



SUPPLEMENT
TO THE
BOMBAY GOVERNMENT GAZETTE,
CONTAINING
Acts and Bills of the Legislative Council of India.

Published by Authority.

THURSDAY, 2ND FEBRUARY 1860.

Separate Paging is given to these Supplements, in continuation from one to the other, that the Acts and Bills may be collected into a separate Compilation.

Legislative Council of India.

7th January 1860.

The following Act, passed by the Legislative Council of India, received the assent of the Right Honorable the Governor General on the 26th December 1859 (communicated to the Legislative Council on the 7th January 1860), and is hereby promulgated for general information:—

ACT No. XXVIII. of 1859.

An Act to revive and continue in force for a further period Act XXXIII. of 1857 (to make further provision relating to Foreigners).

Whereas by Act XXXIII. of 1857 ("An Act to make further provision relating to Foreigners," which

Preamble.
received the assent of the Governor General on the 5th December 1857), it was enacted that the said Act should continue in force for two years; and whereas it is expedient to revive and continue the said Act for a further period; It is enacted as follows:—

I. The said Act XXXIII. of 1857 shall continue in force for the period of two years from the 5th day of December 1859, and shall be deemed and taken to have had effect as if this

Act had actually passed and received the assent of the Governor General before the expiration of the said Act XXXIII. of 1857.

W. MORGAN, Clerk of the Council.

Legislative Council of India.

7th January 1860.

The following Act, passed by the Legislative Council of India, received the assent of the Right Honorable the Governor General on the 5th January 1860 (communicated to the Legislative Council on the 7th idem), and is hereby promulgated for general information:—

ACT No. I. of 1860.

An Act to empower the Governor General in Council to increase the rate of Duty on Salt imported into the North-Western Provinces of the Presidency of Bengal.

Whereas it is expedient to increase the rate of Duty on Salt imported into the North-Western Provinces of the Presidency of Bengal; It is enacted as follows:—

Preamble.

I. So much of Section II. of Act XIV. of 1843 (for regulating the levy of Customs' Duties, and the manufacture of Salt in the North-Western Provinces of the Presidency of Bengal) as prescribes the levy of a Duty of Two Rupees per maund on the Import of Salt into the said Provinces, and of a further Duty of One Rupee per maund on the transmission thereof to the Eastward of Allahabad, is hereby repealed.

II. It shall be lawful for the Governor General in Council to order the levy, on and after the 24th day of December 1859, of a Customs' Duty, not exceeding Three Rupees per maund, on Salt imported into the North-Western Provinces of the Presidency of Bengal. A further Duty, not exceeding One Rupee per maund, to be fixed by order of the Governor General in Council, shall, on and after the said 24th day of December 1859, be leviable on the transmission of Salt to the Eastward of Allahabad.

III. Every Collector of Customs and other Officer is hereby indemnified for anything done on and after the said 24th day of December 1859 in collecting or enforcing the Duty imposed under the provisions of this Act or by virtue of any order of Government heretofore made authorizing the levy of any such Duty, or in otherwise carrying this Act into effect: and no action or other proceeding shall be maintained against any such Collector or other Officer in respect of anything so done.

W. MORGAN,
Clerk of the Council.

Legislative Council of India.

31st December 1859.

The following Bill was read a second time in the Legislative Council of India on the 31st December 1859, and was referred to a Select Committee, who are to report thereon after the 7th of March next:—

A Bill to Repeal certain Laws relating to the Jurisdiction of the Zillah Court of Furruckabad.

Whereas it is expedient to repeal certain Laws relating to the jurisdiction of the Zillah Court of Furruckabad; It is enacted as follows:—

Preamble.

I. Section VIII. of Regulation II. 1803 of the Bengal Code (enacting a rule for the guidance of the Zillah Court of Furruckabad, with reference to complaints preferred against any of the dependants of the Nawab of Furruckabad) and Act XII. of 1836 (relating to the execution by the said Court of certain decrees passed by the Nawab under the provisions of the said Regulation) are hereby repealed.

W. MORGAN,
Clerk of the Council.

Legislative Council of India.

31st December 1859.

The following Bill was read a second time in the Legislative Council of India on the 31st December 1859, and was referred to a Select Committee, who are to report thereon after the 7th of March next:—

A Bill to provide for the Execution of Process within the Precincts of the Residence of His Majesty the King of Oude.

Whereas it is expedient to make provision for the execution of process within the precincts of the residence of His Majesty the King of Oude; It is enacted as follows:—

I. When any process, issued by any Civil Court, Collector, or other Revenue Officer in Her Majesty's East-Indian Territories, is required to be served or executed within the precincts of the premises occupied by the King of Oude, such process shall be transmitted to the Officer appointed to be Agent with His Majesty

on the part of the British Government, and such Officer shall cause such process to be served or executed according to the exigency thereof, and shall return the same with a certificate of what shall have been done thereon.

II. When any process, issued by any Criminal Court, Justice of the Peace, Execution of Criminal Magistrate, or Officer exercising the powers or any of

the powers of a Magistrate in Her Majesty's East-Indian Territories, is required to be served or executed within the precincts of the premises occupied by the King of Oude, such process may, at the discretion of the Court or Officer issuing the same, be transmitted to the Officer who shall have been appointed Agent with His Majesty on the part of the British Government; and, in such case, such Officer shall cause such process to be served or executed according to the exigency thereof, and shall return the same with a certificate of what shall have been done thereon.

III. Every certificate returned by the Agent with His Majesty under this Act, shall in all cases be admitted as *prima facie* proof of the truth of the matter stated therein.

IV. It shall be lawful for the Governor General in Council to define, for the purposes of this Act, by notification in the *Calcutta Gazette*, the limits of the precincts of the premises occupied by the King of Oude, and from time to time in like manner to alter such limits.

W. MORGAN,
Clerk of the Council.



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ACT No. XXVIII. OF 1859.

An Act to revise and continue in force for a further period Act XXXIII. of 1857 (to make further provision relating to Foreigners).

Whereas by Act XXXIII. of 1857 ("An Act to make further provision relating to Foreigners," which

Preamble. received the assent of the Governor General on the 5th December 1857), it was enacted that the said Act should continue in force for two years; and whereas it is expedient to revive and continue the said Act for a further period; It is enacted as follows:—

I. The said Act XXXIII. of 1857 shall continue in force for the period of two years from the 5th day of December 1859, and shall be deemed and taken to have had effect as if this

Act had actually passed and received the assent of the Governor General before the expiration of the said Act XXXIII. of 1857.

W. MORGAN, Clerk of the Council.

Legislative Council of India.

7th January 1860.

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ACT No. I. OF 1860.

An Act to empower the Governor General in Council to increase the rate of Duty on Salt imported into the North-Western Provinces of the Presidency of Bengal.

Whereas it is expedient to increase the rate of Duty on Salt imported into the North-Western Provinces of the Presidency of Bengal; It is enacted as follows:—

Preamble.

I. So much of Section II. of Act XIV. of 1843 (for regulating the levy of Customs' Duties, and the manufacture of Salt in the North-Western Provinces of the Presidency of Bengal) as prescribes the levy of a Duty of Two Rupees per maund on the Import of Salt into the said Provinces, and of a further Duty of One Rupee per maund on the transmission thereof to the Eastward of Allahabad, is hereby repealed.

II. It shall be lawful for the Governor General in Council to order the levy, on and after the 24th day of December 1859, of a Customs' Duty, not exceeding Three Rupees per maund, on Salt imported into the North-Western Provinces of the Presidency of Bengal. A further Duty, not exceeding One Rupee per maund, to be fixed by order of the Governor General in Council, shall, on and after the said 24th day of December 1859, be leviable on the transmission of Salt to the Eastward of Allahabad.

III. Every Collector of Customs and other Officer is hereby indemnified for anything done on and after the said 24th day of December 1859 in collecting or enforcing the Duty imposed under the provisions of this Act or by virtue of any order of Government heretofore made authorizing the levy of any such Duty, or in otherwise carrying this Act into effect; and no action or other proceeding shall be maintained against any such Collector or other Officer in respect of anything so done.

W. MORGAN,
Clerk of the Council.

Legislative Council of India.

21st January 1860.

The following Bill was read a second time in the Legislative Council of India, on the 21st January 1860, and was referred to a Select Committee, who are to report thereon after the 25th of April next:—

A Bill for the Levy of Port Dues in the Port of Bassin.

Whereas it is necessary to fix the amount of the Port-dues to be hereafter levied and taken in the Port

Preamble.

of Bassein, in accordance with the provisions of Act XXII. of 1855; It is enacted as follows:—

I. A Port-due at a rate not exceeding the rate of four annas per every ton of burden, shall be chargeable in respect of every sea-going vessel of ten tons and upwards entering the said Port.

II. When any vessel enters the said Port, being driven in by stress of weather, or in consequence of having sustained any damage, or for any other reason, but does not discharge or take in any cargo or passenger therein (with the exception of such unshipment and reshipment as may be necessary for the purpose of repair), the Port-due chargeable in respect of such Vessel shall be at a rate equal to one-half the rate chargeable in respect of other vessels.

III. Provided that, when any vessel having left the said Port is compelled to re-enter it by stress of weather, or in consequence of having sustained any damage, no Port-due shall be chargeable in respect of such vessel.

IV. No vessel shall be required to pay the Port-due chargeable under this Act oftener than once in sixty days.

V. This Act shall commence and have effect from and after the ; and the local Government shall, on or before that date, pursuant to Section XLII. Act XXII. of 1855, declare, by notification to be published in the *Calcutta Gazette*, the rates at which Port-dues shall be levied in the said Port, subject to the provisions of and within the limits prescribed by this Act; and from and after the said date no Port-due shall be levied at the said Port except under the authority of Act XXII. of 1855, and of this Act.

Rates of Port-dues to be published. VI. This Act shall be read with and taken as a part of Act XXII. of 1855.

Act to be read as part of Act XXII. of 1855.

W. MORGAN, Clerk of the Council.

Legislative Council of India.

21st January 1860.

The following Bill was read a second time in the Legislative Council of India, on the 14th January 1860, and was referred to a Select Committee, who are to report thereon after the 25th of April next:—

A Bill relating to the Solemnisation of Marriages in India by ordained Ministers of the Church of Scotland.

Whereas, by an Act of Parliament passed in the 58th year of the reign of King George the 3rd, entitled

Preamble.

“An Act to remove doubts as to the validity of certain Marriages had and solemnised within the British Territories in India,” it was declared and enacted (amongst other things) that, from and after the 31st day of December then next ensuing, all marriages between persons, both or one of such persons being members or member of, or holding communion with the Church of Scotland, and making a declaration to the effect thereinafter mentioned, which marriages should be had and solemnised within the British Territories in India by ordained Ministers of the Church of Scotland as by law established, and appointed by the United Company of Merchants of England trading to the East Indies to officiate as Chaplains within the said territories, and should be adjudged, esteemed, and taken to be of the same, and no other force and effect, as if such marriages were had and solemnised by Clergymen of the Church of England, according to the rites and ceremonies of the Church of England: And whereas it is expedient that so much of the said Act of Parliament as requires ordained Ministers of the Church of Scotland celebrating such marriages to be also persons appointed to officiate as Chaplains within the said Territories, should cease to have effect; It is enacted as follows:—

I. So much of the said Act of Parliament as requires that the ordained Ministers of the Church of Scotland, as by law established, therein referred to, should be persons appointed to officiate as Chaplains within the said Territories, is hereby repealed.

W. MORGAN,
Clerk of the Council.