

## CHAPTER 33. No. 12.

## CASUAL REVENUE.

AN ORDINANCE RELATING TO THE APPROPRIATION OF THE  
CASUAL REVENUE OF THE CROWN.

Ordinance  
Ch.33. No.6-  
1940.

[4th April, 1894.]

Commence-  
ment.

1. This Ordinance may be cited as the Casual Revenue Ordinance.

Short title.

2. All casual revenue of the Crown, other than droits of the Crown (except the personal estate devolving on the Crown through the death of any person wholly or partially intestate and without heirs or next of kin) and droits of Admiralty, arising within the Colony, shall form part of the general revenue of the Colony and shall be appropriated as part of such revenue to such public purposes as the Legislative Council shall from time to time direct.

Casual  
revenue to  
be part of  
general  
revenue and  
to be  
appropriated  
to public  
purposes.

3. The Governor in Council may from time to time, after such appropriation, order the payment of any claim in respect of such casual revenue which, upon legal, equitable, or moral grounds, is established by any person to the satisfaction of the Governor in Council, and thereupon the Governor may issue his warrant to the Accountant General for payment of the same out of general revenue.

Governor in  
Council  
to order  
payment.

4. If any person preferring a claim to any money appropriated pursuant to the provisions of this Ordinance fails to prove his claim to the same, he may nevertheless present his summary petition to the Supreme Court against the Attorney General as respondent thereto; and if he verifies

Claimant  
may present  
petition to  
Supreme  
Court.

his said claim by evidence to the satisfaction of the said Court, the Court shall make such order in the premises, including any award of costs, as justice may require; and, upon the application of such person or any other claimant or person or of the Attorney General, shall vary such order from time to time as may be deemed expedient, and shall certify the same to the Governor in Council, to the intent that the claimant may have relief in the premises according to such order:

Provided that the claimant shall, as a condition precedent to the hearing of his petition, deposit with the Registrar of the Supreme Court such sum of money to answer costs as the Chief Justice shall order.