

THE

Hongkong



Government

GAZETTE.

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58

NEW SERIES.

VICTORIA, SATURDAY, 2d JANUARY, 1858.

Vol. III. No. 131.

GOVERNMENT NOTIFICATION.

The Contract for publishing this Gazette, entered into on the 24th September, 1853, was terminated on the 30th ultimo; and notice is hereby given, that a NEW SERIES of this Gazette will be published hereafter, to commence from the 7th instant, under a New Contract, and that "THE HONGKONG GOVERNMENT GAZETTE" will, as before, be the only Official Organ for PROCLAMATIONS, NOTIFICATIONS, and PUBLIC PAPERS, of this Government.

Colonial Secretary's Office, Victoria, Hongkong, 2d July, 1855.

By Order, W. T. MERCER, Colonial Secretary.

GOVERNMENT NOTIFICATION.

The following Draft Ordinance for Criminal Procedure, read a first time at a Meeting of the Legislative Council held this day, is published for general information.

J. M. D'ALMADA E CASTRO, for the Clerk of Councils.

Council Room, Victoria, Hongkong, 26th December, 1857.

HONGKONG.

ANNO VIGESIMO PRIMO VICTORIÆ REGINÆ.
No. of 1857.

By His Excellency SIR JOHN BOWRING, Knight, LL.D., Governor and Commander-in-Chief of the Colony of Hongkong and its Dependencies, and Vice-Admiral of the same, Her Majesty's Plenipotentiary and Chief Superintendent of the Trade of British Subjects in China, with the Advice of the Legislative Council of Hongkong.

An Ordinance for Criminal Procedure.

[December, 1857.]

Be it enacted and ordained by His Excellency the Governor of Hongkong, with the Advice of the Legislative Council thereof, as follows:—

- I. All Statements which need not be proved shall be omitted from Informations and Indictments, and Unnecessary Statements forbidden.
- II. Every Information or Indictment shall continue to be signed as heretofore, but shall, with such Forms of Informations as may be necessary to meet the Facts of each Case, be in the following Form as near as may be:—

The Attorney General charges A.B., with the Murder of C.D., [or with having robbed, or stolen from the person of C.D., or with a Burglary in a Dwelling-house, or as the Case may be] at E., on the Day of 1857:—

And if there be more than One Count, then the Second, and every subsequent Count, if any, shall, with and second Counts. like Modifications, be in the following Form as near as may be:—

And also with Piracy, under the Statute of the 11 & 12 Will. III. c. 25 [or setting Fire to a Dwelling-House, or as the Case may be,] at E. aforesaid [or as the Case may be], on the Day and Year last aforesaid [or as the Case may be.]

III. It shall not be competent to any Prisoner or Defendant to object by Demurrer to any Information or Indictment, except upon the ground that the same doth not set forth a sufficient Charge in Law; and Demurrers or Objections for lack of Form not to be allowed.

Save as by this Ordinance is provided, the Rules of Pleading and Practice in Criminal Cases shall Existing Rules of Pleading and Practice. Provision for further extension of Criminal Statutes to this Colony. be observed as the same existed at the Time of the passing hereof: And no Ordinance here- to be passed for extending to this Colony any Imperial Enactment relating to Crimes or Offences, shall be interpreted to repeal or vary any of the Provisions of this Ordinance, unless the intention to repeal or the same be expressed in such future Ordinance.

GOVERNMENT NOTIFICATION.

The attention of the Government having been called to the Evidence given in the case of the Coolie LOONG, at his Trial in the Supreme Court on the 29th ultimo, for attempting to drown a European, all Registered people are hereby warned that it is their duty on witnessing Assaults, Robberies, or similar Outrages, to assist, as it may be in their power, the Parties attacked, and not to push off from or neglect to return to the shore, or other way show a culpable indifference as to the result.