

No. XX.

BLASPHEMOUS AND
SEDITIONOUS LIBELS.

An Act to amend an Act intituled "*An Act for preventing the mischiefs arising from the printing and publishing Newspapers and Papers of a like nature by persons not known and for regulating the printing and publication of such Papers in other respects and also for restraining the abuses arising from the publication of blasphemous and seditious Libels.*"
[2nd October, 1838.]

Preamble.

8 Geo. IV. No. 2.

Affidavits affirmations and recognizances heretofore required to be made and entered into before Colonial Secretary and a Judge of Supreme Court may henceforth in country districts be made and entered into before respective Police Magistrates to be afterwards recorded at Sydney.

Not to extend to Newspapers printed and published in Sydney.

WHEREAS by an Act of the Governor and Council of New South Wales passed in the eighth year of the reign of His late Majesty King George the Fourth intituled "*An Act for preventing the mischiefs arising from the printing and publishing Newspapers and Papers of a like nature by persons not known and for regulating the printing and publication of such Papers in other respects and also for restraining the abuses arising from the publication of blasphemous and seditious Libels*" certain affidavits and attestations therein required to be made are thereby directed to be taken and made before the Colonial Secretary for the time being of the said Colony of New South Wales and certain recognizances thereby required to be entered into by the editors printers and publishers of Newspapers are thereby directed to be entered into before one of the Judges of the Supreme Court of New South Wales and whereas the said provisions of the said recited Act would cause great inconvenience and expense to parties wishing or intending to print and publish Newspapers in the distant parts of the said Colony and its Dependencies and it is expedient that the same should be remedied Be it therefore enacted by His Excellency the Governor of New South Wales with the advice of the Legislative Council thereof That from and after the passing of this Act the said affidavits and affirmations by the said recited Act required to be taken and made before the Colonial Secretary of the said Colony for the time being and the said recognizances so thereby required to be entered into by the editors printers or publishers of any Newspapers with the sureties therein mentioned before one of the Judges of the said Court may and shall be also respectively taken made and entered into before the Police Magistrate of the District in which such Newspaper or Newspapers is or are to be respectively printed and published or any other person appointed by the Governor for that purpose Provided however that such Police Magistrate or other person appointed as aforesaid before whom such affidavits and affirmations shall be so taken and made and before whom such recognizances shall be so entered into as aforesaid shall and will forthwith transmit the same respectively to the Colonial Secretary of the said Colony and to the Chief Clerk of the Supreme Court of the said Colony that the same may be duly registered and recorded in the said Office and Court respectively and shall have the same force and effect as if the same were made and taken under the provisions of the said recited Act.

2. Provided further however and be it enacted That nothing in this Act contained shall be taken or in any way considered to extend to or affect the editors publishers or printers of Newspapers in the Town or District of Sydney in the said Colony.