

No. II.

CENSUS.

An Act for ascertaining the Number of the Inhabitants of the Colony of New South Wales. [9th July, 1833.]

Preamble.

WHEREAS it is expedient that provision should be made for ascertaining the number of inhabitants within the Colony of New South Wales as well those who are free as those who are serving under sentence of transportation. Be it therefore enacted by His Excellency the Governor of New South Wales with the advice and consent of the Legislative Council thereof That on or before the first day of August in this present year one thousand eight hundred and thirty-three the Justices of the Peace of the said Colony in their respective districts shall and they are hereby required and directed to cause

Justices to cause
notices to be fixed in
conspicuous places
calling on house-
holders &c. to give
the information
required by this Act.

Census.

cause General Notices to be affixed on the several Churches Chapels Market-houses and Court-houses and on such other conspicuous places as they shall deem proper within the said Colony requiring every householder employer of servants and proprietor or occupier of land therein to be prepared upon the second day of September next ensuing or on the days immediately subsequent thereto to give all such information as is required by the Schedule hereunto annexed marked A to such persons as shall be appointed by the said Justices to collect the same.

2. And be it further enacted That the Justices of the Peace Justices to appoint persons to collect the information hereby required. assembled in Petty Sessions in the several districts of the said Colony and in places where no Petty Sessions are held any Justice of the Peace acting singly shall on or before the fifteenth day of August next appoint one or more fit and proper person or persons for each district to collect the information hereby required and the said persons shall on the said second day of September next and on the days immediately subsequent thereto if one day shall not be sufficient proceed to take an account in writing of the number of persons at that time being within the limits of their respective districts the aboriginal natives alone excepted and inform themselves of the several particulars specified in the said Schedule and the better to enable such persons to take such accounts they are hereby authorized and empowered to ask such questions of the persons residing or being within their respective districts concerning themselves and the number and quality of the persons constituting their respective families as shall be necessary to fill up the said Schedule and every such person refusing or neglecting to answer or wilfully giving a false answer to any such question shall for every such refusal or neglect or false answer forfeit and pay a sum not exceeding five pounds nor less than forty shillings at the discretion of the Justice or Justices before whom complaint thereof shall be made.

3. And be it further enacted That the persons so to be appointed by the Justices or Justice as aforesaid shall within fourteen days after the said second day of September next deposit with the Justices of the respective Petty Sessions or with the Justice acting singly as aforesaid the several original accounts so taken in writing and subscribed by them and shall make affidavit to the same in the form contained in the Schedule hereunto annexed marked B before the said Justices or Justice who are and is hereby authorized to take such affidavit and shall answer all such questions as shall be put to them concerning such accounts by the said Justices or Justice and if any such person shall fail or neglect to take such accounts or shall knowingly make any false statements therein or shall omit to deposit the same with the Justices or Justice as aforesaid in manner hereby required or shall refuse to answer or wilfully give a false answer to such questions he shall on conviction forfeit and pay for every such offence a sum not exceeding five pounds nor less than forty shillings.

4. And be it further enacted That the said Justices or Justice as aforesaid shall as soon after the receipt of such original accounts as may be appoint a convenient day for examining the same at which the persons so appointed as aforesaid shall attend to answer all such questions as shall be put to them touching such accounts and the correctness thereof and such Justices or Justice shall make a note of any apparent error therein and shall cause an abstract of such accounts to be made according to the form contained in the Schedule hereunto annexed marked C and shall subscribe a certificate in the terms therein set forth and such Justices or Justice shall on

Persons so appointed to deliver over to the Justices their accounts of inhabitants within a certain time.

Justices to examine the accounts and to transmit a digest thereof to the Colonial Secretary.

Census.

on or before the first day of November next transmit to the Colonial Secretary the said abstract together with the said original accounts and the notes of apparent error if any as aforesaid and if any Justice shall fail or neglect to perform the duties required in the premises or any of them he shall forfeit and pay the sum of fifty pounds to be sued for and recovered in the Supreme Court.

Justices of the Peace
to communicate with
Justices of adjoining
districts and fix
boundaries.

5. And be it further enacted That the Justices of the Peace of each district shall and they are hereby required to communicate with the Justices of the nearest district and with any Justice acting singly in every direction around them to fix the boundaries of their respective districts in order to prevent any omission or repetition of the number of inhabitants in any district and the Justices of the Peace of the most remote districts shall and they are hereby required to consider all the country occupied by settlers or stock-keepers beyond them as forming a part of their respective districts whether the same be within the boundaries of the Colony prescribed for location to settlers or not and to take an account of the population thereof accordingly.

Allowance to persons
appointed by the
Justices.

6. And be it further enacted That it shall be lawful for the Justices in Petty Sessions or any single Justice as aforesaid to cause an allowance for the number of days which any such person shall be actually employed in taking such account as aforesaid at a rate not exceeding seven shillings and sixpence a day to be paid to the persons so to be appointed as aforesaid.

Fines to be recovered
in a summary way.

Application of fines.

7. And be it further enacted That all the fines imposed under and by virtue of this Act shall be recovered in a summary manner before any one or more Justice or Justices of the Peace unless hereinbefore otherwise provided and if not immediately paid shall be levied by distress and sale of the offender's goods and chattels by virtue of a warrant under the hand or hands and seal or seals of such Justice or Justices rendering to the said offender the overplus (if any) after the charge of such distress and sale shall be deducted and in case sufficient distress shall not be found then it shall be lawful for such Justice or Justices to commit such offender to the common gaol there to remain without bail or mainprize for a term not exceeding three months unless the said fine and charges shall be sooner paid and all fines imposed by this Act when recovered shall be paid one-half to the informer or person who shall sue for the same and the other to the Treasurer of the said Colony to be applied towards defraying the expense of carrying this Act into execution.

Census.

SCHEDULES REFERRED TO.

A.

NEW SOUTH WALES
CENSUS FOR THE YEAR 1833. }
District of }
No. of Return }
}

Questions to which by direction of an Act of the Governor and Council passed in the fourth year of the reign of His Majesty King William IV. intituled "An Act for ascertaining the Number of the Inhabitants of the Colony of New South Wales" written answers are to be returned to the persons appointed by the Justices of the several Towns and Districts.

Name of the Town and Street and number of the House (if any) or name of the Establishment if in the Country.

Name of the occupier if in any Town and of the proprietor in the Country.

Number of *free* persons residing in such such House or on such Establishment.

Number of convicts whether holding tickets of leave or otherwise with the name ship and date of arrival of each according to the annexed Form.*

Answers to be returned by householders employers of servants and proprietors or occupiers of land on penalty of failure or neglect or giving a false answer of a sum not less than forty shillings nor more than five pounds.

Males above 12 years	_____
Males under 12 years	_____
Females above 12 years.....	
Females under 12 years	
Total free	
Males	
Females	
Total Convict	
Total	

(Signed) A. B.

*NEW SOUTH WALES.

CENSUS OF THE YEAR 1833.

Name of District
Name of Town and Street or
Establishment if in the Country
Occupier if in Town
Proprietor if in the Country.

Assigned Servants and Persons holding Tickets of Leave.

No.	NAME.	ARRIVAL.	
		SHIP.	YEAR.

B.

Cattle Impounding Amendment.

B.

FORM OF AFFIDAVIT.

I do hereby make oath and swear that the Accounts numbered from to inclusive severally signed and now delivered by me contain a true statement of the number and quality of persons residing within the District or Town of to the best of my knowledge and belief.

Sworn before me at
this day of 1833. }

(Signed)

A. B.

J. P.

C.

New South Wales.

Census of the Year 1833.

Abstract of Returns and Population in the District of

Number of Return.	House or Establishment.	Occupier or Proprietor.	PERSONS ON THE ESTABLISHMENT.							
			Male.				Female.			
			Free.		Convict.	Total.	Free.		Convict.	Total.
			Above Twelve Years.	Under Twelve Years.			Above Twelve Years.	Under Twelve Years.		

We do hereby certify that we have carefully examined the original accounts from which the above Abstract is made out and that we believe the same to be correct.

1.

J. P.

2.

J. P.

3.

J. P.