

An Ordinance to provide for the appropriation of the Casual Revenues of the Crown arising from Escheated Estates.

In the year 1869.—No. 1.

Clause.

1. Casual Revenue of the Crown, except Droits of the Crown and Admiralty, to be disposed of by the Governor.
2. Governor to make good to claimants all sums so appropriated, and the General Revenue of the Colony to be applicable for that purpose.
3. Person preferring claim to present his petition to the Magistrate's Court. Court to make such order as may be required, and certify the same to the Governor.
4. Commencement of Ordinance.

By His Excellency WILLIAM CLEAVER FRANCIS ROBINSON, Esquire, Governor and Commander-in-Chief of the Falkland Islands and their Dependencies, with the advice and consent of the Legislative Council thereof.

WHEREAS by an Act passed by the Imperial Parliament in the fifteenth and sixteenth years of Her Majesty Queen Victoria, provision is made for the appropriation by or with the assent of the Crown of any casual revenues arising within the Colonies or foreign possessions (other than droits of the Crown and droits of the Admiralty) for or towards any public purposes within the Colonies or possessions in which the same respectively may have arisen; and it is expedient to provide for the appropriation of such casual revenue, including the revenue to arise from the sale of the estates and effects of persons who have died intestate and without heirs and next of kin.

Be it enacted :

1. That all casual revenue of the Crown (other than droits of the Crown and droits of the Admiralty) which shall hereafter be paid by order of the Crown into the Colonial chest, shall be disposed of from time to time to such public purposes as the Governor shall think proper and direct.

Casual revenue of the Crown, except droits of Crown and Admiralty, to be disposed of by the Governor.

2. That the Governor shall from time to time as occasion shall require, repay or make good to any person preferring and duly proving, as is next hereinafter provided, his claim to the same, whether such claim shall be founded on legal, equitable, or moral grounds; after such appropriation and disposal as aforesaid, all such sums of money so appropriated and all moneys in the Colonial chest forming part of or arising from the general revenue of the Colony shall be applicable for so repaying or making good the same.

Governor to make good to claimants all sums so appropriated, and the general revenues of the Colony to be applicable for that purpose.

3. That any person preferring a claim either legal, equitable, or moral, to any of the moneys to be hereinafter appropriated pursuant to the provisions of this Ordinance, shall present his petition to the Magistrate's Court of these islands against some person to be appointed by the Governor respondent thereto, and if he shall verify his said claim by evidence to the satisfaction of the Court, it shall be the duty of the said Court to make such order in the premises as justice shall require: and upon the application of such petitioner, or any other claimant, or person or respondent appointed by the Governor to vary such order from time to time as may be deemed expedient, and to certify the same to the Governor, to the intent that the claimant may have relief in the premises.

Person preferring claim to present his petition to Magistrate's Court.

This Court to make such order as may be required, and certify the same to the Governor.

4. That this Ordinance shall come into operation from the day of the passing thereof.

Commencement of Ordinance.

(L.S.) (Signed) WILLIAM ROBINSON, *Governor.*

Passed the Legislative Council this twenty-seventh day of February, one thousand eight hundred and sixty-nine.

(Signed) H. BYNG, *Clerk to the Council.*