

SCHEDULE II.—Section 1.

I hereby certify that the above-named *C. D.* appeared before me this day of _____, and was examined separately and apart from her husband, and that I explained to her the nature of this grant, and she acknowledged that she understood the nature of it when she executed the same, and that she executed the same freely and voluntarily without any violence, threat, or compulsion on the part of her husband or of any other person.

Certificate of acknowledgment to bar dower to be placed on the deed only where dower is to be barred.

(Signed) At this day of

A. B.

* Chairman of the Magistrates Court.

* If in this Colony.

E. F.

† Office or dignity of the person before whom the acknowledgment was made.

† If not in this Colony.

SCHEDULE III.—Section 2.

	£	s.	d.
To the Surveyor-General, or other competent surveyor or registrar for the time being	0	5	0
For a description of a subdivision of a former grant	0	5	0
For placing a diagram on the instrument	0	5	0
To solicitor or other person for engrossing a grant on parchment or paper...	1	10	0
For filling up parchment printed form of grant	0	10	0
For placing a certificate of acknowledgment to bar dower on any grant not printed	0	5	0
For attending the functionary to obtain a certificate of acknowledgment on any grant	0	5	0
To the functionary upon the examination, upon each grant whether the certificate be refused or granted	0	6	0

(Signed) GEORGE RENNIE, *Governor.*

Passed the Legislative Council on the 29th of January, 1853.

(Signed) J. R. LONGDEN, *Colonial Secretary.*

5.

Auctioneers' Ordinance.

In the Year 1853.—No. 5.

Clause.

1. Power to Grant Licenses. Partners. Licenses may be transferred.
2. Who to be deemed an Auctioneer. Penalty for selling without a License.
3. Auction Duty. Exceptions.
4. No duty if a Lot bought in and the reserved price publicly stated.
5. Catalogue and Conditions of Sale to be sent to the Governor.
6. Account of Sales.
7. Auctioneers selling on board of a vessel.
8. Duties how recovered.
9. Fines how recovered.
10. Excepted cases.
11. No Licensed Person to act as a Justice.
12. Ordinance to commence on 1st August, 1853.

By His Excellency GEORGE RENNIE, Esquire, Governor and Commander-in-Chief of the Falkland Islands and the Dependencies thereof, with the advice and consent of the Legislative Council thereof; be it enacted:—

1. THAT it shall be lawful for the Governor, or such person as the Governor shall from time to time appoint at discretion, to grant to any person or company a license, in the Form A annexed, to carry on the business of an auctioneer, on his or their own account, or by his or their agent, as the case may be, upon the payment to the Governor, or other person as aforesaid, of twenty pounds, which shall be in force for the period of twelve months from the day of its date: Provided, that persons in partnership, carrying on business by one agent as auctioneer, shall not be obliged to take out more than one license in one year

Power to grant licenses.

Partners.

- and it shall be lawful for the Governor, or other person as aforesaid, from time to time, at discretion, to transfer any such license, or a transfer thereof, to any other agent, to sell on account of the same person or company for the residue of the term, by an indorsement to that effect on the back of such license or transfer.
- Licenses may be transferred.**
- Who to be deemed an auctioneer.**
2. That any person who carries on the business of an auctioneer, or who acts in such capacity at any sale, and any person who sells, or offers for sale, any goods or chattels, lands, tenements, or hereditaments, or any interest therein, at any sale where any person or persons become the purchaser of the same by competition, and being the highest bidder, either by being the single bidder, or increasing upon the biddings made by others, or decreasing on sums named by the auctioneer, or person acting as auctioneer, or other person at such sale, or by any other mode of sale by competition, shall be deemed to carry on the business of an auctioneer; and if any person shall carry on the business of an auctioneer, without having a license or transfer (except as hereinafter mentioned), he shall pay for any such offence a fine of one hundred pounds.
- Penalty for selling without a license.**
- Auction duty.**
3. That there shall be levied and paid upon the proceeds of any sale by auction of fermented or spirituous liquors a duty at the rate of five pounds per cent., and of any sale of any other goods or chattels, or any lands, tenements, hereditaments, or interest therein (with the exceptions hereinafter mentioned), a duty at the rate of two pounds ten shillings per cent., which duty immediately upon the knocking down of the hammer, or other closing of the bidding, shall be a charge upon the auctioneer, and shall be paid by him, and may be retained by him out of the proceeds of any such sale, or recovered by him by action at law, from the person by whom he shall have been employed; and any agreement or condition of sale that the purchaser shall pay the duty shall be void: Provided always, that no auction duty shall be payable on the sale of implements used on grazing or agricultural farms, or in horticulture, or on biscuit, flour, wheat, maize, pulse, grain, seeds, or plants of any kind, or on cattle, sheep, horses, or any description of live animal.
- Exceptions.**
4. That if before any lot shall be put up for sale at any such auction the auctioneer shall publicly declare the reserved price, and the lot shall be bought in at or under such price, and the auctioneer, at the fall of the hammer, shall publicly state that the lot was bought in, the Governor, on the facts and fairness of the transaction being proved to his satisfaction, shall make an allowance to the auctioneer of the duty in such case on the passing of his accounts.
- No duty if a lot bought in, and the reserved price publicly stated.**
5. That if any licensed auctioneer shall not send the Governor a catalogue, or shall not cause to be placed a true and correct copy of such catalogue on the Government Gazette boards, at the store yard and market place respectively, of any sale by auction, intended to be holden by him in Stanley, at least twenty-four hours previous to the commencement of such sale, and if elsewhere, twenty-four hours' additional notice for every twenty miles' distance, or if such catalogue shall not fully state the conditions, or place, or hour of sale, or contents of each lot, as near as can be stated, for any such offence he shall pay a fine of fifty pounds.
- Catalogue and conditions of sale to be sent to the Governor.**
6. That if any licensed auctioneer shall not, within seven days, or such further time as the Governor, at discretion, shall grant after any such sale by auction, render to the Governor or other person as aforesaid, a full and true account, in writing, of the price at which every article or lot shall have been sold by such auctioneer at such sale, together with a statement of the time and place of such sale, and shall not duly pay all sums of money which may be payable by him in respect of such auction duty as hereinbefore mentioned, he shall, for any such offence, pay a fine of one hundred pounds; and upon a second conviction of any such offence be for ever after disqualified to hold any license under the provisions of this Ordinance.
- Account of sales.**
7. That if any licensed auctioneer shall hold any auction on board of any vessel, without permission of the Governor in writing, unless the vessel shall be attached to a wharf, or on shore, and into and from which the public shall have free access by a jetty, or a gangway from on shore, he shall pay a fine of one hundred pounds.
- Auctioneer selling on board of a vessel.**
8. That any auction duty as aforesaid shall and may be sued for and recovered in the name of any person appointed by the Governor, by warrant in the Form B, by action, of debt, plaint, or information in any Court in this Colony having jurisdiction to the amount sought to be recovered, or by information before two or more justices.
- Duties how recovered.**
9. That none of the aforesaid fines shall be sued for, except on the information of some person appointed by the Governor by warrant under his signature, in the Form C.
- Fines how recovered.**
10. That nothing herein contained shall extend to any sale by order of the Governor, or of any officer of Customs, or to any sale of any vessel, or the apparel or
- Excepted cases.**

stores or cargo of any vessel which may be taken and condemned as a prize, and sold for the benefit of the captors, or to any sale by the judicial order of any justice or court, or to any sale under a distress for rent, or to any sale of fresh fruit, or fish, or poultry, by the owner, or to the person selling as auctioneer in any such excepted case without a license.

11. That no justice holding a license under this Ordinance shall act as a justice under any of the provisions of this Ordinance. No licensed person to act as a Justice.

12. Whereas the delay incident to a previous communication with Her Majesty, to know her royal pleasure hereupon, would be productive of inconvenience; be it therefore enacted, That this Ordinance shall take effect and come into operation on the 1st day of August, one thousand eight hundred and fifty-three. Ordinance to commence on 1st August, 1853.

SCHEDULES.

A.—(SECTION 1.)

Person or company of (*residence*) is (*or*) are hereby licensed to carry on the business of an Auctioneer on his own account (*or by his or their agent on his or their account*), from the day of next, for the term of one year, the said having this day paid the sum of Twenty pounds. Form of license.

Dated

(Signed)

Governor.

B.—(Section 8.)

I, , do hereby appoint you, , to sue for certain duties which it has been represented to me are due to the Crown by of , under the provisions of the Auctioneer's Ordinance. Form of appointment to recover duties.

(Signed)

Governor.

C.—(SECTION 9.)

I, , do hereby appoint you, , to prefer an information against , for the recovery of a certain fine which it has been represented to me that he is liable to under the provisions of the Auctioneer's Ordinance. Form of appointment to recover penalties.

(Signed)

(Signed)

GEORGE RENNIE, *Governor.*

Passed the Legislative Council on the 23rd of July, 1853.

(Signed) J. R. LONGDEN, *Colonial Secretary.*

Dog License Ordinance.

In the Year 1853.—No. 6.

Clause

1. Penalty for keeping a dog without having a license.
2. Licenses to be granted by the Stipendiary Magistrate.
3. Justice may order an unlicensed dog to be killed.
4. Ordinance to commence on 1st September, 1853.

By His Excellency GEORGE RENNIE, Esquire, Governor and Commander-in-Chief of the Falkland Islands and the Dependencies thereof, with the advice and consent of the Legislative Council thereof.

WHEREAS the numbers of dogs in Stanley are a public nuisance, and it is expedient to restrain their increase, be it enacted:

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