesty's Attorney General And in default of payment of such penalty by such shipper the said Collector Chief Officer or Attorney General may put the said bond in suit in a like Court and recover upon the same And every sum so recovered shall be paid to the Colonial Treasurer and be by him carried over to the Consolidated Revenue Fund.

Application of penalties.

Indemnity for acts done since the expiry of the Act 26 Vic. No. 4.

3. The Colonial Treasurer the Collector of Customs and all persons acting under their authority are hereby indemnified for any orders which they may respectively have given or obeyed for limiting the exportation of gunpowder and warlike stores as aforesaid between the twelfth day of October one thousand eight hundred and sixty-four on which day the last Act expired and the passing of this Act.

Continuance and short title.

4. This Act shall continue in force for three years after the passing thereof and may be cited as the "Gunpowder Export Restriction Act of 1865."