ORDINANCE No. 3 OF 1856.

AN ORDINANCE to make provision for the Lighting of the City of Victoria. A.D. 1856.

Ordinance No. 11 of 1856.

[12th June, 1856.]

BE it enacted by the Governor of Hongkong, with the advice of the Legislative Council thereof, as follows:—

1. This Ordinance may be cited as the Victoria (Lighting) Ordinance, 1856. Short title.

2. The Surveyor General shall from time to time cause a sufficient number of irons or posts for the lighting of the streets, roads, ways, and public thoroughfares of the City of Victoria to be provided, and the same to be set up, fixed, or erected in all suitable situations for such lighting, and either in any of the said streets, roads, ways, and thoroughfares, or in any close adjacent thereto, or upon or against the wall of any house or building, or the side of any wall or fence, or elsewhere, as he may think proper; and he shall also from time to time cause to be provided, and put and affixed upon the said irons and posts, such a number of lamps, and of such sizes and sorts respectively, as may be found requisite for the lighting of the said streets, roads, ways, and thoroughfares respectively. Provision of lamp posts and lamps in the City of Victoria.

3. It shall be the duty of the Superintendent of Police to light and to keep lighted the said lamps with oil for any number of hours in every twenty-four hours, as the Surveyor General may from time to time direct. Lighting of lamps.

4. The laws relating to the removing, taking, carrying away, or stealing of fixtures and chattels respectively shall be interpreted to apply to the removing, taking, carrying away, or stealing of the said irons, posts, lamps, and oil respectively, by any persons whomsoever; and the property of and in all such articles shall be deemed to be vested in the Surveyor General for all the purposes of any proceedings, civil or criminal, brought or preferred against any person for or in respect of the same, or for or in respect of any trespass, injury, misdemeanor, or felony done or committed in respect of any of the said articles. Extension of laws relating to removal of fixtures and chattels to lamp posts, etc.

5. Every person who wilfully extinguishes the light of any such lamp, or wilfully injures, displaces, or damages any such lamp or any other of the said articles, shall, on conviction thereof before a Magistrate, forfeit and pay for every such offence a sum not exceeding fifty dollars, and shall further forfeit and pay the full amount of the damage so done by him as aforesaid and all incidental costs and expenses. Penalty for wilfully extinguishing lamp, etc.

Apprehension of offender without warrant.

6. It shall be lawful for any person witnessing the commission of an offence against section 4 to seize the said offender, and to deliver him to any constable or to any Magistrate; and no warrant shall be in any case necessary to justify the apprehension of any such offender as aforesaid.

Making satisfaction for damage other than wilful.

7. When any damage or injury has been occasioned to any such article by any person otherwise than wilfully, and such person has not made satisfaction for the same, it shall be the duty of any Magistrate, on complaint thereof made, to order and compel the said person to make full satisfaction for the amount of such damage or injury, together with all incidental costs and expenses.

Summary procedure before Magistrate.

8. All proceedings before a Magistrate under this Ordinance, except as provided by section 5, shall be had, and the payment of all pecuniary penalties, costs, and damages under the same shall be enforced, in like manner as in other cases of or belonging to the summary jurisdiction of Magistrates is by law provided.

See Ordinance No. 3 of 1890. Disposal of moneys recovered or received.

9. All moneys recovered or received under this Ordinance shall be paid into the Colonial Treasury.

ORDINANCE No. 1 OF 1857.

A.D. 1857.

Ordinance No. 3 of 1857.

AN ORDINANCE for extending to this Colony certain Enactments of the Imperial Parliament.

[14th February, 1857.]

BE it enacted by the Governor of Hongkong, with the advice of the Legislative Council thereof, as follows:—

Short title.

1. This Ordinance may be cited as the Imperial Enactments Extension Ordinance, 1857.

Extension of certain enactments to the Colony. Schedule.

2. The enactments of the Imperial Parliament specified in the Schedule to this Ordinance are hereby, and from the commencement hereof, extended to this Colony and to the Supreme Court of the same, with such exceptions as are specified in the said Schedule.

Saving as to rights acquired, etc.

3. Rights acquired, liabilities incurred, and acts done at or before the commencement of this Ordinance shall not be affected by the said enactments or any of them.