

## No. XI.

GUNPOWDER.

An Act to amend an Act intituled “ *An Act for better regulating the keeping and carriage of Gunpowder.*” [14th December, 1841.]

Preamble.

7 Wm. IV. No. 7.

WHEREAS an Act of the Governor and Council of New South Wales was passed in the seventh year of the reign of His late Majesty King William the Fourth intituled “ *An Act for better regulating the keeping and carriage of Gunpowder* ” and whereas it is expedient to amend the said recited Act in manner hereinafter mentioned 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 master of every ship or vessel arriving in the Harbour of Port Jackson in the Colony of New South Wales shall be required to land at the Government Magazine in manner required by the said recited Act all Gunpowder which may be on board such ship or vessel whether as cargo or stores and that no ship or vessel shall be allowed to enter Sydney Cove or Darling Harbour until all Gunpowder which may be on board whether as cargo or stores shall be first landed as aforesaid and the master of every ship or vessel lying either in Sydney Cove or Darling Harbour at any time after the passing of this Act on board which any Gunpowder shall be found shall be liable to a fine of one pound sterling for every pound weight of such Gunpowder so found Provided that twelve hours from the time of anchorage shall be allowed to the master of every ship or vessel anchoring in Sydney Cove or Darling Harbour for the landing of such Gunpowder not exceeding twenty pounds in weight as he may have brought up as stores in such ship or vessel.

Penalty.

Boats conveying Gunpowder to be provided with tarpaulins.

2. And be it enacted That all boats used for the conveyance of Gunpowder shall be provided with tarpaulins and be properly housed over and any person who shall convey any Gunpowder in any boat not so provided with tarpaulins and properly housed over shall forfeit and pay the sum of ten pounds for every such offence.

Steam vessels prohibited from carrying Gunpowder.

3. And be it enacted That no steam vessel engaged in the Coasting or Colonial trade of the said Colony shall carry Gunpowder either as stores or cargo and the master or owner of any steam vessel

on

*Quarantine.*

on board which any Gunpowder may be found contrary to the provisions of this Act shall forfeit and pay for every such offence any sum not exceeding fifty pounds nor less than ten pounds Provided that nothing herein contained shall prevent or be construed to prevent any steam vessel bound to any port or ports beyond seas to carry any such reasonable quantity of Gunpowder as may be required for the purpose of making signals.

4. And be it enacted That no Gunpowder shall be landed from the Government Magazine in any part of the Harbour of Port Jackson other than at the Queen's Wharf or at any time other than between the hours of six and ten in the morning and any person who shall land or attempt to land any Gunpowder contrary to the provisions hereof shall forfeit and pay the sum of two shillings for every pound of Gunpowder so landed or attempted to be landed.

Gunpowder from Government Magazine to be landed at Queen's Wharf only.

5. And be it enacted That not more than eight hundred weight of Gunpowder shall be conveyed at one time in any cart or other carriage and every cart or other carriage used in conveying Gunpowder shall have a complete covering of wood or of painted cloth tarpaulin or woollen cloth tilts over all the Gunpowder conveyed therein and any person who shall convey any greater quantity of Gunpowder on any cart or other carriage or who shall convey any quantity of Gunpowder in any cart or other carriage not properly provided with covering as aforesaid shall forfeit and pay for every such offence respectively the sum of ten pounds.

Not more than eight hundred weight of Gunpowder to be conveyed at one time.

6. Provided always and be it enacted That this Act shall not extend to the keeping of Gunpowder at any store house or magazine belonging to Her Majesty Her Heirs or Successors or to the carriage of Gunpowder to or from the Queen's magazines under an order of the Governor for the time being of the said Colony or under the control and management of any officer of Her Majesty's Army Navy or Ordnance.

Not to extend to Gunpowder belonging to the Queen.

7. And be it enacted That all penalties imposed by this Act shall be recovered and applied in the same manner as any penalties may be recovered and applied under the provisions of the said recited Act.

Recovery and application of penalties.