

order has been made to appeal to the Magistrate's Court, and the Magistrate's Court shall hear and determine the matter in a summary way upon the evidence adduced before the justice who made the order (unless the Court think fit to examine further into the matter), and shall make such order, with or without costs to either party, as to them shall seem fit.

7. That for the purposes of this Ordinance by "owner of the land" shall be meant the occupier thereof, or if there be no occupier, then by "owner of the land" shall be meant the person who shall be recorded in the registry office as owner of the land. Definition of owner.

8. That the owner of any vessel or boat, not being a registered vessel, sailing out of the Port of Stanley shall, either before or within forty-eight hours after the sailing of such vessel or boat, deliver to the harbour master a list showing the name and description of the vessel or boat, the names of the person in charge, of the crew, and the destination and business on which the vessel is engaged, and shall subscribe thereto his name. Owners of coasting vessels to deliver lists to harbour master.

9. That the owner of any such vessel or boat sailing out of the Port of Stanley who shall not by himself or his agent deliver such account as aforesaid, or shall wilfully or knowingly deliver any account not true in any of the particulars hereinbefore required, shall pay a fine not exceeding twenty pounds. Penalty for neglect.

10. That the harbour master shall deliver all such lists to the Colonial Secretary until there be an officer of customs resident at Stanley. Lists to be delivered to Colonial Secretary.

11. Whereas the delay incident to a previous communication with Her Majesty, to know her royal pleasure hereupon would be productive of serious inconvenience; be it enacted, That this Ordinance shall take effect and come into operation on and after the first day of January, one thousand eight hundred and fifty-eight. Ordinance to commence on 1st January, 1858.

(L.S.) (Signed) THOS. E. L. MOORE, *Governor.*

Passed the Legislative Council this 7th December, 1857.

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

11.

An Ordinance to provide for the application of the Merchant Shipping Act of 1854 within the Colony.

In the Year 1857.—No. 3.

By His Excellency THOMAS EDWARD LAWS MOORE, Esquire, Captain in the Royal Navy, Governor and Commander-in-Chief of the Falkland Islands and the Dependencies thereof, with the advice and consent of the Legislative Council thereof:—

WHEREAS it is expedient to make provision for the application of the Merchant Shipping Act of 1854, within the colony, and to enable certain courts and officers to perform the duties committed by the said Act to officers of customs, shipping masters and others: BE IT ENACTED, Preamble.

1. That the Police Court holden before the chairman and one or more justices, shall have power to make inquiry into charges of incompetency or misconduct of the part of any master or mate of a ship; and as to shipwrecks, or other casualties affecting ships; and to make a report to the Governor for the information of the Board of Trade, as prescribed in the two hundred and forty-second section of the said Act. Police Court to have power to inquire.

2. That all the powers, authorities and duties, committed by the said Act to any officer of customs, or any shipping master, shall (until there be an officer of customs in the colony) be vested in, and exercised by, the Colonial Secretary; and all provisions, offences and penalties relating to the performance or neglect of any Act required by the Merchant Shipping Act to be done before any such officer of customs, or shipping master, shall extend and be applied to any such Act performed, or neglected to be performed, before the Colonial Secretary. Colonial Secretary to perform duties of officers of customs, &c.

3. That the provisions of the said Merchant Shipping Act, prescribing the punishment for any offence committed by any seaman or apprentice belonging to a British vessel, shall extend and be applied to any seaman or apprentice on board any Provision for foreign seamen.

foreign vessel, prosecuted by the master for any such offence committed within the Falkland Islands, except that it shall not be necessary to prove an entry in any log of any offence upon any such prosecution.

Proof of desertion.

4. That on the prosecution of any seaman or apprentice for desertion, after the departure of the vessel from which he shall have deserted, it shall be sufficient to prove that the fact of the desertion was endorsed on the agreement.

Punishments.

5. That any offence punishable under this Ordinance, or the Merchant Shipping Act of 1854, by fine or imprisonment, or both, shall, in this colony, be punished in the same way that other offences committed in the colony are punishable by law.

Repeal of inconsistent Ordinances.

6. That the "Ordinance to appoint a shipping master to perform the duties committed to officers of customs by the Merchant Seaman's Act of 1844, and the Mercantile Marine Act of 1850,—Number Four, 1853," and so much of the "Summary Jurisdiction Ordinance,—Number Eleven, 1853," as is contained in Clause 23, and relates to offences committed by seamen, be, and the same are hereby, repealed.

Commencement of Ordinance.

7. Whereas the delay incident to a previous communication with Her Majesty to know Her Royal pleasure hereupon would be productive of serious inconvenience; Be it therefore enacted, that this Ordinance shall take effect and come into operation from the day of the passing hereof.

(Signed) THOS. E. L. MOORE, *Governor*.

(L.S.)

Passed the Legislative Council this Tenth Day of December, One Thousand Eight Hundred and Fifty-seven.

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

12.

Marriage Ordinance.

In the Year 1858.—No. 1.

Clause.

1. Repeal of Marriage Ordinance of 1857.
 2. Registrar of Land, &c., to be Registrar of Marriages.
 3. Notice of marriage to be given to Registrar.
 4. Notice to be entered in book.
 5. Notice to be published in Registry Office.
 6. Certificate may be issued after twenty-one days, unless forbidden.
 7. Mode of forbidding Certificate.
 8. Who may forbid Certificate to be issued.
 9. Appeal when Certificate is refused.
 10. Caveat against Certificate.
 11. Notice and Certificate for marriage void after three months.
 12. Marriage may be contracted in Registry Office.
 13. Marriage to be registered.
 14. Evidence of consent not necessary.
 15. Registrar may ask particulars.
 16. Registrar unduly issuing Certificate to be guilty of felony.
 17. Marriages void if unduly contracted with the knowledge of the parties.
 18. Governor may grant licences.
 19. Marriages may be solemnized according to the rites of the Church of England, by Governor's Licence or Registrar's Certificate.
 20. Vexatious Caveats.
 21. False Declaration.
 22. In case of fraudulent marriages, the guilty party to forfeit all property accruing from the marriage, as in 4th Geo. IV. c. 76.
 23. Marriages after banns excepted.
 24. Fees.
 25. This Ordinance to be taken as part of Registration Ordinance.
 26. Punishment for felony or misdemeanor.
 27. Ordinance to commence on the 1st of January, 1858.
- Schedules.

By his Excellency THOMAS EDWARD LAWS MOORE, 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 the Marriage Ordinance, Number One, of the Year One thousand eight hundred and fifty-seven be, and the same is, hereby repealed.

Repeal of Marriage Ordinance of 1857.