



ANNO DECIMO

VICTORIÆ REGINÆ,

No. 8.

*By His Excellency SIR JOHN EARDLEY EARDLEY-WILMOT,
Baronet, Lieutenant-Governor of the Island of Van Diemen's
Land and its Dependencies, with the Advice of the Legislative
Council.*

*AN ACT to regulate for a limited Time the Exportation
of Gunpowder and Warlike Stores from the Colony of
Van Diemen's Land.*

PREAMBLE.

Vessel on board
of which shall be
shipped Gun-
powder &c. for
exportation not
to be cleared
without a Licence.

WHEREAS circumstances have arisen to render it expedient to regulate the Exportation of Gunpowder and Warlike Stores from the Island of Van Diemen's Land—BE IT THEREFORE ENACTED by His Excellency SIR JOHN EARDLEY EARDLEY-WILMOT Baronet Lieutenant-Governor of the Island of Van Diemen's Land and its Dependencies by and with the advice of the Legislative Council that during the continuance of this Act no clearance shall be granted for any Vessel on board of which there shall have been shipped at any port or place within this Island or its Dependencies any Gunpowder or Warlike Stores 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 use and service of such Vessel without a Licence under the hand of the Lieutenant-Governor or of the Colonial Secretary.

Shipper to give
bond to deliver
Gunpowder &c.
at the place he
declares it is to
be exported to.

II. AND BE IT ENACTED that before any Gunpowder or Warlike Stores shall be shipped under any such Licence as aforesaid the shipper thereof shall be required to give security by bond for Five hundred Pounds or treble the amount of the value of the Gunpowder or Warlike Stores so shipped if it shall exceed that amount with two sufficient sureties being resident householders to the satisfaction of the Collector or Chief Officer of Customs at the Port of clearance that such Gunpowder or Warlike Stores as the case may be shall be landed at the place for which it is declared to be shipped the proof of which shall lie upon the shipper thereof by the production of the certificate of the

Collector or other Chief Officer of Customs at the place where landed or such other proof as shall satisfy the Collector or other Chief Officer of Customs at the place of shipment within a reasonable time to be mentioned in such bond and in failure thereof the shipper shall be liable to a penalty of Five hundred Pounds to be recovered at the suit of such Collector or Chief Officer of Customs or of Her Majesty's Attorney-General in the Supreme Court of Van Diemen's Land and that in default of payment of such penalty by the said shipper it shall be lawful for the said Collector or Chief Officer or Attorney-General to put the said bond in suit in the said Court and to recover such amount or value as the case may be by information or otherwise.

III. AND BE IT FURTHER ENACTED that if at any time during the continuance of this Act it shall appear to the Lieutenant-Governor with the advice of the Executive Council necessary so to do it shall be lawful for the Lieutenant-Governor from time to time with such advice as aforesaid by any proclamation or proclamations to order that during such time as shall be mentioned in such proclamation (not exceeding the time of the continuance of this Act) no Vessel having Gunpowder or Warlike Stores on board in greater quantity than may in the opinion of the Collector or Chief Officer of the Customs at the Port of clearance be required for the ordinary use and service of such Vessel shall be cleared at any Port in this Colony without a Licence thereunto under the hand of the Lieutenant-Governor or Colonial Secretary and during the time mentioned in such proclamation no Vessel having on board Gunpowder or Warlike Stores in such greater quantity shall be cleared at any Port in this Colony without such last-mentioned Licence.

Vessel having
Gunpowder on
board for exporta-
tion not to be
cleared without
Licence.

IV. AND BE IT ENACTED that all sums recovered in virtue of this Act shall go and be paid to the Colonial Treasurer for the purposes of the general Revenue of this Colony.

Appropriation.

V. AND BE IT ENACTED that this Act shall continue in force for two years from the passing thereof.

Duration of Act.

E. EARDLEY-WILMOT.

Passed the Legislative Council, this thirteenth day of July, one thousand eight hundred and forty-six,

ADAM TURNBULL, *Clerk of the Council.*