

No. XXXVI.

An Act to repeal the Laws relating to Hawkers
and Pedlers in the Colony of New South
Wales and to substitute other provisions in
lieu thereof. [9th October, 1849.]

HAWKERS AND
PEDLERS.
—

WHEREAS it is expedient that the Act of the Governor and Preamble.
Legislative Council of New South Wales passed in the fifth
year of the reign of His late Majesty King William the Fourth
intituled “ *An Act for licensing and regulating Hawkers and Pedlers* ” 5 Wm. IV. No. 7.
should be repealed and other provisions substituted in lieu thereof
Be it therefore enacted by His Excellency the Governor of New South
Wales with the advice and consent of the Legislative Council thereof
That from and after the first day of January next the said Act shall
be and the same is hereby repealed save and except as to any license repealed.
issued or matter or thing then done or commenced to be done under
the provisions thereof which shall be as valid and effectual in law as
if this Act had not been passed.

Hawkers and Pedlers.

No person to carry on the business of a hawker or pedler without having first obtained a license.

2. And be it enacted That from and after the first day of January next it shall not be lawful for any person not being already licensed under the said recited Act or being so licensed from and after the expiration of such license to carry on the business of a hawker or pedler in any place whatsoever within the said Colony without having previously obtained a license as hereinafter directed and if any person shall without having first obtained such license as aforesaid carry on such business within any part of the said Colony he shall forfeit and pay on conviction for every such offence such sum not exceeding twenty pounds as to the convicting Justice or Justices shall seem meet to be recovered and applied as hereinafter directed and every person carrying on such business as aforesaid shall be deemed and taken to be unlicensed unless he shall prove to the contrary by the production of his license or otherwise.

Two sorts of hawkers' licenses.

3. And be it enacted That there shall be two descriptions of Hawkers' and Pedlers' Licenses the one being in the form in the Schedule annexed to this Act marked A authorizing the holder thereof to carry on his own person his wares and merchandise for the purpose of sale and the other in the form in the Schedule annexed to this Act marked B authorizing the holder thereof to carry his wares and merchandise for the purpose of sale by packhorse or other animal or by cart or other vehicle or by a boat vessel or craft.

General meetings of Justices for granting hawkers' licenses.

4. And be it enacted That a general meeting of the Justices in each police district shall be holden in their respective Court Houses or usual places of meeting on the second Tuesday in the months of March June September and December in every year for the special purpose of taking into consideration applications for Hawkers' and Pedlers' Licenses and it shall be lawful for the Justices assembled at such meeting or a majority of them in their discretion to grant to the persons who may be approved of by them a license in one or other of the forms aforesaid and it shall be lawful for the said Justices to reject any such application or to adjourn the consideration thereof from time to time as they shall see fit Provided that such adjournments do not in the whole exceed three weeks from the day of such General Meeting.

Persons desirous of obtaining hawkers' licenses to apply to Clerk of Petty Sessions.

5. And be it enacted That every person desirous of obtaining a license under the provisions of this Act shall on or before the third Tuesday in the months of February May August and November in each year deliver or cause to be delivered to the Clerk of Petty Sessions of the police district within which it is proposed to exercise such license a notice in writing of his intention to apply for the same which notice if the application be for a license in the form A aforesaid shall be in the form in the Schedule to this Act annexed marked A 2 or if the application be for a license in the form B aforesaid then such notice shall be in the form B 2 annexed to this Act.

Persons applying for personal licenses to obtain certificates of character.

6. And be it enacted That before the Justices assembled as aforesaid shall grant to any applicant for the same a license in the form in the Schedule A annexed to this Act such applicant shall be required to produce to the said Justices a certificate of good character from at least two known and respectable inhabitants of the district within which the license is to be in force.

Persons applying for licenses to hawk with packhorse &c. to enter into recognizance.

7. And be it enacted That before the Justices assembled as aforesaid shall grant to any applicant for the same a license in the form in the Schedule B annexed to this Act such applicant shall enter into a recognizance before such Justices or any two of them with two sureties (to be approved of by the said Justices) each in the sum of twenty pounds such recognizance to be in the form and with the conditions set forth in the Schedule hereunto annexed marked C.

Hawkers and Pedlars.

8. And be it enacted That every person in whose favour a license in the form A hereto annexed has been granted as aforesaid shall pay to the Clerk of Petty Sessions of the police district in which the same is granted the sum of twenty shillings if such license shall be for the full period of twelve months or such smaller sum as may be proportioned to the time the same shall be in force and every person in whose favour a license in the form B hereto annexed has been granted as aforesaid shall pay to such Clerk as aforesaid the sum of two pounds if such license shall be for the full period of twelve months or such smaller sum as may be proportioned to the time the same shall be in force and no such license shall be of any force or effect whatsoever until the sum so fixed has been paid to the Clerk of Petty Sessions as aforesaid.

Fee to be paid for personal license.

Fee to be paid for license to hawk with pack animals or vehicles.

9. And be it enacted That the several Clerks of Petty Sessions shall duly account for all fees so paid to them as aforesaid and shall pay the same into the Colonial Treasury at such times and in such manner as His Excellency the Governor may direct and all sums so received shall be paid to Her Majesty Her Heirs and Successors to the public uses of the said Colony or in support of the Government thereof and shall be applied thereto in such manner as may be directed by any Act to be passed by the Governor and Legislative Council thereof.

Clerks of Petty Sessions to account for fees received by them.

Appropriation of fees.

10. And be it enacted That every license granted under the provisions of this Act shall be in force from the first day of the month next ensuing the granting thereof to the thirty-first day of December following and no longer.

Licenses terminable on 31st December in each year.

11. And be it enacted That no license granted under the provisions of this Act shall have any force or effect whatsoever in any part of the Colony other than the police district for and in respect of which the same may have been specially granted.

Licenses to have effect only in police district for which granted.

12. And be it declared and enacted That for the purposes of this Act every police district shall be taken to comprise such limits as may be set forth in that regard by any notice issued or to be issued by direction of His Excellency the Governor for the time being in the *New South Wales Government Gazette* Provided always that beyond the Settled Districts of the Colony each district within which a Commissioner of Crown Lands has been or shall be appointed to act shall be deemed to be a police district until other limits shall be fixed for any such police district by a notice issued or to be issued as aforesaid.

Definition of police districts.

13. And be it enacted That it shall be lawful for any constable to seize and detain any person found by him carrying on the business of a hawker or pedler within the said Colony without having previously obtained such license as aforesaid and to keep him so detained until the day next after the day on which he shall have been so seized for the purpose of being proceeded against for such offence unless the same can be sooner disposed of.

Any person carrying on business as a hawker and pedler without license to be seized and detained.

14. And be it enacted That every person to whom any such license as aforesaid shall be granted and who shall carry on the business of a hawker or pedler under the authority of such license shall cause to be written painted or printed in large legible Roman letters upon some conspicuous part of every pack bag box trunk case cart dray wagon boat or other vehicle or conveyance in or with which he shall so carry on such business the words "Licensed Hawker" together with his name at full length and the number of his license and also the name or names of the police district or districts for which he shall have been licensed and every such person making default therein shall forfeit and pay on conviction for every such offence such sum not exceeding ten pounds as to the convicting Justices shall seem meet to be recovered and applied as hereinafter directed.

Any person carrying on business as a hawker or pedler to have certain words painted written or printed on his pack or conveyance under penalty of not more than £10.

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Persons not licensed not to paint as aforesaid on any packs or conveyance under penalty of not more than £10.

15. And be it enacted That if any person who shall not have previously obtained any such license as aforesaid shall write paint or print or cause to be written painted or printed or keep or continue or cause to be kept or continued written painted or printed upon any pack bag box trunk case cart dray wagon boat or other vehicle or conveyance in or with which he shall sell or expose to sale any goods or in or with which he shall convey any goods the words "Licensed Hawker" or any other word or words to that effect he shall forfeit and pay on conviction such sum not exceeding ten pounds as to the convicting Justices shall seem meet to be recovered and applied as herein-after directed.

Persons not shewing license on demand to forfeit and pay not more than £10.

16. And be it enacted That if any such hawker or pedler having obtained such license or licenses as aforesaid shall at any time upon demand thereof being made of him by any Justice of the Peace or constable or by any person to whom he shall within twenty-four hours previously have sold or offered to sell any goods neglect or refuse to produce and shew to such Justice of the Peace constable or other person his said license he shall forfeit and pay on conviction for every such offence such sum not exceeding ten pounds as to the convicting Justices shall seem meet to be recovered and applied as hereinafter directed.

Any person forging or counterfeiting license to be worked on the public roads for a period not exceeding six months.

17. And be it enacted That if any person shall forge or counterfeit any such license as aforesaid or travel with produce or shew with intent to use the same as a genuine instrument any such forged or counterfeited license to any person entitled under this Act to demand the production of such license such person shall be guilty of a misdemeanor and shall on conviction thereof be worked on the public roads or other public works of the said Colony for any period not exceeding six calendar months.

Hawkers and pedlers not to have liquors in their possession under penalty of not more than £20.

18. And be it enacted That if any person having obtained any such license as aforesaid shall have in his possession or on his cart dray wagon boat or other conveyance any fermented or spirituous liquors he shall forfeit and pay on conviction for every such offence such sum not exceeding twenty pounds as to the convicting Justices shall seem meet to be recovered and applied as hereinafter directed.

Magistrates on application to grant warrants to search and examine packs and conveyances of hawkers and pedlers suspected to have liquors in their possession.

19. And be it enacted That in case any person shall have reasonable ground for suspecting that any hawker or pedler is carrying fermented or spirituous liquors contrary to the provisions of this Act or otherwise offending against the same it shall be lawful for such person to make oath before any Justice of the Peace at his private residence or elsewhere of the circumstances and if it shall appear to such Justice that reasonable ground for suspicion exists it shall be lawful for such Justice to grant a warrant authorizing such person to examine and search the person packs baggage boxes trunks cases carts drays wagons boats or other vehicle or conveyance of such hawker or pedler therein named or described such warrant to remain in force for such time as shall be therein mentioned and it shall also be lawful for any Justice of the Peace constable or other peace officer having reasonable ground of suspicion as aforesaid without warrant to examine and search the person packs baggage boxes trunks cases carts drays wagons boats or other vehicle or conveyance of any such licensed hawker or pedler without a warrant for such purpose and upon any such person authorized by warrant as aforesaid or any such Justice of the Peace constable or other peace officer finding any such fermented or spirituous liquors carried contrary to law to seize the same and such hawker or pedler upon conviction of such offence in a summary way before any two or more Justices of the Peace sitting in Petty Sessions shall forfeit and pay a sum not exceeding thirty pounds or be confined to hard labor in the nearest common gaol for any period not exceeding

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exceeding six calendar months at the discretion of such Justices and it shall be lawful for the Justices in Petty Sessions before whom any such conviction takes place to order such fermented and spirituous liquors so seized to be sold by auction by any chief constable or licensed auctioneer at any place the said Justices may appoint and after deducting the expenses of such sale the proceeds thereof shall be paid one-half to the prosecutor in the case and the other half to Her Majesty Her Heirs and Successors for the public uses of the said Colony and in support of the Government thereof as may be appointed by any Act of the said Governor and Legislative Council.

20. And be it enacted That it shall be lawful for any Justice of the Peace constable or other peace officer (without warrant) to seize all such fermented and spirituous liquors as shall be hawked and conveyed about or exposed to sale in any street road footpath or in any booth tent stall or shed or in any boat or vessel or any other place whatever by any person not licensed according to law to sell the same in such place and the vessels containing the same and all the vessels and utensils used for drinking or measuring the same and any cart dray or other carriage and any horse or horses or other animal or animals employed in drawing or carrying the same as well as any boat or vessel used in the conveyance of such liquors as aforesaid and it shall be lawful for any one or more Justice or Justices of the Peace on his or their own view or if after due inquiry and examination it shall appear to the said Justice or Justices that such liquors were hawked and conveyed about for the purpose of being illegally sold or disposed of by retail to adjudge the said liquors and vessels and utensils containing the same and any cart dray or other carriage horse or horses or other animal or animals used in conveying the same to be condemned and forfeited and the same shall and may be sold and the proceeds thereof after deducting the expenses of sale shall be paid one moiety to the use of Her Majesty the Queen for the public uses of the said Colony and in support of the Government thereof as may be appointed by any Act of the said Governor and Legislative Council and the other moiety to the person or persons who may in such case first seize inform or prosecute Provided that nothing in this Act contained shall prevent any penalty or punishment being inflicted on any person so offending as aforesaid under any other Law or Act now or hereafter to be in force in the said Colony Provided always that in all cases where fermented or spirituous liquors shall be carried from one place to another the burden of proving that such fermented or spirituous liquors were not so carried for sale or exposure to sale shall be cast upon the party or parties so carrying them.

Justices and constables and other peace officers (without warrant) may seize all fermented and spirituous liquors hawked about for illegal sale and any vehicle or animal used in conveying the same.

Such liquors may be forfeited and sold proceeds one-half to Her Majesty one-half to informer.

21. And be it further enacted That if any hawker or pedler shall from and after the said first day of January next be convicted of knowingly dealing in or selling any kind of smuggled or contraband goods wares or merchandise or knowingly dealing in vending or selling any goods wares or merchandise fraudulently or dishonestly procured either by himself or through the medium of others with his privity and knowledge every such hawker and pedler shall from and after such conviction forfeit his license and for ever thereafter be incapable of obtaining or holding any new license or dealing trafficking or trading under the same and that over and above all such forfeitures and incapacities fines and penalties to which he is or shall be by law subject and liable for such illicit and illegal trafficking and dealing.

Penalty on hawker selling smuggled or stolen goods.

22. And be it enacted That in case any person shall let out or hire or lend any license to him granted as aforesaid or shall trade with or under colour of any license granted unto any person whatsoever or of any license in which his own real name shall not be inserted as the name of the person to whom the same is granted the person letting

License not to be hired or lent out under penalty of forty pounds.

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out to hire or lending any such license and the person so trading with or under colour of any license granted to any other person or any license in which his own real name shall not be inserted as the name of the person to whom the same is granted shall each of them forfeit the sum of forty pounds to be recovered and applied as hereinafter mentioned and in case any person shall be convicted or have judgment against him for lending his license to any other person contrary to this Act such his license shall be from thenceforth forfeited and void and he shall be utterly incapable of having any license again granted to him to trade as aforesaid.

Who deemed
hawkers and pedlers
and who exempt
from the operation
of this Act.

23. And be it enacted That the selling or offering for sale goods carried about on the person or on any animal or in any movable conveyance whether by land or water in any city town street road or place within the said Colony shall be deemed to be carrying on the business of a hawker or pedler within the meaning of this Act Provided that nothing contained in this Act shall be construed to prevent any person from selling or offering for sale any printed newspapers any fish fruit water fuel milk vegetables or victuals of any description or any agricultural produce in any such city town street road or place without having previously obtained any such license as aforesaid nor to prevent the actual maker or the children apprentices agents or servants of and residing with the maker of any goods from selling or offering for sale the same in any such city town street road or place without having previously obtained a license as aforesaid nor to prevent the sale without such license of any goods whatever in any market or fair legally established in the said Colony or in any house or shop occupied by the person so selling or offering to sell the same.

Recovery of
penalties.

24. And be it enacted That all penalties or forfeitures incurred under the provisions of this Act may be sued for and recovered by any person by information in the manner hereinafter mentioned and the matters contained in any such information may be heard and determined by any two or more Justices of the Peace in a summary way in the manner hereinafter mentioned Provided always that on the hearing of any such information the informer shall be deemed a competent witness therein.

The manner in which
penalties are to be
sued for and
recovered.

25. And be it enacted That it shall be lawful for any person to exhibit an information in writing before any one Justice of the Peace informing of any offence against the provisions of this Act not being a misdemeanor and on perusal of such information if the same be a valid one such Justice is hereby required to grant a summons in writing under his hand directing the attendance of the party informed against at a time and place to be therein mentioned to appear before any two or more Justices of the Peace to answer the charge contained in the said information and if such summons shall be served personally on the person so informed against or shall be left at his last known or usual place of abode a reasonable time (but in no case less than twenty-four hours) before the time therein mentioned for such person's appearance then upon the appearance of the party so summoned at such time and place as aforesaid or on proof to be then given *viva voce* on the oath of the person by whom the summons was so served as aforesaid and the production of the original summons it shall be lawful for any two or more Justices of the Peace then and there being thereupon or for any two or more Justices of the Peace at any future period to which the matter may be adjourned by any one Justice if two should not be present to proceed to hear and determine in a summary manner the matter informed of in the said information and on conviction of the person informed against it shall be lawful for either of the convicting Justices on non-payment of the penalty and such costs as such Justices may award to issue at any time not more than

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than fourteen days from the day of conviction under his hand a warrant of distress returnable on such day as he may think proper to insert therein such return not being more than fourteen days from the day of the date of such warrant authorizing any constable to proceed to levy on the goods of the person so convicted if any such can be found for the amount of such penalty and costs together with the sum of five shillings for such distress and the said goods forthwith to seize and carry to the nearest Police Office and the said goods so seized shall be sold at twelve of the clock on the third day after the same shall have been carried to the said Police Office unless the full amount of penalty and costs be sooner paid and the surplus if any shall remain after the payment of such penalty and costs shall be paid to the person so convicted if demanded within three calendar months and if not so demanded shall be paid to the Colonial Treasurer of the said Colony for the general purposes of the Government thereof as may be appointed by any Act of the said Governor and Legislative Council and if sufficient goods cannot be found before the return day of the said warrant whereon to levy for the said penalty and costs it shall be lawful on the same being certified by writing on the back of such warrant to the convicting Justices or one of them under the hand of the person appointed to execute the same for either of the said convicting Justices forthwith by warrant under his hand to commit the person so convicted to the common gaol nearest to the place where the conviction took place for any period not exceeding fourteen days where the penalty awarded shall not be more than five pounds and not exceeding three calendar months where the penalty awarded shall be of greater amount such term of imprisonment to be computed from the time of arrest only Provided always that no conviction shall take place under this Act unless within three calendar months after the commission of the offence complained of Provided also that all such proceedings by summons may be had and done without a formal information being exhibited and such proceedings shall be as good valid and effectual to all intents and purposes as if a formal information in writing were exhibited Provided that in every such summons the general nature of the complaint shall be succinctly stated.

26. And be it enacted That all fines penalties and forfeitures recovered under this Act shall be paid one-half to the informer or person suing for the same and the other half to Her Majesty Her Heirs and Successors for the public uses of the said Colony and in support of the Government thereof and shall be applied in such manner as may be appointed by any Act of the said Governor and Legislative Council.

27. And be it enacted That it shall be lawful for any Justice issuing any summons under this Act or for any one of the Justices before whom the matter of any information may come on to be heard and determined to issue a subpoena under his hand for the attendance of any person at a time and place to be therein mentioned to appear and give evidence at the hearing of any such matter and to bring with him and produce at such hearing any necessary documents under his control that may be specified in such subpoena and every such subpoena shall be served by delivering a copy thereof personally to the person so subpoenaed and shewing the original at the time of such service which service shall be at a reasonable time and in no case less than twenty-four hours before the time specified therein for the attendance of such witness and if any person having been so subpoenaed shall not attend at the time and place mentioned in his subpoena without reasonable cause or having attended there shall refuse to be sworn or to affirm or shall refuse to answer any legal question that may be put to him without alleging for such refusal a sufficient excuse to

Appropriation of penalties.

Power to subpoena witnesses and mode of compelling them to attend and answer.

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to be then allowed by the Justices hearing the case such person shall for every such offence forfeit and pay any sum not more than twenty pounds to be recovered in the manner and within the time hereinbefore mentioned for the recovery of penalties under this Act.

Appeal given under
5 Wm. IV. No. 22.

28. And be it enacted That it shall be lawful for any person convicted of any offence under this Act to appeal to the next General Court of Quarter Sessions to be holden in the district or nearest to the district in which such conviction shall take place in the manner and form prescribed by any Act now or hereafter to be in force for the regulation of appeals to Courts of Quarter Sessions.

No conviction or in-
formation to be void
for want of form.

29. And be it enacted That no information conviction or other proceedings before or by any Justice or Justices of the Peace or on appeal therefrom for any offence under this Act shall be quashed or set aside or judged void or insufficient for want of form only or be removed or removable by *certiorari* or any other writ or process whatsoever into the Supreme Court.

Limitation of actions.

30. And for the protection of persons acting in execution of this Act Be it enacted That all actions for anything done under this Act shall be commenced within six calendar months after the fact was committed and not otherwise and notice in writing of such action and the cause thereof shall be given to the defendant one calendar month at least before the commencement of the action and in such action the defendant may plead the general issue and give this Act and the special matter in evidence at any trial to be had thereupon and no plaintiff shall recover in any such action if tender of sufficient amends shall have been made before such action brought or if a sufficient sum of money shall have been paid into Court after such action brought by or on behalf of the defendant together with costs incurred up to that time and if a verdict shall pass for the defendant or the plaintiff become nonsuited or discontinue such action after issue joined or if upon demurrer or otherwise judgment shall be given against the plaintiff the defendant shall recover his full costs as between attorney and client and have the like remedy for the same as any defendant hath by law in other cases.

General issue.

Interpretation clause.

31. And be it enacted That in the construction of this Act unless there be something in the context repugnant thereto any word denoting the singular number or the male sex shall be taken to extend to any other number of persons and things and to both sexes.

SCHEDULE A.

License for a Hawker trading on Foot.

New South Wales Police District of

To wit.

WHEREAS A. B. of _____ has applied to us the Justices assembled in Petty Sessions at _____ in and for the Police District of _____ for a Hawker's and Pedler's License authorizing him to carry on his own person goods wares and merchandise for the purposes of sale travelling on foot only without any horse or other animal bearing or drawing burthen Now we the Justices aforesaid being satisfied that the said A. B. is a fit person to have such license granted to him do hereby authorize and empower him the said A. B. to trade as such Hawker and Pedler as aforesaid within the said Police District of _____ and not elsewhere and this license shall be and continue in force from the first day of _____ until the thirty-first day of December next ensuing and no longer.

Granted by the Court of Petty Sessions at
this _____ day of _____

aforesaid
18 ____

Entered

(Signed)

H. I.

Clerk of Petty Sessions.

(Signed)

{ D. E. J.P.
F. G. J.P.

SCHEDULE

Hawkers and Pedlers.

SCHEDULE A 2.

To the Clerk of Petty Sessions at

I A. B. (*here insert name residence and addition*) hereby give notice that it is my intention to apply to the Justices assembled in Petty Sessions at on the day of for a Hawker's and Pedler's License authorizing me to carry on my own person goods wares and merchandise for the purpose of sale travelling on foot only without any horse or other animal bearing or drawing burthen within the Police District of

Dated at
day of

this
(Signed) A. B.

We the undersigned hereby certify that the abovenamed applicant is a fit and proper person to obtain a Hawker's and Pedler's License.

(Signed) { J. K. of (*residence.*)
 { L. M. of (*residence.*)

SCHEDULE B.

License for a Hawker trading with Pack or Draft Animals.

New South Wales Police District of

To wit.

WHEREAS A. B. of has applied to us the Justices assembled in Petty Sessions at in and for the Police District of for a Hawker's and Pedler's License authorizing him to carry goods wares and merchandise for the purposes of sale by packhorse or other animal or by cart or other vehicle or by boat or other craft as the case may be Now we the Justices aforesaid being satisfied that the said A. B. is a fit person to have such a license granted to him do hereby authorize and empower him the said A. B. to trade as such Hawker and Pedler as aforesaid within the said Police District of and not elsewhere and this license shall be and continue in force from the first day of until the thirty-first day of December next ensuing and no longer.

Granted by the Court of Petty Sessions at
aforesaid this day of 18 .

(Signed) { D. E. J.P.
 { F. G. J.P.

Entered

(Signed) H. I.
Clerk of Petty Sessions.

SCHEDULE B 2.

To the Clerk of Petty Sessions at

I A. B. (*here state name residence and addition*) hereby give notice that it is my intention to apply to the Justices assembled in Petty Sessions at on the day of for a Hawker's and Pedler's License authorizing me to carry goods wares and merchandise for the purpose of sale by packhorse or other animal or by cart or other vehicle or by boat or other craft as the case may be within the Police District of

Dated at
day of

this
18 .
(Signed) A. B.

We the undersigned hereby state our willingness to join the abovenamed A. B. in the recognizance required to be entered into by him under the provisions of the Act of the Governor and Council 13 Vic. No.

(Signed) { J. K. of (*residence.*)
 { L. M. of (*residence.*)

Pawnbrokers.

SCHEDULE C.

Form of Recognizance.

New South Wales }
To wit. }

BE it remembered that on the day of 18 A. B. of
J. K. of and L. M. of came personally before us D. E. and F. G.
Esquires Justices of the Peace acting in and for the District of in the said
Colony and acknowledged themselves to owe to our Sovereign Lady the Queen to wit the
said A. B. the sum of pounds the said J. K. the sum of pounds
and the said L. M. the sum of pounds of lawful money of Great Britain to be
respectively levied of their several goods and chattels lands and tenements to the use of our
said Lady the Queen Her Heirs and Successors in case default shall be made in the perform-
ance of the conditions hereunder written.

The conditions of this recognizance are such that whereas A. B. is to be licensed
pursuant to the Act of the Governor and Council passed in the thirteenth year of Her
Majesty's reign intituled "*An Act to repeal the Laws relating to Hawkers and Pedlers in
the Colony of New South Wales and to substitute other provisions in lieu thereof*" to carry
goods wares and merchandise for sale by packhorse or other animal or by cart or other vehicle
or by boat or other craft as the case may be within the Police District of
for a period which will expire on the thirty-first day of December next if the said A. B.
shall conform in all respects to the provisions of the aforesaid Act during the said period
then the said recognizance to be void but if the said A. B. shall be lawfully convicted of any
offence during the said period against the provisions of the said Act or against the provisions
of any other Act in force for the time being relating to Hawkers and Pedlers then this
recognizance shall remain in full force and effect.

Taken and acknowledged the day and year above written &c.