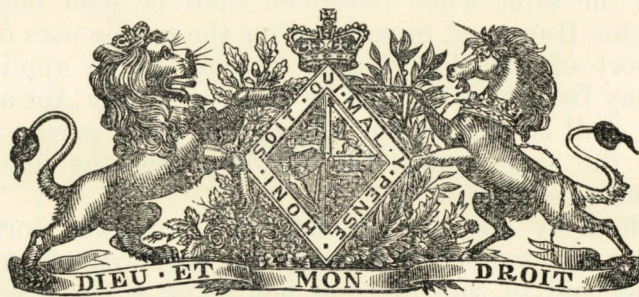


New South Wales.



ANNO PRIMO

EDWARDI VII REGIS.

Act No. 16, 1901.

An Act to consolidate the Acts relating to the recovery appropriation and remission of fines and penalties.
[Assented to, 4th October, 1901.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows :—

Repeal and Interpretation.

1. This Act may be cited as the "Fines and Penalties Act, Short title. 1901."
2. The Acts mentioned in the Schedule to this Act are to the Repeal. extent therein expressed hereby repealed.
3. In this Act unless the context or subject-matter otherwise Interpretation. indicates or requires—
"Justice" means justice of the peace.

Recovery.

*Fines and Penalties.**Recovery.*

Who may in general
sue for fines.

16 Vic. No. 1, s. 16.

4. Any fine penalty or forfeiture imposed or authorised to be imposed by any Act may be sued and proceeded for by any person whomsoever unless by the Act imposing the same such right to sue or proceed is expressly given to any officer or person by name or designation.

Appropriation.

Appropriation of
fines when Act
silent.

Ibid. s. 15.

5. Whenever any fine penalty or forfeiture is imposed or authorised to be imposed by any Act such Act shall be taken to provide that the same when recovered shall be paid one moiety to His Majesty his Heirs and Successors for the public uses of this State and in support of the Government thereof to be applied in such manner as may from time to time be directed by any Act and that the other moiety shall be paid to the informer or other person prosecuting or suing for the same unless the Act imposing the fine penalty or forfeiture otherwise directs.

Power to lessen share
of informers.

19 Vic. No. 24 s. 7.

6. Where by any Act a moiety or other fixed portion of any fine or penalty imposed thereby under the authority of any Justice is directed to be paid to the informer not being a party aggrieved the convicting Justice may adjudge that no part or such part only of the fine or penalty as he thinks fit shall be paid to the informer.

Appropriation of
fines imposed under
Imperial Acts in
force in the State.

2 Vic. No. 23, s. 1.

11 Vic. No. 29, s. 1.

7. Whenever any law or statute which was at the time of the passing of the Act 9 George IV c. 83 in force within the realm of England and which is applicable to New South Wales in other respects than the appropriation of fines penalties and forfeitures thereby imposed or which is adopted in the said State directs the appropriation of any fine penalty forfeiture or sum of money or part thereof for the use or on behalf of the poor of any parish township or place or for the use of the general rates of any county riding or division or to any person or for any purposes inapplicable to the circumstances of the said State the said law or statute shall not on that ground only be deemed inapplicable to the said State and the Justice Judge or Court imposing the fine penalty or forfeiture may at his or their discretion direct payment to be made to the treasurer or other authorised officer of any benevolent or charitable institution established or to be established in any district in the State for the relief of such poor persons as through age accident or infirmity are unable to support themselves or if there is in any district no such institution towards the support of the Benevolent Asylum in Sydney.

Remission.

Governor may remit
penalties.

33 Vic. No. 13, s. 1.

8. (1) The Governor may remit in whole or in part any penalty fine or forfeiture imposed on a convicted offender under any Act now or hereafter in force and may extend the Royal Mercy to any person imprisoned

Fines and Penalties.

imprisoned for non-payment thereof although such penalty fine or forfeiture may be in whole or in part payable to some party other than the Crown.

(2) The powers given by this section shall extend to all penalties fines and forfeitures imposed under any of the Acts referred to in the seventh section of this Act and shall also extend to any penalty fine or forfeiture imposed or recovered for any offence under the Act of the twenty-first year of the reign of King George the Third chapter forty-nine whether the same is imposed or recovered on indictment information or summary conviction or by action or any other process.

Application of
section to certain
Acts.
11 Vic. No. 29, s. 2.
54 Vic. No. 8, s. 2.

SCHEDULE.

Reference to Act.	Title or short title.	Extent of repeal.
6 Geo. IV, No. 19	An Ordinance for the more effectual recovery of Fines and Penalties imposed by divers Acts of Council and for other purposes.	The whole Ordinance.
2 Vic. No. 23 ...	An Act for the more effectual appropriation of Fines and Penalties in certain cases in the Colony of New South Wales.	The whole Act.
11 Vic. No. 29 ...	An Act to amend an Act intituled "An Act for the more effectual appropriation of Fines and Penalties in certain cases in the Colony of New South Wales."	The whole Act.
16 Vic. No. 1 ...	An Act for shortening Acts of the Legislative Council.	Sections 15 and 16.
19 Vic. No. 24 ...	An Act to make further Police Regulations for the City Port and Hamlets of Sydney and other Towns and Places in the Colony of New South Wales.	Section 7.
33 Vic. No. 13 ...	An Act to amend the Law concerning the Remission of Penalties.	The whole Act.
54 Vic. No. 8 ...	The "Remission of Penalties Act 1890" ...	The whole Act.

By Authority: WILLIAM APPLEGATE GULLICK, Government Printer, Sydney, 1901.

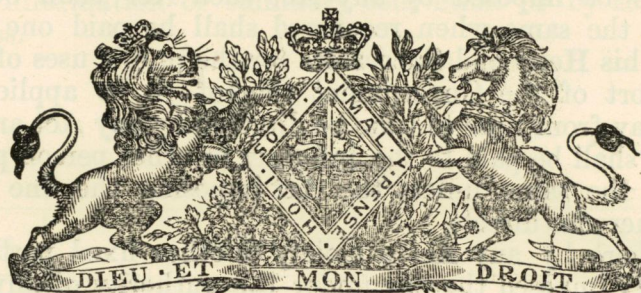
[3d.]

I Certify that this PUBLIC BILL, which originated in the LEGISLATIVE COUNCIL, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

*Legislative Council Chamber,
Sydney, 26th September, 1901.* }

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO PRIMO

EDWARDI VII REGIS.

Act No. 16, 1901.

An Act to consolidate the Acts relating to the recovery appropriation and remission of fines and penalties.
[Assented to, 4th October, 1901.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows:—

Repeal and Interpretation.

1. This Act may be cited as the "Fines and Penalties Act, Short title. 1901."
2. The Acts mentioned in the Schedule to this Act are to the Repeal. extent therein expressed hereby repealed.
3. In this Act unless the context or subject-matter otherwise Interpretation. indicates or requires—
"Justice" means justice of the peace.

Recovery.

*Fines and Penalties.**Recovery.*

Who may in general
sue for fines.

16 Vic. No. 1, s. 16.

4. Any fine penalty or forfeiture imposed or authorised to be imposed by any Act may be sued and proceeded for by any person whomsoever unless by the Act imposing the same such right to sue or proceed is expressly given to any officer or person by name or designation.

Appropriation.

Appropriation of
fines when Act
silent.

Ibid. s. 15.

5. Whenever any fine penalty or forfeiture is imposed or authorised to be imposed by any Act such Act shall be taken to provide that the same when recovered shall be paid one moiety to His Majesty his Heirs and Successors for the public uses of this State and in support of the Government thereof to be applied in such manner as may from time to time be directed by any Act and that the other moiety shall be paid to the informer or other person prosecuting or suing for the same unless the Act imposing the fine penalty or forfeiture otherwise directs.

Power to lessen share
of informers.

19 Vic. No. 24 s. 7.

6. Where by any Act a moiety or other fixed portion of any fine or penalty imposed thereby under the authority of any Justice is directed to be paid to the informer not being a party aggrieved the convicting Justice may adjudge that no part or such part only of the fine or penalty as he thinks fit shall be paid to the informer.

Appropriation of
fines imposed under
Imperial Acts in
force in the State.

2 Vic. No. 23, s. 1.

11 Vic. No. 29, s. 1.

7. Whenever any law or statute which was at the time of the passing of the Act 9 George IV c. 83 in force within the realm of England and which is applicable to New South Wales in other respects than the appropriation of fines penalties and forfeitures thereby imposed or which is adopted in the said State directs the appropriation of any fine penalty forfeiture or sum of money or part thereof for the use or on behalf of the poor of any parish township or place or for the use of the general rates of any county riding or division or to any person or for any purposes inapplicable to the circumstances of the said State the said law or statute shall not on that ground only be deemed inapplicable to the said State and the Justice Judge or Court imposing the fine penalty or forfeiture may at his or their discretion direct payment to be made to the treasurer or other authorised officer of any benevolent or charitable institution established or to be established in any district in the State for the relief of such poor persons as through age accident or infirmity are unable to support themselves or if there is in any district no such institution towards the support of the Benevolent Asylum in Sydney.

Remission.

Governor may remit
penalties.

33 Vic. No. 13, s. 1.

8. (1) The Governor may remit in whole or in part any penalty fine or forfeiture imposed on a convicted offender under any Act now or hereafter in force and may extend the Royal Mercy to any person imprisoned

Fines and Penalties.

imprisoned for non-payment thereof although such penalty fine or forfeiture may be in whole or in part payable to some party other than the Crown.

(2) The powers given by this section shall extend to all penalties fines and forfeitures imposed under any of the Acts referred to in the seventh section of this Act and shall also extend to any penalty fine or forfeiture imposed or recovered for any offence under the Act of the twenty-first year of the reign of King George the Third chapter forty-nine whether the same is imposed or recovered on indictment information or summary conviction or by action or any other process.

Application of
section to certain
Acts.
11 Vic. No. 29, s. 2.
54 Vic. No. 8, s. 2.

SCHEDULE.

Reference to Act.	Title or short title.	Extent of repeal.
6 Geo. IV, No. 19	An Ordinance for the more effectual recovery of Fines and Penalties imposed by divers Acts of Council and for other purposes.	The whole Ordinance.
2 Vic. No. 23 ...	An Act for the more effectual appropriation of Fines and Penalties in certain cases in the Colony of New South Wales.	The whole Act.
11 Vic. No. 29 ...	An Act to amend an Act intituled "An Act for the more effectual appropriation of Fines and Penalties in certain cases in the Colony of New South Wales."	The whole Act.
16 Vic. No. 1 ...	An Act for shortening Acts of the Legislative Council.	Sections 15 and 16.
19 Vic. No. 24 ...	An Act to make further Police Regulations for the City Port and Hamlets of Sydney and other Towns and Places in the Colony of New South Wales.	Section 7.
33 Vic. No. 13 ...	An Act to amend the Law concerning the Remission of Penalties.	The whole Act.
54 Vic. No. 8 ...	The "Remission of Penalties Act 1890" ...	The whole Act.

In the name and on the behalf of His Majesty I assent to this Act.

State Government House,
Sydney, 4th October, 1901.

FREDK. M. DARLEY,
Lieutenant-Governor.

Fines and Penalties Bill

Memo. and Certificate to accompany the Fines and Penalties Bill.

I CERTIFY that this Bill solely consolidates, and in no way alters, adds to, or amends the law as contained in the enactments therein consolidated.

CHAS. G. HEYDON,
Commissioner for the Consolidation of the Statute Law.

MEMORANDUM FOR THE RECORD
SUBJECT: [Illegible]

[Illegible text]

[Illegible text]

Fines and Penalties Bill.

TABLE showing how the sections of Acts consolidated have been dealt with.

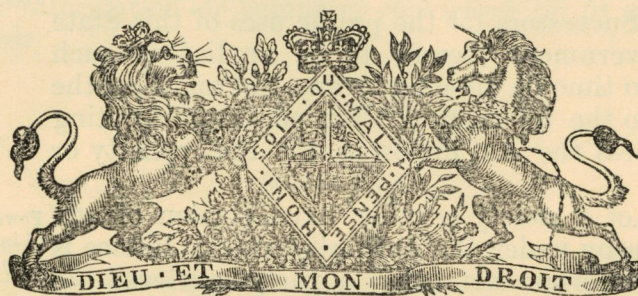
Section of Repealed Acts.	Section of Consolidation Act.	Remarks.
6 GEORGE IV No. 19.		
.....	This Ordinance has been superseded by the Acts 11 and 12 Victoria c. 43, ss. 17-23 and No. 71, 1900. The Ordinance is now formally repealed.
2 VICTORIA No. 23.		
Preamble ...	Omitted.	
1	7	
2	Omitted...	... Exhausted.
11 VICTORIA No. 29.		
Preamble ...	Omitted.	
1	7	
2	8 (2)	
16 VICTORIA No. 1.		
15	5	
16	4	
19 VICTORIA No. 24.		
7	6	
33 VICTORIA No. 13.		
Preamble ...	Omitted.	
1	8 (1)	
54 VICTORIA No. 8.		
Preamble ...	Omitted.	
1	8 (2)	
2	Omitted...	... Short title.

This PUBLIC BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

*Legislative Council Chamber,
Sydney, 11th September, 1901. }*

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO PRIMO

EDWARDI VII REGIS.

Act No. , 1901.

An Act to consolidate the Acts relating to the recovery
appropriation and remission of fines and penalties.

BE it enacted by the King's Most Excellent Majesty, by and with
the advice and consent of the Legislative Council and Legislative
Assembly of New South Wales in Parliament assembled and by the
authority of the same as follows:—

Repeal and Interpretation.

1. This Act may be cited as the "Fines and Penalties Act, Short title.
1901."
2. The Acts mentioned in the Schedule to this Act are to the Repeal.
extent therein expressed hereby repealed.
3. In this Act unless the context or subject-matter otherwise Interpretation.
indicates or requires—
"Justice" means justice of the peace.

*Fines and Penalties.**Recovery.*

4. Any fine penalty or forfeiture imposed or authorised to be imposed by any Act may be sued and proceeded for by any person whomsoever unless by the Act imposing the same such right to sue or proceed is expressly given to any officer or person by name or designation.

Who may in general sue for fines.

16 Vic. No. 1, s. 16.

Appropriation.

5. Whenever any fine penalty or forfeiture is imposed or authorised to be imposed by any Act such Act shall be taken to provide that the same when recovered shall be paid one moiety to His Majesty his Heirs and Successors for the public uses of this State and in support of the Government thereof to be applied in such manner as may from time to time be directed by any Act and that the other moiety shall be paid to the informer or other person prosecuting or suing for the same unless the Act imposing the fine penalty or forfeiture otherwise directs.

Or Appropriation of fines when Act silent.

Ibid. s. 15.

6. Where by any Act a moiety or other fixed portion of any fine or penalty imposed thereby under the authority of any Justice is directed to be paid to the informer not being a party aggrieved the convicting Justice may adjudge that no part or such part only of the fine or penalty as he thinks fit shall be paid to the informer.

Power to lessen share of informers.

19 Vic. No. 24 s. 7.

7. Whenever any law or statute which was at the time of the passing of the Act 9 George IV c. 83 in force within the realm of England and which is applicable to New South Wales in other respects than the appropriation of fines penalties and forfeitures thereby imposed or which is adopted in the said State directs the appropriation of any fine penalty forfeiture or sum of money or part thereof for the use or on behalf of the poor of any parish township or place or for the use of the general rates of any county riding or division or to any person or for any purposes inapplicable to the circumstances of the said State the said law or statute shall not on that ground only be deemed inapplicable to the said State and the Justice Judge or Court imposing the fine penalty or forfeiture may at his or their discretion direct payment to be made to the treasurer or other authorised officer of any benevolent or charitable institution established or to be established in any district in the State for the relief of such poor persons as through age accident or infirmity are unable to support themselves or if there is in any district no such institution towards the support of the Benevolent Asylum in Sydney.

Appropriation of fines imposed under Imperial Acts in force in the State.

2 Vic. No. 23, s. 1.

11 Vic. No. 29, s. 1.

Remission.

8. (1) The Governor may remit in whole or in part any penalty fine or forfeiture imposed on a convicted offender under any Act now or hereafter in force and may extend the Royal Mercy to any person imprisoned

Governor may remit penalties.

33 Vic. No. 13, s. 1.

Fines and Penalties.

imprisoned for non-payment thereof although such penalty fine or forfeiture may be in whole or in part payable to some party other than the Crown.

(2) The powers given by this section shall extend to all penalties fines and forfeitures imposed under any of the Acts referred to in the seventh section of this Act and shall also extend to any penalty fine or forfeiture imposed or recovered for any offence under the Act of the twenty-first year of the reign of King George the Third chapter forty-nine whether the same is imposed or recovered on indictment information or summary conviction or by action or any other process.

Application of
section to certain
Acts.
11 Vic. No. 29, s. 2.
54 Vic. No. 8, s. 2.

SCHEDULE.

Reference to Act.	Title or short title.	Extent of repeal.
6 Geo. IV, No. 19	An Ordinance for the more effectual recovery of Fines and Penalties imposed by divers Acts of Council and for other purposes.	The whole Ordinance.
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33 Vic. No. 13 ...	An Act to amend the Law concerning the Remission of Penalties.	The whole Act.
54 Vic. No. 8 ...	The "Remission of Penalties Act 1890" ...	The whole Act.

Fines and Penalties Bill.

Table showing how the sections of Acts consolidated have been dealt with.

Section of Bill	Section of Act	Section of Act
1	1	1

1. Sections 17 to 20

The Commission has been empowered by the Acts of 1904 and 1905 to consolidate the Acts of 1904 and 1905.

The Commission has been empowered by the Acts of 1904 and 1905.

2. Sections 21 to 22

Memo. and Certificate to accompany the Fines and Penalties Bill.

I CERTIFY that this Bill solely consolidates, and in no way alters, adds to, or amends the law as contained in the enactments therein consolidated.

CHAS. G. HEYDON,

Commissioner for the Consolidation of the Statute Law.

Fines and Penalties Bill.

TABLE showing how the sections of Acts consolidated have been dealt with.

Section of Repealed Acts.	Section of Consolidation Act.	Remarks.
6 GEORGE IV No. 19.		
.....	This Ordinance has been superseded by the Acts 11 and 12 Victoria c. 43, ss. 17-23 and No. 71, 1900. The Ordinance is now formally repealed.
2 VICTORIA No. 23.		
Preamble ...	Omitted.	
1	7	
2	Omitted...	... Exhausted.
11 VICTORIA No. 29.		
Preamble ...	Omitted.	
1	7	
2	8 (2)	
16 VICTORIA No. 1.		
15	5	
16	4	
19 VICTORIA No. 24.		
7	6	
33 VICTORIA No. 13.		
Preamble ...	Omitted.	
1	8 (1)	
54 VICTORIA No. 8.		
Preamble ...	Omitted.	
1	8 (2)	
2	Omitted...	... Short title.

Fines and Penalties Bill.

Table showing how the sections of Acts consolidated have been dealt with.

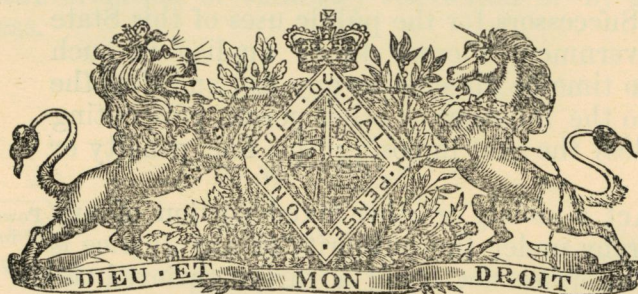
Section of Consolidated Act	Section of Act	Section of Act
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92	92	92
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98	98	98
99	99	99
100	100	100

This PUBLIC BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

*Legislative Council Chamber,
Sydney, 11th September, 1901. }*

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO PRIMO

EDWARDI VII REGIS.

Act No. , 1901.

An Act to consolidate the Acts relating to the recovery
appropriation and remission of fines and penalties.

BE it enacted by the King's Most Excellent Majesty, by and with
the advice and consent of the Legislative Council and Legislative
Assembly of New South Wales in Parliament assembled and by the
authority of the same as follows:—

Repeal and Interpretation.

1. This Act may be cited as the "Fines and Penalties Act, Short title,
1901."
2. The Acts mentioned in the Schedule to this Act are to the Repeal.
extent therein expressed hereby repealed.
3. In this Act unless the context or subject-matter otherwise Interpretation,
indicates or requires—
"Justice" means justice of the peace.

Fines and Penalties.

Recovery.

4. Any fine penalty or forfeiture imposed or authorised to be imposed by any Act may be sued and proceeded for by any person whomsoever unless by the Act imposing the same such right to sue or proceed is expressly given to any officer or person by name or designation.

Who may in general sue for fines.
16 Vic. No. 1, s. 16.

Appropriation.

5. Whenever any fine penalty or forfeiture is imposed or authorised to be imposed by any Act such Act shall be taken to provide that the same when recovered shall be paid one moiety to His Majesty his Heirs and Successors for the public uses of this State and in support of the Government thereof to be applied in such manner as may from time to time be directed by any Act and that the other moiety shall be paid to the informer or other person prosecuting or suing for the same unless the Act imposing the fine penalty or forfeiture otherwise directs.

Appropriation of fines when Act silent.
Ibid. s. 15.

6. Where by any Act a moiety or other fixed portion of any fine or penalty imposed thereby under the authority of any Justice is directed to be paid to the informer not being a party aggrieved the convicting Justice may adjudge that no part or such part only of the fine or penalty as he thinks fit shall be paid to the informer.

Power to lessen share of informers.
19 Vic. No. 24 s. 7.

7. Whenever any law or statute which was at the time of the passing of the Act 9 George IV c. 83 in force within the realm of England and which is applicable to New South Wales in other respects than the appropriation of fines penalties and forfeitures thereby imposed or which is adopted in the said State directs the appropriation of any fine penalty forfeiture or sum of money or part thereof for the use or on behalf of the poor of any parish township or place or for the use of the general rates of any county riding or division or to any person or for any purposes inapplicable to the circumstances of the said State the said law or statute shall not on that ground only be deemed inapplicable to the said State and the Justice Judge or Court imposing the fine penalty or forfeiture may at his or their discretion direct payment to be made to the treasurer or other authorised officer of any benevolent or charitable institution established or to be established in any district in the State for the relief of such poor persons as through age accident or infirmity are unable to support themselves or if there is in any district no such institution towards the support of the Benevolent Asylum in Sydney.

Appropriation of fines imposed under Imperial Acts in force in the State.
2 Vic. No. 23, s. 1.
11 Vic. No. 29, s. 1.

Remission.

8. (1) The Governor may remit in whole or in part any penalty fine or forfeiture imposed on a convicted offender under any Act now or hereafter in force and may extend the Royal Mercy to any person imprisoned

Governor may remit penalties.
33 Vic. No. 13, s. 1.

Fines and Penalties.

imprisoned for non-payment thereof although such penalty fine or forfeiture may be in whole or in part payable to some party other than the Crown.

(2) The powers given by this section shall extend to all penalties fines and forfeitures imposed under any of the Acts referred to in the seventh section of this Act and shall also extend to any penalty fine or forfeiture imposed or recovered for any offence under the Act of the twenty-first year of the reign of King George the Third chapter forty-nine whether the same is imposed or recovered on indictment information or summary conviction or by action or any other process.

Application of
section to certain
Acts.

11 Vic. No. 29, s. 2.

54 Vic. No. 8, s. 2.

SCHEDULE.

Reference to Act.	Title or short title.	Extent of repeal.
6 Geo. IV, No. 19	An Ordinance for the more effectual recovery of Fines and Penalties imposed by divers Acts of Council and for other purposes.	The whole Ordinance.
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16 Vic. No. 1 ...	An Act for shortening Acts of the Legislative Council.	Sections 15 and 16.
19 Vic. No. 24 ...	An Act to make further Police Regulations for the City Port and Hamlets of Sydney and other Towns and Places in the Colony of New South Wales.	Section 7.
33 Vic. No. 13 ...	An Act to amend the Law concerning the Remission of Penalties.	The whole Act.
54 Vic. No. 8 ...	The "Remission of Penalties Act 1890" ...	The whole Act.

Memo. and Certificate to accompany the Fines and Penalties Bill.

I CERTIFY that this Bill solely consolidates, and in no way alters, adds to, or amends the law as contained in the enactments therein consolidated.

CHAS. G. HEYDON,
Commissioner for the Consolidation of the Statute Law.

James and Leath's Bill

I have signed the bill in the name of the State of Georgia.

Witness my hand and the seal of the State of Georgia at the City of Savannah this 11th day of January 1845.

James and Leath's Bill

James and Leath's Bill

I have signed the bill in the name of the State of Georgia.

James and Leath's Bill

James and Leath's Bill

Fines and Penalties Bill.

TABLE showing how the sections of Acts consolidated have been dealt with.

Section of Repealed Acts.	Section of Consolidation Act.	Remarks.
6 GEORGE IV No. 19.		
.....	This Ordinance has been superseded by the Acts 11 and 12 Victoria c. 43, ss. 17-23 and No. 71, 1900. The Ordinance is now formally repealed.
2 VICTORIA No. 23.		
Preamble ...	Omitted.	
1	7	
2	Omitted...	... Exhausted.
11 VICTORIA No. 29.		
Preamble ...	Omitted.	
1	7	
2	8 (2)	
16 VICTORIA No. 1.		
15	5	
16	4	
19 VICTORIA No. 24.		
7	6	
33 VICTORIA No. 13.		
Preamble ...	Omitted.	
1	8 (1)	
51 VICTORIA No. 8.		
Preamble ...	Omitted.	
1	8 (2)	
2	Omitted...	... Short title.

Legislative Council.

No. , 1901.

A BILL

To consolidate the Acts relating to the recovery appropriation
and remission of fines and penalties.

[MR. WISE ;—21 August, 1901.]

BE it enacted by the King's Most Excellent Majesty, by and with
the advice and consent of the Legislative Council and Legislative
Assembly of New South Wales in Parliament assembled and by the
authority of the same as follows :—

Repeal and Interpretation.

1. This Act may be cited as the "Fines and Penalties Act, Short title.
1901."
2. The Acts mentioned in the Schedule to this Act are to the Repeal.
extent therein expressed hereby repealed.
3. In this Act unless the context or subject-matter otherwise Interpretation.
indicates or requires—
"Justice" means justice of the peace.

Recovery.

Who may in general
sue for fines.

16 Vic. No. 1, s. 16.

4. Any fine penalty or forfeiture imposed or authorised to be imposed by any Act may be sued and proceeded for by any person whomsoever unless by the Act imposing the same such right to sue or proceed is expressly given to any officer or person by name or designation.

Appropriation.

Appropriation of
fines when Act
silent.

Ibid. s. 15.

5. Whenever any fine penalty or forfeiture is imposed or authorised to be imposed by any Act such Act shall be taken to provide that the same when recovered shall be paid one moiety to His Majesty his Heirs and Successors for the public uses of this State and in support of the Government thereof to be applied in such manner as may from time to time be directed by any Act and that the other moiety shall be paid to the informer or other person prosecuting or suing for the same unless the Act imposing the fine penalty or forfeiture otherwise directs.

Power to lessen share
of informers.

19 Vic. No. 24 s. 7.

6. Where by any Act a moiety or other fixed portion of any fine or penalty imposed thereby under the authority of any Justice is directed to be paid to the informer not being a party aggrieved the convicting Justice may adjudge that no part or such part only of the fine or penalty as he thinks fit shall be paid to the informer.

Appropriation of
fines imposed under
Imperial Acts in
force in the State.

2 Vic. No. 23, s. 1.

11 Vic. No. 29, s. 1.

7. Whenever any law or statute which was at the time of the passing of the Act 9 George IV c. 83 in force within the realm of England and which is applicable to New South Wales in other respects than the appropriation of fines penalties and forfeitures thereby imposed or which is adopted in the said State directs the appropriation of any fine penalty forfeiture or sum of money or part thereof for the use or on behalf of the poor of any parish township or place or for the use of the general rates of any county riding or division or to any person or for any purposes inapplicable to the circumstances of the said State the said law or statute shall not on that ground only be deemed inapplicable to the said State and the Justice Judge or Court imposing the fine penalty or forfeiture may at his or their discretion direct payment to be made to the treasurer or other authorised officer of any benevolent or charitable institution established or to be established in any district in the State for the relief of such poor persons as through age accident or infirmity are unable to support themselves or if there is in any district no such institution towards the support of the Benevolent Asylum in Sydney.

Remission.

Governor may remit
penalties.

33 Vic. No. 13, s. 1.

8. (1) The Governor may remit in whole or in part any penalty fine or forfeiture imposed on a convicted offender under any Act now or hereafter in force and may extend the Royal Mercy to any person imprisoned

imprisoned for non-payment thereof although such penalty fine or forfeiture may be in whole or in part payable to some party other than the Crown.

(2) The powers given by this section shall extend to all penalties fines and forfeitures imposed under any of the Acts referred to in the seventh section of this Act and shall also extend to any penalty fine or forfeiture imposed or recovered for any offence under the Act of the twenty-first year of the reign of King George the Third chapter forty-nine whether the same is imposed or recovered on indictment information or summary conviction or by action or any other process.

Application of section to certain Acts.

11 Vic. No. 29, s. 2.
54 Vic. No. 8, s. 2.

SCHEDULE.

Reference to Act.	Title or short title.	Extent of repeal.
6 Geo. IV, No. 19	An Ordinance for the more effectual recovery of Fines and Penalties imposed by divers Acts of Council and for other purposes.	The whole Ordinance.
2 Vic. No. 23 ...	An Act for the more effectual appropriation of Fines and Penalties in certain cases in the Colony of New South Wales.	The whole Act.
11 Vic. No. 29 ...	An Act to amend an Act intituled "An Act for the more effectual appropriation of Fines and Penalties in certain cases in the Colony of New South Wales."	The whole Act.
16 Vic. No. 1 ...	An Act for shortening Acts of the Legislative Council.	Sections 15 and 16.
19 Vic. No. 24 ...	An Act to make further Police Regulations for the City Port and Hamlets of Sydney and other Towns and Places in the Colony of New South Wales.	Section 7.
33 Vic. No. 13 ...	An Act to amend the Law concerning the Remission of Penalties.	The whole Act.
54 Vic. No. 8 ...	The "Remission of Penalties Act 1890" ...	The whole Act.

imposed for non-payment thereof although such penalty fine or
forfeiture may be in whole or in part payable to some party other than
the Crown.

(12) The power given by this section shall extend to all
penalties and forfeitures imposed under any of the Acts referred
to in the seventh section of this Act and shall also extend to any
penalty fine or forfeiture imposed or recovered for any offence under
the Act of the twenty-first year of the reign of King George the
Third chapter forty-nine whether the same is imposed or recovered on
indictment information or summary conviction or by action or any
other process.

A 2 Geo. IV. c. 26. An Act to amend the laws relating to the
recovery of penalties and forfeitures imposed under any of the Acts
referred to in the seventh section of this Act and to extend the
power given by the said Act of the twenty-first year of the reign of
King George the Third chapter forty-nine to any penalty fine or
forfeiture imposed or recovered for any offence under the Act of
the twenty-first year of the reign of King George the Third chapter
forty-nine whether the same is imposed or recovered on indictment
information or summary conviction or by action or any other process.