

	<i>Brought forward,</i>	-	\$359,580.60
Gaol, - - - -			21,552.00
Fire Brigade, - - - -			8,626.00
	Total Establishments,	-	\$389,758.60

## SERVICES EXCLUSIVE OF ESTABLISHMENTS.

Colonial Treasurer, - - - -	1,500.00
Surveyor General, - - - -	1,800.00
Postmaster General, - - - -	20,734.78
Registrar General, - - - -	25.00
Judicial, - - - -	200.00
Educational, - - - -	8,060.00
Medical, - - - -	19,020.00
Police Magistrates, - - - -	390.00
Police, - - - -	28,885.00
Gaol, - - - -	18,170.00
Fire Brigade, - - - -	5,040.00
Charitable Allowances, - - - -	4,000.00
Transport, - - - -	4,500.00
Works and Buildings, - - - -	85,750.00
Roads, Streets, and Bridges, - - - -	44,720.00
Lighthouses, - - - -	3,000.00
Miscellaneous Services, - - - -	38,500.00
Military Contribution, - - - -	104,348.00
	Total, - - - -
	-
	\$778,401.38

Passed the Legislative Council of Hongkong, this 21st day of December, 1878.

H. E. WODEHOUSE,  
*Clerk of Councils.*

## GOVERNMENT NOTIFICATION.

The following Bills, which were read a first time at a Meeting of the Legislative Council held this afternoon, are published for general information.

By Command,

H. E. WODEHOUSE,  
*Clerk of Councils.*

Council Chamber, Hongkong, 21st December, 1878.

An Ordinance enacted by the Governor of Hongkong, with the advice of the Legislative Council thereof, to extend Ordinance No. 1 of 1875 to provide means for enforcing good order and discipline in the Police Force employed in the Royal Naval Yard to the other Establishments of the Royal Navy in this Colony.

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WHEREAS it is expedient to extend the provisions of Ordinance No. 1 of 1875 for enforcing good order and discipline in the Police Force employed in the Royal Naval Yard to the other establishments of the Royal Navy in this Colony: Be it enacted by the Governor of Hongkong with the advice of the Legislative Council thereof, as follows:—

I. From and after the coming into operation of this Ordinance the provisions of Ordinance No. 1 of 1875 shall not be confined to the Police Force employed in the Royal Naval Yard at Hongkong but shall be extended to the Police Force employed on the messuages, lands, tenements, hereditaments, erections, buildings and property or any or either of such lands, tenements, hereditaments, erections, buildings and property now vested or hereafter to become vested in the Lord High Admiral of the United Kingdom of Great Britain and Ireland or the Commissioners for executing the office of Lord High Admiral aforesaid under the provisions of Ordinance No. 3 of 1863, and the words "The Commodore or other Officer in charge of the Royal Naval Establishments on shore in this Colony," shall be substituted for the words "The Commodore or other Superintendent of Her Majesty's Naval Yard," and the words "The Commodore or other Superintendent of the Naval Yard," whenever they occur in the said Ordinance No. 1 of 1875.

An Ordinance enacted by the Governor of Hongkong, with the advice of the Legislative Council thereof, to amend Ordinance No. 2 of 1858 entitled "An Ordinance for Licensing and Regulating the Sale of Prepared Opium."

[ , 187 .]

WHEREAS by Ordinance No. 2 of 1858 it is enacted (amongst other things) that the Governor in Council may grant unto any persons for such considerations and upon such conditions and for such terms and periods and in such form as from time to time shall be by the Governor in Council regulated and determined and also previously notified to the public in the *Hongkong Government Gazette* the sole privilege of boiling and preparing opium and of selling and retailing within this Colony or the waters thereof opium so boiled or prepared:

And Whereas it is by the said Ordinance also enacted that the person, if any, actually holding any such privilege is thereby empowered to grant licences to all proper persons authorising them to boil and prepare opium and to sell and retail opium so boiled and prepared:

And Whereas it is desirable to make some provisions with respect to the regulating the quantity of opium manufactured and the transfer of the stocks of raw and prepared opium in the possession of the person holding such exclusive privilege and his licensees at or near the end of his term of exclusive privilege to the next holder of the same, and to make other amendments in the said recited Ordinance:

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

I. No person holding such exclusive privilege as aforesaid, nor any licensee under such person as aforesaid, shall sell or dispose of any boiled or prepared opium at or near the end of the term for which such person holds such exclusive privilege or at any time during the term for which such person holds such exclusive privilege so as in either case to authorize the use of such boiled or prepared opium at any time after 12 o'clock at noon of the third day after the commencement of the term of the new holder of the exclusive privilege, under a penalty not exceeding one thousand dollars.

II. Every holder of such exclusive privilege shall, one month before the end of his term of exclusive privilege expires, give public notice in the form provided by the schedule hereto that the said privilege is to expire on the day to be named and that no boiled or prepared opium purchased from such holder of such exclusive privilege or from any licensee of such holder can be used after such time without the consent of the new holder. Such notice shall be printed in English and Chinese and the holder of the exclusive privilege shall supply copies thereof to all persons licensed by him under the said recited Ordinance: and every person so licensed shall exhibit the notice in his place of sale in a conspicuous position so as to be plainly visible to every person entering such place of sale. Any person offending against any of the provisions of this section shall be liable to a penalty not exceeding one hundred dollars.

III. The holder of the exclusive privilege and his licensees shall, on the expiration of his term, hand over to the incoming holder, and the incoming holder shall take over from the outgoing holder all his stock of raw, boiled and prepared opium at such prices as may be settled subject to the proviso hereinafter contained for arbitration in case of difference.

IV. Neither the holder of the exclusive privilege nor his licensees shall, at or near the end of his term, manufacture more than the usual quantity of boiled or prepared opium or sell any boiled or prepared opium at less than the average current prices of the day, or in greater quantities than usual at the time of the year, and shall not sell, export, or otherwise make away with or dispose of any of his stock of boiled or prepared opium but shall make over to the new holder of the said exclusive privilege the full and complete stock of raw or boiled and prepared opium at the marketable value thereof and in the event of any difference arising as to quantities of boiled and prepared opium manufactured or sold during the last three months of the term and the price of the same and of the nature and quantity of the raw or boiled or prepared opium so to be purchased or made over and the prices thereof, such difference shall be determined by three arbitrators, one to be appointed by the new holder of the exclusive privilege, one by the person whose exclusive privilege has expired or is about to expire, and one by the Governor, and the award of such arbitrators or a majority of them shall be final, and the arbitration or such other settlement shall be held at such time at or before or after the end of the term of the out-

going holder of the exclusive privilege as to the Governor may seem reasonable, and any award made may be filed in Court pursuant to the provisions of "The Hongkong Code of Civil Procedure."

V. Section VIII of the said recited Ordinance shall be amended as follows:—After the word "any" in the third line of the said section the word "boiled or" and after the word "opium" in the fourth line thereof the words "not purchased from the holder of the existing privilege for the time being or his licensee the burthen of proof of which purchase shall lie upon any person alleging that he so purchased the same. Provided always that no person who may have purchased any boiled or prepared opium from the outgoing holder of the exclusive privilege or from any licensee of such outgoing holder shall be liable to be convicted for having in his possession such boiled or prepared opium not exceeding three taels weight at any time before noon on the third day after the commencement of the new holder's privilege."

VI. All boiled or prepared opium offered or exposed for sale or retail by any unauthorised person and all boiled or prepared opium found in the possession or custody or control of any unauthorised person or in any unauthorised place, except as in the last section mentioned, and any utensils or vessels which have been used or which are manifestly intended to be used in boiling or preparing opium by any unauthorised person or in any unauthorised place, may be seized by a Police or Revenue Officer, and shall be forfeited and may be by a Magistrate delivered and adjudged to the holder of the exclusive privilege for the time being, and any unauthorised person in whose possession any such boiled or prepared opium or utensils or vessels are found may be apprehended and taken before a Magistrate by any Police or Revenue Officer.

VII. Whenever boiled or prepared Opium is so seized as last aforesaid and any such utensils or vessels are also seized as aforesaid, the Police or Revenue Officer seizing the same may also seize any raw opium that may be found in the custody or control of such unauthorised person or in such unauthorised place and such raw opium shall be subject to the order of the Magistrate before whom the case is brought.

VIII. Whenever from any other cause there is reasonable ground to believe that boiled or prepared opium is manufactured at any place within this Colony it shall be lawful for a Police or Revenue Officer to seize any raw opium found in such place.

IX. Any Justice of the Peace may issue a Search Warrant under section IX of the said recited Ordinance, and the person executing any such Search Warrant may seize and hold any utensils or vessels which have been used or which are manifestly intended to be used in boiling or preparing opium and in any case where boiled or prepared opium is found under the circumstances mentioned in the said section of the said recited Ordinance or any such utensils or vessels as last aforesaid are found, may also seize any raw opium found in the possession of any person having such boiled or prepared opium utensils or in any such tenement, place, or vessel as is mentioned in the said section.

X. All Police Officers shall have the powers and authority of a Revenue Officer under this Ordinance, and the Governor may grant his Warrant in form of schedule ( ) to such agents or servants of the holder of the exclusive privilege for the time being as may be approved of by him to act as Revenue Officers: and no person except those so appointed and except Police Officers shall be competent to act as Revenue Officer under this and the said recited Ordinance. Such Warrants may at any time be withdrawn by the Governor and any person other than a Police Officer assuming to act as a Revenue Officer under this Ordinance shall be liable to a penalty not exceeding one hundred dollars.

XI. The names and places of residence of every Revenue Officer so appointed as aforesaid shall be posted in a conspicuous place at the Police Court.

XII. Every Revenue Officer appointed under this Ordinance shall be supplied at the expense of the holder of the exclusive privilege for the time being with a badge bearing such sign or mark of office as may be directed by the Governor and before acting against any person under the provisions of this Ordinance every such Revenue Officer shall declare his office and produce to the person against whom he is about to act his said badge. Every Police Officer acting under the provision of this or the said recited Ordinance, if not in the uniform proper to his service shall in like manner declare his office and produce to the person against whom he is about to act such part of his public equipment as the Captain Superintendent of Police shall have directed or may direct to be carried by Police Officers when employed on secret or special service.

XIII. All penalties under the said recited Ordinance or under this Ordinance may be recovered in a summary way before any Magistrate.

XIV. For the purposes of this Ordinance, any boiled or prepared opium or utensils or vessels used for preparing the same shall be deemed to be in possession of any person if he knowingly have them in actual possession, custody, or control by himself or by any other person.

XV. In case any boiled or prepared opium or utensils or vessels used for preparing the same are found without being apparently in the possession of any one, it shall be lawful for the Magistrate to cause a notice to be affixed at the place where any such article may be found calling upon the owner thereof to claim the same, and in case no person shall come forward to make a claim within one week from the date of such notice, the same together with any raw opium that may be found in the same place shall be forfeited and may be handed over by the Magistrate to the holder of the exclusive privilege for the time being.

XVI. Where any boiled or prepared opium or utensils or vessels used for preparing the same are found in the possession of any unauthorised person or in any unauthorised place, and it appears to a Magistrate that such boiled or prepared opium was boiled or prepared by such person or in such place or if any utensil or vessel used for boiling or preparing opium be found in the possession of such person or in such place, it shall be lawful for such Magistrate to declare any raw opium found in the possession of such person or in such place to be forfeited and to direct that the same shall be delivered to the person holding the exclusive privilege at the time when the same was so found as aforesaid.

XVII. It shall be in the power of the person holding the exclusive privilege as aforesaid at the time when this Ordinance comes into operation to terminate the term granted to him by giving one month's notice to that effect to the Colonial Secretary of this Colony, provided that such notice be given and received within one month from the date when this Ordinance so comes into operation, and if such notice be not given as aforesaid, then the present arrangements shall continue in full force and effect during the term still unexpired.

XVIII. This Ordinance shall be construed with the said recited Ordinance as one Ordinance, and shall come into operation at such time as the Governor in Council may direct, and this and the said recited Ordinance may be cited as "The Excise Ordinance (Opium), 1858-1878."

No. 247.

### GOVERNMENT NOTIFICATION.

Tenders for contracts for the supply of provisions for the European and Chinese Constables of the Police Force, for the space of Six of Months, commencing on the 1st January, 1879, will be received at this Office, until Noon of Saturday, the 28th December, 1878.

The Tenders must be in duplicate and in sealed envelopes endorsed "Tender for Police Mess Provisions."

Forms of Tender and all other information may be obtained at the Office of the Captain Superintendent of Police.

The Government does not bind itself to accept the lowest or any tender.

By Command,

Colonial Secretary's Office, Hongkong, 16th December, 1878.

C. MAY,  
Acting Colonial Secretary.

No. 248.

### GOVERNMENT NOTIFICATION.

It is hereby notified, that the undermentioned gentlemen have reported their return to the Colony and have resumed their official duties:—

C. J. WHARRY, Esq., M.D., Superintendent Government Civil Hospital.

G. S. NORTHCOTE, Esq., Clerk in the Registrar General's Department.

R. H. CAIRNS, Esq., Government Marine Surveyor.

By Command,

Colonial Secretary's Office, Hongkong, 18th December, 1878.

C. MAY,  
Acting Colonial Secretary.