

SUPPLEMENTARY ORDER PAPER.

---

LEGISLATIVE COUNCIL.

---

Tuesday, the 1st Day of September, 1896.

ASIATIC RESTRICTION BILL.

Hon. Mr. WALKER, in Committee, to move the following amendments :—

In clause 6 : Omit subclause (2) of clause 6.

In clause 12 : Add at the end of the clause, “ or have been duly secured by bond in manner hereinafter provided.”

Insert new clauses to follow clause 12 :—

12A. In any case where the Commissioner of Customs is of opinion that the owner or master of any ship has committed any offence, or made any default, or is liable for the payment of any moneys under this Act, the following special provisions shall apply :—

- (1.) The Commissioner may by writing under his hand authorise any person, being an officer of Customs or member of the Police Force, to detain such vessel.
- (2.) Such detention may be either at the port or place where such vessel is found, or at any port or place to which the Commissioner orders such vessel to be brought.
- (3.) For the purposes of such detention, the person authorised to effect the same shall be entitled to obtain in the customary manner such writ of assistance or other aid and assistance in and about the detention of or other lawful dealing with the ship as would be available in the case of ships or goods seized under any Act relating to the Customs.
- (4.) Such detention shall be for safe custody only, and shall be discontinued if a bond with two sufficient sureties to the satisfaction of the Commissioner is given by the master or owner for the full payment of all penalties and other sums of money then payable or that may thereafter be adjudged to be payable under this Act in respect of any such offence, default, or liability (including the costs incurred in and about the detention of the ship).

12B. If default is made by the owner or master of any ship in paying, or in securing by bond as aforesaid, the full payment of any penalty or other sums of money payable under this Act by such owner or master, then the following provisions shall apply :—

- (1.) Such ship may be seized and sold under the provisions for seizure and sale of ships or goods contained in any Act relating to the Customs, and for that purpose the provisions of subsection three of the last-preceding section hereof shall apply.
- (2.) The proceeds of such sale shall be applied—first, in payment of the costs incurred in and about the detention, seizure, and sale of the ship ; secondly, in payment of all penalties and other sums of money payable under this Act as aforesaid by the owner or master ; and the surplus (if any) shall be paid to the owner or other person lawfully entitled thereto.