

Further penalties on Burials being Nuisances, &c.

Nuisances punishable, at the discretion of the Court.

Injury to Trees, Shrubs, Turf, or Fences.

Injury or Obstruction to Ways, Seashore, Navigation, &c.

Trespass on Public Lands, &c.

Indecency.

Whipping may be substituted in the case of offences against Section VI Divisions 1 and 4.

Extension of penalties to Accessories.

Incorporation with former Ordinances.

Except in case of illegal works, &c., any Complainant may be heard.

Costs may be given.

English Law of Nuisances to come in force within this Colony.

Orders, &c., of the Board of Health.

Saving as to Acts done or sanctioned by Lawful Authority.

V. The penalties in Sections Three and Four specified shall be deemed to be cumulative and not substituted penalties, in any case where the commission of any of the Offences to which the same are applicable shall occasion a Nuisance within the meaning of Ordinance No. 8 of 1856, Section Fourteen.

VI. The Offences next hereinafter specified shall be deemed to be Nuisances within the meaning of all Laws, at any time in force within this Colony, for the better repression of Nuisances, save that the Court or Justices before whom any person shall be found guilty of any such offence, in lieu of all other punishment for the same, shall order him for every such offence to pay a penalty not exceeding One Hundred Dollars nor less than One Dollar, that is to say;

1. The Felling, Cutting, Destroying or Injuring of any standing or growing Tree, Shrub, or Underwood, any Grass-sod or Turf, or any Fence or Portion thereof (except in cases where any such offence shall be proved to have been committed with a felonious intention).
2. The doing any act whereby Injury or Obstruction, whether directly or consequentially, may accrue to a Public Road, Path, or Walk, or to the Shore of the Sea, or to Navigation, Mooring, or Anchorage, Transit or Traffic, or whereby any other Nuisance within the meaning of Ordinance No. 8 of 1856, Sections Fourteen, Fifteen, and Sixteen, whether directly or consequentially, may happen.
3. The trespassing, by Man or Beast, upon or in any Messuage, Tenement, Cemetery, or Land being vested in or under the control or management of any Public Officer, or Department whatsoever.
- And 4. The obeying the calls of nature on any Way or in any public exposed or other improper Place, to the annoyance of others.

VII. It shall be lawful for the Court or Justices before whom any person shall be found guilty of any offence against Division One or Division Four of Section Six of this Ordinance, to order him, in lieu of all other punishment, to be once or twice publicly whipped, yet so as that no Offender shall receive in all for any one such offence more than Fifty Blows nor less than Five.

VIII. Upon proof made to the satisfaction of the Court or Justices that a person accused of any Nuisance or Offence under this Ordinance, or any of the said enumerated Ordinances, is in fact guilty of having procured, permitted, connived at, or continued any such Nuisance or Offence, or of having neglected or refused to perform any Duty cast upon him by Law for the prevention or repression of the same, the said Court or Justices shall find the said person guilty of the said Nuisance or Offence, and shall award against him the penalty or other punishment to which persons guilty of the said Nuisance or Offence are or shall be liable.

IX. This Ordinance shall be read together with the Ordinances enumerated in Section One, and shall be incorporated therewith.

X. All summary proceedings under this Ordinance, or the said enumerated Ordinances, (except proceedings under Ordinance No. 8 of 1856, Sections Two to Nine, both inclusive) may be had upon the information of any Complainant: But the disposal of Materials of Nuisances, of Building Materials, and of Utensils under Sections Seventeen and Nineteen of the last-mentioned Ordinance, shall be at the absolute discretion of the Surveyor General.

XI. The Court, or Justices before whom any proceedings whatsoever shall be had under this Ordinance or the said enumerated Ordinances, may award Costs and Expenses to be paid by any Offender upon conviction, and to enforce payment thereof by any of the ways and means prescribed by Ordinance No. 8 of 1856 in respect of penalties.

XII. All Nuisances prohibited by the Laws for the time being in force within England, are equally prohibited within this Colony, and may be abated and punished according to the Provisions of this Ordinance and the said enumerated Ordinances; but notwithstanding this or any other Ordinance against Nuisances now in force or hereafter to come in force, all Remedies compatible therewith for the Prevention, Abatement, or Punishment of, or the Compensation for, Nuisances which are or shall be at any time in force within England, shall, until express Provision be made to the contrary, extend to and be enforced within this Colony likewise.

XIII. Such of the Orders and Regulations of the General Board of Health established in London under Authority of the Acts of Parliament for the Protection of the Public Health, or any of them, as shall be from time to time by the Governor in Executive Council determined and notified, with such Modifications thereof respectively as His Excellency in Council shall think fit to adopt, shall for such time and to such extent or with such modifications as shall be so notified, extend to and be enforced within this Colony under the authority of this Ordinance.

XIV. Nothing contained in this Ordinance, or in any of the Ordinances therewith incorporated, shall operate to the Restraint or Punishment of any Act or thing done under Lawful Authority or sanctioned by the same, yet so as that in every case the Proof of such Lawful Authority shall lie upon the person alleging the same.

JOHN BOWRING.

Passed the Legislative Council of Hongkong,
this 12th Day of June, 1856.

L. D'ALMADA E CASTRO,
Clerk of Councils.

NOTICE.

THE business of the late Mr JOZE VICENTE JORGE, will from this date be carried on by the undersigned, under the name of JOZE JORGE & Co. All outstanding Accounts of the Estate will be received and settled by the new Firm.

JOZE JORGE.
IZIDORO ANTONIO D'ALMEIDA.
Macao, 3d April, 1856.

NORTHERN ASSURANCE COMPANY.

CAPITAL £1,259,760.

THE undersigned are authorized to grant POLICIES covering Risks from FIRE, on BUILDINGS in this Colony owned by Europeans, though the Premises may be in the occupation of Chinese. They are further authorized to grant POLICIES upon LIVES of EUROPEANS resident in China.

TURNER & Co.,
Agents in China for the
"Northern Assurance Company."
Hongkong, 10th April, 1856.

NOTICE.

WHEREAS the Firm of NYE BROTHERS & Co. of Canton, China, did, on the 11th day of March, 1856, at the Office of the UNITED STATES CONSULATE in Canton, execute an Assignment of all their Property, real and personal, in trust for the benefit of their Creditors, to the undersigned: We hereby give notice to all concerned to make payment to us of all sums due to, and to present to us any claims against, the said Firm.

RUSSELL & Co.
JAMES PURDON & Co.
Canton, 18th March, 1856.

CARD.

CHARLES MARKWICK,
Government and Supreme Court Auctioneer
and Appraiser,
and
GENERAL STOREKEEPER,
Queen's Road, Victoria, Hongkong.
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