

Cases to be transmitted, &c., within Three Days; and set down Four clear Days before argument.

VI. Within Three clear Days after a Case has been delivered to an Appellant under this Ordinance, he shall first transmit a Copy thereof with a Notice in Writing of his Appeal to the Respondent, and shall thereupon transmit the said Case to the Supreme Court, and the Case when so transmitted shall be set down for argument in Court or in Chambers, by the Registrar of the said Court, at the request of either party, Four clear Days before the day appointed for the said argument; yet so as that Notice in Writing of the same having been so set down be given by the party so requesting, to the opposite party, Four clear Days before the day so appointed.

Orders of the Court shall be conclusive.

VII. The Supreme Court shall hear and determine every question of Law or Fact, arising upon a Case so set down, and shall (according to the circumstances thereof) affirm, amend, or reverse, the determination in respect whereof the said Case shall have been stated, or remit the matter of such determination with the said Court's opinion thereon to the said Justice, or make such other order with respect to the said matter, as shall be requisite to the due adjudication thereof, or remit the said Case to him, with direction to make a new determination, or (as the case may be) to amend the same, and to return it to the said Court, within such time as the said Court may direct, and shall postpone judgment thereon, until after the same shall have been so returned, and then shall deliver judgment thereon accordingly, as to the said Court shall seem meet; and the said Court may likewise make all such Orders with respect to Costs, as shall be deemed meet; save that no Justice, who shall have stated and delivered a Case under this Ordinance, shall be liable to Costs for or by reason of the same, or of the determination in respect whereof the same shall have been stated.

Determinations after Appeal may be enforced.

VIII. The Laws relating to the enforcement by Justices or others, of determinations of Justices not appealed against under this Ordinance, shall extend to and be applied by Justices or others in the enforcement of determinations affirmed, or amended, or made, under this Ordinance, and also to the judgments of the said Supreme Court, upon any Appeals under the same; and all Justices shall be bound to conform themselves in the premises to the directions, opinions, and judgments of the said Court.

Certiorari or Mandamus not required.

IX. No Certiorari, Mandamus, or other Writ, shall be requisite for carrying into effect this Ordinance.

Forfeited Recognisance.

X. The Laws for the time being in force with respect to the proceeding upon Recognisances forfeited before Justices or at Sessions, shall extend to all Recognisances which shall be taken under this Ordinance, and any of the Conditions whereof shall not have been complied with; yet so as that, upon every such Recognisance there shall be endorsed the Certificate of a Justice, stating in what respect the said Conditions have not been complied with, which Certificate shall be deemed to be *prima facie* evidence of the forfeiture of the said Recognisance.

General Rules and Orders of the Supreme Court.

XI. The Supreme Court shall have power (with consent of the Legislative Council) to make and alter from time to time any General Rules and Orders of Court, for the better regulation of the practice and proceedings under this Ordinance, and subject thereto and to this Ordinance the said practice and proceedings shall be regulated, so far as practicable, by analogy to the practice and proceedings for the time being observed in the Superior Courts of Law at Westminster, with respect to Appeals under the Act of Parliament of the Twenty-first Year of the Queen, Chapter Forty-three.

21 Vict. c. 43. Summary Convictions for Burglaries, &c.

XII. Henceforward the Summary Jurisdiction of Petty Sessions in Criminal Cases shall not be ousted merely because the Offence charged or proved shall amount to a Burglary, Housebreaking, breaking or entering a Curtilage, stealing in a Dwelling-house, Shop, or Curtilage, or stealing from the Person: Yet so as that it shall be the duty of the said Court and of all Justices (where the Offence is of an aggravated nature) to commit such Offenders to the Supreme Court for trial.

JOHN BOWRING.

Passed the Legislative Council of Hongkong,  
this 22d Day of March, 1858.  
L. D'ALMADA E CASTRO,  
Clerk of Councils.

HONGKONG.

ANNO VIGESIMO PRIMO VICTORIÆ REGINÆ.

No. 5 of 1858.

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 extending to this Colony certain Imperial Enactments, and certain Rules and Orders of the Superior Courts.*

[22d March, 1858.]

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

Schedules of Acts, Rules, and Orders, extended.

I. The Acts and Parts of Acts of Parliament, and the Rules, Orders, and Regulations, of the Superior Courts of Westminster, respectively specified in the Schedules hereunto annexed, are hereby extended to this Colony, subject to the Provisions next hereinafter contained.

Courts and Officers here may execute the extended Enactments.

II. The said extended Enactments shall be so construed, as to enable the Provisions thereof to be executed and enforced by any Courts and Officers respectively (howsoever designated), having or exercising the same or similar or analogous functions to those belonging to, or exercisable by, the Courts and Officers respectively (howsoever designated) to which the said Enactments relate: And all Powers vested in any Superior Court, or Judge, or Officer, by any of the hereby extended Enactments, shall be deemed to be hereby respectively vested in the said Supreme Court and its Officers.

Courts of Probate and Divorce, &c.

III. For the purposes of this Ordinance, the Supreme Court shall be deemed to be the "*Court of Probate*," and "*The Court of Divorce and Matrimonial Causes*;" and also (in its Summary Jurisdiction) a "*County Court*."

Construction of 21 Vict. c. 77.

IV. The Sections of the Act of the Twenty-first Year of the Queen, Chapter Seventy-seven, numbered from Fifty-four to Sixty both inclusive, shall be read and construed as though the Value of One Thousand Dollars were substituted therein for the respective Values of Two Hundred Pounds and Three Hundred Pounds, therein expressed.

Special provision for Policemen.

V. Persons employed in the Police Force of this Colony, under the rank of Inspector, and dying here whilst so employed, shall not be deemed to be within the meaning of the last two Sections; but the Superintendent of Police for the time being is hereby constituted the Official Administrator of their Estates, and required to get in and administer the same with the sanction of the Colonial Secretary, and within One Month after the decease of any such Person to certify the same, and the amount in value of the Estate and Effects of such Persons, by Certificate under his hand to the Registrar of the Supreme Court, for registry in the said Court of Probate.

Rules and Orders and Tables of Fees published by the English Courts.

VI. All Rules of Court, Orders of Court, and Tables of Fees, made or published, or to be made or published by the proper Courts in England, and in force there under the Enactments hereby extended, or any of them, may be recognised and adopted as applicable to this Colony by the said Supreme Court.

VII. If the said Court shall make or publish any Rules of Court, Orders of Court, or Tables of Fees, under the said Enactments, other than such as are mentioned in Section Six of this Ordinance, the same shall be laid before and approved by the Legislative Council in the usual manner, before being carried into effect. The like when published by the Supreme Court.

VIII. Sections Sixteen to Twenty, both inclusive, of the Ordinance No. 6 of 1845, are hereby repealed. Repeal of Ordinance No. 6 of 1845, §§ 16 to 20

JOHN BOWRING.

Passed the Legislative Council of Hongkong,  
this 22d Day of March, 1858.  
L. D'ALMADA E CASTRO,  
Clerk of Councils.

THE FIRST SCHEDULE TO WHICH THIS ORDINANCE REFERS.

IMPERIAL ENACTMENTS.

Date of the Act.	Title or Subject matter of the Act.	Extent of operation intended to be hereby given to the Act.
19 Vict. c. 117.	Principal Officers of the Ordinance.	The whole of the Act.
20 Vict. c. 47.	The Joint Stock Companies' Act, 1856.	Sections Fourteen, Twenty-eight to Thirty-one, both inclusive; Forty-one to Forty-seven, both inclusive; Fifty-three to Fifty-seven, both inclusive; the whole of Part Three, and Section One Hundred and Fifteen.
21 Vict. c. 14.	The Joint Stock Companies' Act, 1857.	Sections One, Two, Three, Eleven to Twenty-one, both inclusive; Twenty-three, Twenty-four, and Twenty-eight.
21 Vict. c. 54.	Punishment of frauds committed by Persons intrusted with property.	The whole of the Act.
21 Vict. c. 57.	Reversionary interests of married Women in personal Estate.	The whole of the Act.
21 Vict. c. 77.	Probates and Letters of Administration.	Sections Two, Three, Four, Twenty-one to Thirty-eight, both inclusive; Forty, Forty-two, Forty-five, Fifty-three to Ninety-one, both inclusive; Ninety-four, Ninety-five, and Ninety-six.
21 Vict. c. 85.	Divorce and Matrimonial Causes.	Sections Two, Six, Seven, Thirteen to Twenty-six, both inclusive; Thirty-three to Fifty-four, both inclusive; and Fifty-nine, (except so far as the said Sections, or any of them, relate to the dissolution of marriage.)

THE SECOND SCHEDULE TO WHICH THIS ORDINANCE REFERS.

RULES, ORDERS, AND REGULATIONS, OF THE SUPERIOR COURTS OF LAW AND EQUITY AT WESTMINSTER.

Date of the Rule or Order.	Subject matter of the Rule or Order.	Extent of operation intended to be hereby given to the Rule or Order.
Rule of Court, Michaelmas Term 1855.	Writs issued under the Bill of Exchange Procedure Act, 1855.	The whole of the Rule.
Orders of Court of 30th November, 1855.	Decrees and Entries.	The whole of the Orders I, II, and III.
Rule of Court of the 8th May, 1856.	Service of Pleadings and Proceedings at Law.	The whole of the Rule.
General Orders of the 12th November, 1856.	Business to be disposed of at Chambers.	The whole of the Orders.
The like of the 15th November, 1856.	Leases and Sales of settled Estates.	The whole of the Orders.
General Order of the 2d February, 1857.	Service of Writs and Proceedings in Equity.	The whole of the Order.
Rule of Court of the 23d April, 1857.	Notice as to Costs endorsed on Writs of Summons on Contracts under £20.	The whole of the Rule.
General Orders of the 18th July, 1857.	Attachment and Sequestration.	The whole of Order I.
Regulations of the 8th August, 1857.	Conduct of business at Chambers.	The whole of the Regulations, except so far as they require Proceedings to be printed.

No. 27.

GOVERNMENT NOTIFICATION.

The following Return of Notes in Circulation and Specie in Reserve at the Bank of the Oriental Bank Corporation in Hongkong, is published for general information.

By Order,

W. T. BRIDGES,  
Acting Colonial Secretary.

Colonial Secretary's Office, Victoria, Hongkong, 25th March, 1858.

Account of the average Amount of Notes in Circulation at the Bank of the Oriental Bank Corporation in Hongkong, for the Month ending 27th February, 1858, rendered in accordance with the Terms of Her Majesty's Royal Charter of Incorporation.

NOTES ISSUED, \$269,448.  
SPECIE IN RESERVE, ,, 200,000.

P. CAMPBELL,  
Manager.

Oriental Bank Corporation, Hongkong, 1st March, 1858.

I inspected this day the Books and Treasure Vault of the Oriental Bank Corporation, and hereby certify that the Amount of Specie shown is in accordance with the Terms of the Royal Charter.

J. A. CARVALHO,  
Accountant.

Victoria, Hongkong, 20th March, 1858.

FRED. FORTH,  
Colonial Treasurer.

No. 28.

GOVERNMENT NOTIFICATION.

The Privilege for the sale of prepared Opium, granted on the 20th instant, has been annulled by His Excellency The Governor in Council; and His said Excellency in Council has this day been pleased to grant to CHUN-TAI-KWONG, of the Man-cheong Shop, such Privilege for the period of Twelve Months, commencing from the 1st of April, 1858.

By Order,

W. T. BRIDGES,  
Acting Colonial Secretary.

Colonial Secretary's Office, Victoria, Hongkong, 25th March, 1858.