

No. 19.—1875.

1st November.

AN ORDINANCE to prevent certain Offences with regard to Crown Lands.

(L. S.) HENRY T. IRVING.

19th November, 1875.

BE it enacted by His Excellency the Governor, with the advice and consent of the Legislative Council, as follows:

- Short title. 1. This Ordinance may be cited as "The Crown Lands Offences Ordinance 1875."
- Damaging Crown landmarks. 2. Any person who knowingly and wilfully removes or damages any landmark placed upon or for the purpose of defining the boundaries of any Crown lands, or who knowingly and wilfully defaces any such landmark or obliterates any mark, sign, numeral or inscription thereon shall be guilty of an offence punishable on summary conviction, and on conviction thereof before a Stipendiary Justice of the Peace may be fined in any sum not exceeding fifty pounds, or if the Stipendiary Justice thinks fit may be imprisoned with or without hard labour for any term not exceeding six months.
- Distinguish- ing signs upon Crown landmarks. 3. Where any landmark is marked with a triangle containing the letters C. L., or has inscribed on it the words, "Crown landmark," every person shall be presumed until the contrary is proved, to know that such landmark is placed upon or for the purpose of defining the boundaries of Crown lands.
- Adjoining occupiers to maintain landmarks. 4. Every occupier of land adjoining any Crown lands shall be bound to maintain undefaced and in its proper position any landmark which the Crown Surveyor, by notice under his hand served upon such occupier, certifies to be necessary for indicating the boundaries of any Crown lands and requires such occupier to maintain.
- Adjoining occupiers to show their boundaries. 5. Every occupier of land adjoining any Crown lands shall be bound whenever required by any surveyor duly authorised to survey any Crown lands next to such

adjoining land, to answer according to the best of his knowledge, information and belief all questions of such surveyor relating to the boundaries of such adjoining land.

Any occupier acting in contravention of this section shall be guilty of an offence punishable on summary conviction, and on conviction thereof before a Stipendiary Justice of the Peace may be fined in any sum not exceeding twenty pounds.

6. Any person assaulting or beating any surveyor or any assistant or servant of such surveyor while making or assisting in making any survey of Crown lands which such surveyor is duly authorised to make shall be guilty of an offence punishable on summary conviction, and on conviction thereof before a Stipendiary Justice of the Peace may be fined in any sum not exceeding fifty pounds or imprisoned with or without hard labour for any term not exceeding six months.

Assaulting
surveyors of
Crown lands.

7. Any person preventing or attempting to prevent any surveyor or any assistant or servant of such surveyor from entering upon any Crown lands which such surveyor is duly authorised to survey shall be guilty of an offence punishable on summary conviction.

Obstructing
surveys of
Crown lands

Any person guilty under this section of an offence shall on conviction before a Stipendiary Justice of the Peace be liable to a fine not exceeding twenty pounds or to be imprisoned with or without hard labour for any term not exceeding three months.

8. Any person preventing or attempting to prevent any surveyor duly authorised to survey any Crown lands from entering upon any lands adjoining the Crown lands which such surveyor is authorised to survey for the purpose of ascertaining whether such Crown lands have been encroached upon, shall be guilty of an offence punishable on summary conviction, and on conviction thereof before a Stipendiary Justice of the Peace may be fined in any sum not exceeding twenty pounds or be imprisoned with or without hard labour for any term not exceeding three months.

Obstruction
of Crown
surveyor, &c.,
on adjoining
lands.

9. Any person wilfully damaging any instrument intended to be used by any surveyor or any assistant or

Damaging
instruments.

servant of such surveyor in the survey of any Crown lands which such surveyor is duly authorised to survey shall be guilty of an offence punishable on summary conviction, and on conviction thereof before a Stipendiary Justice of the Peace may be fined in any sum not exceeding fifty pounds or imprisoned with or without hard labour for any term not exceeding six months. The Stipendiary Justice shall also assess and order the offender to pay the amount of the damage done.

Bona fide
claim not
affected.

10. Nothing in this Ordinance shall give a Stipendiary Justice jurisdiction in any case where the ground of defence is a *bona fide* claim of title adverse to the Crown.

Passed in Council this first day of November, in the year of our Lord one thousand eight hundred and seventy-five.

JAS. W. O'BRIEN,
Acting Clerk of the Council.

No. 21.—1875.

1st November.

AN ORDINANCE to empower the Board of Commissioners of the Ciperó Tramway to grant Licences for the laying down of Railways or Tramways crossing the line of the Ciperó Tramway.

(L. S.) HENRY T. IRVING.

10th November, 1875.

BE it enacted by His Excellency the Governor, with the advice and consent of the Legislative Council as follows :

1. It shall be lawful for the Board of Commissioners of the Ciperó Tramway from time to time to grant licences to any person or persons to lay down and maintain railways or tramways crossing the line of the Ciperó Tramway at such parts thereof, and also to carry any railway or tramway over and along any bridge of the said Ciperó Tramway, and to use and work locomotive engines on the railways or tramways to be so laid