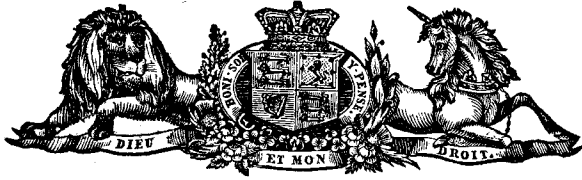


THE



Hongkong
GOVERNMENT GAZETTE.

Published by Authority.

VICTORIA, HONGKONG; SATURDAY, NOVEMBER 11, 1854.

GOVERNMENT NOTIFICATION.

THE Contract hitherto in force for the publication of GOVERNMENT NOTIFICATIONS having ceased on the 21st instant. Notice is hereby given, that the HONGKONG GOVERNMENT GAZETTE, this day established, will be hereafter the only Official Organ of Proclamations, Notifications, and all Public Papers of this Government.

By Order,

W. CAINE,
Colonial Secretary.

Victoria, Hongkong, 24th September, 1853.

[ERRATUM.—In the table of *Attorney's Fees* which appeared in the *Gazette* of Saturday last, page 205, the following should be substituted for lines 9 and 10; viz:—

Warrant and Docket,	\$1.50
Attending to pass Record,	1.00]

GOVERNMENT NOTIFICATION.

Wanted, a passage to Perth, Western Australia, for three European Convicts.

Sealed Tenders will be received addressed to the Colonial Secretary, and particulars may be learnt on application at the Harbour Master's Office.

By Order,

W. T. MERCER,
Colonial Secretary.

Colonial Secretary's Office, Victoria,
Hongkong, 17th August, 1854.

HONGKONG.

ANNO DECIMO OCTAVO VICTORIÆ REGINÆ.

No. 5 of 1854.

By the Honorable Lieutenant-Colonel William Caine, Lieutenant-Governor administering the Government of the Colony of Hongkong and its Dependencies, with the Advice of the Legislative Council of Hongkong.

AN ORDINANCE TO AMEND AND EXTEND THE ORDINANCE No. 9 of 1845, ENTITLED "AN ORDINANCE TO INVEST THE SUPREME COURT OF HONGKONG WITH A SUMMARY JURISDICTION IN CERTAIN CASES."

Title.

[31st October, 1854.]

WHEREAS it is advisable to afford further facility for the recovery of the possession of Lands and Tenements the annual Rental of which does not exceed the sum of Five Hundred Dollars, and accordingly to amend the Ordinance No: 9 of 1845 by extending its power to such cases of possession:—

Preamble.

I. Be it therefore enacted and ordained by the Honorable the Lieutenant-Governor administering the Government of Hongkong, with the Advice of the Legislative Council thereof, That so much of the First and other Sections of Ordinance No. 9 of 1845 as are in any wise inconsistent or repugnant to the provisions of this Ordinance shall, as respects the application of the same, be deemed and are hereby repealed to such extent.

Parts of Ordinance 9 of 1845 repealed.

Possession of Tenements not exceeding \$500 per annum, recoverable by Plaintiff in the Summary Jurisdiction of the Supreme Court.

II. And be it further enacted and ordained, that when the term and interest of the Tenant of any Lands or Tenements where the value of the premises or the Rent payable in respect of such tenancy did not exceed the annual Sum of Five Hundred Dollars, shall have ended or shall have been duly determined by a legal notice to quit, and if such Tenant or occupier of the same or any part thereof shall neglect or refuse to quit and deliver up possession of the Premises or of such part thereof respectively, it shall be lawful for the Landlord or his Agent to enter a plaint (after the Form in the schedule hereunto annexed) in the Supreme Court in its Summary Jurisdiction, and thereupon a Summons shall issue to the person so neglecting or refusing; and if the Tenant or occupier shall not thereupon appear at the time and place appointed and show cause to the contrary, and shall still neglect or refuse to deliver up possession of the Premises to the Landlord or his Agent, it shall be lawful for such Landlord or Agent to give proof to the Court of the holding, and of the Service of Summons, issue a Warrant to enforce the same, where the title of the Landlord has accrued since the letting of the Premises, the right by which he claims the possession; and upon proof of service of the Summons and of the neglect or refusal of the Tenant or occupier, the Court may issue a Warrant to the Bailiff of the Supreme Court requiring and authorizing him, within not less than seven or more than ten clear days from the date of such Warrant to give possession of the Premises to such Landlord or Agent; and such warrant shall be a sufficient Authority to such Bailiff to enter upon the Premises with such assistants as he shall deem necessary, and to give possession accordingly:—Provided that no such entry be made on a Sunday, Good Friday, or Christmas Day, or except between the hours of Nine in the morning and Four in the afternoon.

Provisions as to arrears of Rent. III. And be it further enacted and ordained, That having regard to the annual amount aforesaid where an arrear of twelve months' rent shall be due on any lands or premises, the same being reserved by lease or agreement in writing and not paid after due demand, or where six months of such rent shall be in arrear and no sufficient distress on the lands or premises to satisfy such arrear, it shall be lawful for the landlord to proceed in manner aforesaid, and for the Court to make a decree for putting such landlord into possession, unless the rent and costs of proceedings be paid within one fortnight from the pronouncing of such decree.

Fees to be taken on taxation of Costs. IV. And be it further enacted and ordained, That in proceedings under this Ordinance the following Fees be allowed on taxation of Costs:

Filing and entering Plaintiff,	\$ 0.50
Summons for Defendant and Copy,	0.50
If more than one Defendant, each additional Copy,	0.25
Subpcena and Copy, each witness,	0.50
Hearing and Adjudication,	1.00
Every oath of party or witness,	0.50
Order for decree or dismissal, each,	0.50
Precept,	1.00
Executing precept decree or order,	2.00
Any notice required during proceedings,	0.50
Copies of any proceedings per folio,	0.50
<i>Bailiff's Fees.</i>	
Service of Summons, subpcena order or notice,	0.25
Putting into execution any order of Court,	0.50
<i>Attorney's Fees.</i>	
Hearing and Attendance,	10.00

W. CAINE.

Passed the Legislative Council of Hongkong,
this 31st Day of October, 1854.
L. D'ALMADA E CASTRO,
Clerk of Councils.

SCHEDULE REFERRED TO IN THIS ORDINANCE.

COLONY OF HONGKONG. }
TO WIT.

Form of Plaintiff.

A. B. hereby requires entry to be made in the Summary Jurisdiction of the Supreme Court of his Plaintiff against C. D. in the said Colony (for the said C. D. *withholds from the said A. B. the possession of*) being premises situated in this Colony (or for that the said C. D. owes and refuses to pay the sum of *being rent due by the said C. D. to the said A. B.*) And the said A. B. hereby declares that the particulars hereunto annexed contain a full account of his demand against the said C. D. and thereupon he prays that the said C. D. may be summoned to attend on at to answer such his demand.

Dated

(Signed)