

No. X.**An Act for the more effectually preventing persons from purchasing or receiving Clothing Bedding or Rations from Convicts. [17th July, 1828.]**

TRAFFICKERS WITH CONVICTS.

WHIEREAS divers complaints have of late been made of convicts Preamble.

disposing of their clothing bedding and rations to evil disposed persons And whereas it is highly expedient to put a stop to such nefarious practices Be it enacted by His Excellency the Governor of New South Wales and its Dependencies by and with the advice of the Legislative Council That from and after the passing of this Act all and every person or persons who shall purchase exchange barter take have or receive from any convict or convicts now or hereafter in the said Colony for any term of transportation unexpired whether such convict or convicts shall be in the immediate service of Government or in that of any private individual or individuals any article or articles of slop clothing or wearing apparel or bedding or any article of provision whatever without a special permission in writing from the master or mistress of such convict or convicts for such purpose such person or persons shall be deemed guilty of a misdemeanor and shall upon conviction thereof before one or more Justice or Justices of the Peace on the oath of one or more witnesses be liable at the discretion of such Justice or Justices to be fined in the penalty of Ten Pounds or to be imprisoned in the common gaol for any time not exceeding the term of three calendar months for the first offence and for every other offence on conviction thereof as aforesaid to be imprisoned in the common gaol and kept to hard labor for any time not exceeding six calendar months and if a male to be once twice or thrice publicly whipped (if the said Justice or Justices shall so think fit) in addition to such punishment.

Persons purchasing or receiving slops or rations from a convict deemed guilty of a misdemeanor.

Liable to a penalty of £10 or imprisonment for three months for first offence and for every other offence six months and whipped.

2. And be it further enacted That no conviction shall be had under this Act in any case happening three months before the time of laying the charge.

3. And be it further enacted That all fines penalties and forfeitures imposed by this Act shall be recovered before any one or more Justices of the Peace in a summary manner and shall if not paid within six days after conviction be levied by distress and sale of the offender's goods and chattels and the money arising by all such fines penalties and forfeitures respectively when recovered shall be as to one moiety thereof to and for the use of our Sovereign Lord the King His Heirs and Successors and be carried to and form part of the Colonial Fund of the said Colony and be applied to the public uses in support of the Government thereof and as to the other moiety of such fines penalties and forfeitures to and for the use of such person or persons as shall inform or sue for the same.