

No. XXX.

POLICE RECRUITING. An Act to make provision for the engagement in Great Britain and Ireland of persons to serve in the Police Force of New South Wales. [24th October, 1853.]

Preamble. **W**HEREAS it is deemed advisable to procure for the Police Force of New South Wales persons who have served in the Police Forces of England and Ireland and other eligible persons in the United Kingdom And whereas it is to that end necessary to make provision for the engagement of such persons by an Agent or Agents duly authorized by the Colonial Government in that behalf for the period and upon the terms hereinafter mentioned and for securing the due fulfilment of the terms of every such engagement Be it therefore enacted by His Excellency the Governor of New South Wales by and with the advice and consent of the Legislative Council thereof as follows:—

Police Recruiting.

1. It shall be lawful for the Governor of this Colony and also for Her Majesty's Principal Secretary of State of the Colonies by warrant under his hand to authorize any person or persons to be the Agent or several Agents of the Government of New South Wales for the purpose of engaging persons who have served in the Police Force of England or Ireland and other eligible persons in the United Kingdom to serve as members of the Police Force of the said Colony for such periods as may be agreed upon. Provided that no such engagement shall be for a less period than three years from the time of disembarkation at Sydney and it shall be lawful for the said Governor or Secretary of State to give to such Agent or Agents all necessary powers and authorities for carrying out the provisions of this Act.

Provision for engagement by Agent in the United Kingdom of men to serve in the Colonial Police.

2. Upon any such person agreeing with any such Agent for such service the person so engaging and the said Agent shall respectively sign an agreement in writing in the form or to the effect set forth in the Schedule hereunto annexed and upon the arrival of every such person in the Colony he shall be forthwith appointed by the Inspector General of Police to be a Constable of the rank in the service for which he shall have been engaged and shall be subject to the provisions of the Act of Council passed in the sixteenth year of Her present Majesty's reign intituled "*An Act for the Regulation of the Police Force*" and to the rules orders and regulations made thereunder by the said Inspector General with the approbation of the Governor of the Colony.

Agreement to be signed.

On arrival men to be drafted into Police and to be subject to Police Act and Regulations.

3. Any such Agent shall subject to such instructions and regulations as may be given or made in that behalf by the said Governor or the said Secretary of State be empowered to bind the Government of the Colony for the payment of wages or salaries to the persons so engaging as aforesaid at the rates following that is to say—for any Inspector a sum not exceeding eight shillings a day for every Serjeant a sum not exceeding six shillings a day for every Ordinary Constable a sum not exceeding five shillings a day for any Detective Officer in addition to the foregoing rates such sum not exceeding one shilling a day as shall be specially agreed upon.

Agent to bind the Government for payment of wages within certain limits.

4. Every person so engaged shall so long as he shall remain in the said service receive from the said Government the amount of pay mentioned in the said agreement or such other pay according to the scale aforesaid as shall belong to the rank to which he shall from time to time have risen or fallen by reason of his conduct in the service. Provided that such service shall not be deemed to have commenced in respect of the right to receive pay until the person so engaged shall have arrived in the said Colony. And provided also that in case the current rates of pay to the different grades of the Police Force of the Colony shall at any time exceed the rates so agreed upon every such person engaged under the provisions hereof shall be entitled to receive such higher rate of pay as shall for the time being be paid to other members of the Force holding the same rank.

Wages at stipulated rates or at higher current rate to be paid according to rank from time to time.

Pay to commence on arrival.

5. A free passage to the Colony shall be provided by the Government thereof for all persons engaged under the provisions hereof together with their wives and families if any.

Free passages to the Colony provided.

6. The provisions of the eleventh section of the recited Act *for the Regulation of the Police Force* so far as they authorize any Constable holding office under that Act to resign his office or to withdraw himself from the duties thereof upon giving three months' notice of his intention so to resign or withdraw shall not be applicable to persons entering into engagements in pursuance of this Act.

Provisions of 16 Vic. No. 33 sect. 11 as to resignation on three months' notice not to apply.

7. If any person engaged under the provisions hereof and who shall have been conveyed to the Colony at the public expense shall refuse to enter upon and perform the duties of the said service or shall desert

Penalty for desertion &c.

Metropolitan Police.

desert from the said Police Force or shall refuse or wilfully neglect to obey such lawful commands as shall be given to him for the performance of his duty or shall be guilty of insubordination or otherwise misconduct himself for the purpose of evading the faithful performance of his contract of service or of procuring himself to be discharged from the said Force before the expiration of the term of his engagement he shall be deemed guilty of a misdemeanor and shall be liable for such offence to be imprisoned with or without hard labor for any period not exceeding six months and shall be also liable (if the Inspector General shall think fit) to be dismissed from the said service and shall forfeit all pay which may be due to him and in case of such imprisonment or in case of desertion or unauthorized absence from duty the time during which such person shall be absent from his duties shall not be reckoned as a part of the term of the service for which he shall have been engaged.

SCHEDULE.

ARTICLES of Agreement entered into the day of A.D. 185 between
 A. B. Agent for the Government of New South Wales of the one part and C. D. of
 of the other part The said C. D. agrees with the said A. B. as such Agent as aforesaid to
 serve in the Police Force of New South Wales as an Ordinary (or Detective) Constable (or
 Inspector or Serjeant) for the period of years from the date of his arrival in the
 said Colony to which he agrees to proceed when and as ordered by the said Agent and in all
 respects to submit himself and be subject to the laws rules and regulations by which the
 said Force is governed and faithfully to observe and perform all the duties lawfully required
 of him as a member of the said Force And the said A. B. on behalf of the said Government
 agrees that the said C. D. (his wife and children) shall be provided with a free passage to
 Sydney in the said Colony and that he shall receive from the said Government in recompense
 for his services as such member of the said Force pay at the rates mentioned at the foot
 hereof according to his rank from time to time in the Force.

Inspector	...	...	...	per diem.
Serjeant	...	...	...	per diem.
Ordinary Constable	...	...	...	per diem.
