

No. VIII.

AID TO MELBOURNE
POLICE AND TOWN
FUND.

An Act to appropriate for a limited time from the General Revenue of New South Wales certain Sums in aid of the Melbourne Police and the Town Fund to be raised by the Corporation of Melbourne. [12th August, 1842.]

Preamble.

6 Victoria No. 7.

WHEREAS by an Act of the Governor and Council of New South Wales passed in the sixth year of the reign of Her present Majesty Queen Victoria intituled "*An Act to incorporate the Inhabitants of the Town of Melbourne*" it is amongst other things enacted that the inhabitants so incorporated shall by means of a Council to be elected under the provisions of the said recited Act be empowered to levy certain rates for the establishment of a Police Force to be maintained within the Town of Melbourne and whereas the levying of a rate sufficient for the entire maintenance of the said Police Force might in the first instance be onerous on the inhabitants of the said town and it is therefore expedient that an aid towards the maintenance

Aid to Melbourne Police and Town Fund.

maintenance of the same should for a limited time be afforded out of the General Revenue of New South Wales Be it therefore enacted by His Excellency the Governor of New South Wales with the advice of the Legislative Council thereof That during the continuance of this Act all fees taken at any Police Office established or to be established in the said town under an Act of the said Governor and Council passed in the fourth year of the reign of His late Majesty King William the Fourth intituled "*An Act for appointing the Fees to be taken in the several Courts of Police and Petty Sessions and by the Clerks of Justices acting singly in the Colony of New South Wales*" shall be issued and applied towards the maintenance of the said Police Force Provided however that no fees taken at any Water Police Office established under the authority of the Act of the said Governor and Council passed in the fourth year of the reign of Her said present Majesty intituled "*An Act for the further and better regulation and government of Seamen within the Colony of New South Wales and its Dependencies and for establishing a Water Police*" shall be so applied or otherwise than as in the said last recited Act is directed.

Fees taken at Police Offices to be applied to the maintenance of the Melbourne Police.

⁴ William IV. No. 5.

Except at any Water Police Office.

⁴ Victoria No. 17.

2. And be it enacted That out of the General Revenue of the said Colony there shall be issued and applied towards the maintenance of the said Police Force during the continuance of this Act exclusive of the fees hereinbefore directed to be applied in aid of the same any sum or sums of money not exceeding one thousand five hundred pounds in any one year on condition that an equal amount shall have been levied by rates on the inhabitants of the said town for the establishment of a Police Force under the provisions of the said first recited Act Provided always that any sum not exceeding half the amount authorized to be applied in aid of the said Police Force in any one year may be advanced from the said General Revenue notwithstanding that an equal amount shall not have been previously levied by rates on the said inhabitants if the said Governor acting with the advice of the Executive Council shall deem such an advance to be necessary.

Appropriation from General Revenue in aid of police.

3. And whereas it is expedient to retain in the hands of the Executive Government the management of the said Police Force Be it therefore enacted That nothing in the said recited Acts or any of them or in this Act contained shall be deemed or construed to alter affect or repeal the provisions of the Act of the said Governor and Council passed in the second year of the reign of Her present Majesty Queen Victoria intituled "*An Act for regulating the Police in the Towns of Parramatta Windsor Maitland Bathurst and other Towns respectively and for removing and preventing Nuisances and Obstructions and for the better alignment of Streets therein*" so far as relates to the appointment dismissal and general regulation of the police as directed and provided in the said last recited Act.

Management of the Police Force to be retained in the hands of the Executive Government.

² Vict. No. 2.

4. And whereas by the said first recited Act passed in the present year of Her Majesty's reign it is amongst other things enacted that the Council of the said town shall have power from time to time to order a town rate to be made within the said town in order to raise a fund to be called the "Town Fund" for the purpose of paying the expenses to be incurred in carrying into effect other provisions of the said recited Act and whereas it is expedient that a sum in aid of the said "Town Fund" should under certain conditions be applied for a limited time from the General Revenue of the said Colony Be it therefore enacted That during the continuance of this Act there shall and may be issued and applied out of the General Revenue of the said Colony any sum or sums of money not exceeding two thousand pounds in any one year in aid of the said "Town Fund" Provided that an equal sum shall previously have been raised by assessment on the inhabitants of the said town during the same year and

Appropriation in aid of the "Town Fund."

City of Sydney.

and paid over by the Treasurer of the said town to the credit of the said "Town Fund."

Treasurer to pay the above at such times as the Governor by warrant shall order.

5. And be it enacted That the Treasurer of the said Colony shall issue and pay the said several sums to such persons for the purposes hereinbefore mentioned upon such days and in such proportions as the Governor for the time being by any warrant or order in writing to be signed by him shall from time to time order and direct and that the payments so to be made shall be charged upon and payable out of the General Revenue of the said Colony.

And to receive credit in his accounts for payments made in pursuance thereof.

6. And be it enacted That the said Treasurer shall in his accounts from time to time be allowed credit for any sum or sums of money paid by him in pursuance of such warrant or order in writing as aforesaid and that the receipt or receipts of the respective persons to whom the same shall be so paid shall be a full and valid discharge to the said Treasurer in passing his said accounts for any such sum or sums as shall be therein mentioned and that he shall and do receive credit for the same accordingly.

Commencement and duration of Act.

7. And be it enacted That this Act shall commence and take effect from and after the first day of January next and thenceforward shall continue in force for five years unless before the expiration of that period any new Legislative authority shall be duly established in the said Colony based wholly or in part upon popular representation in which case this Act shall cease and determine at the expiration of twelve months after the day on which the said Legislature based wholly or in part on popular representation shall have first met for the dispatch of business.