



ANNO VICESIMO QUARTO ET VICESIMO QUINTO

VICTORIÆ REGINÆ.

A.D. 1861.

No. 1.

An Act to amend an Act, No. 23 of 22nd Victoria, intituled "An Act to Regulate the Execution of Criminals."

[Assented to, 18th July, 1861.]

WHEREAS by an Act, No. 23 of 22nd Victoria, intituled "An Act to Regulate the Execution of Criminals," it was enacted that sentence of death passed on any person should be carried into effect within the walls, or within the enclosed yard, of the Gaol of Adelaide, or of such other gaol as the Governor, by writing under his hand, might direct: And whereas it may be desirable in certain cases, that sentence of death passed on any of the aboriginal natives of the Province of South Australia, should be carried into effect at the place where the crime for which such sentence shall have been passed was committed—Be it therefore Enacted, by the Governor-in-Chief of the Province of South Australia, with the advice and consent of the Legislative Council and House of Assembly of the said Province, in this present Parliament assembled, as follows:

Preamble.

1. It shall be lawful for the Governor, with the advice and consent of the Executive Council, by writing under his hand, to order that any sentence of death, which shall have been lawfully passed on any aboriginal native of the said Province, may be publicly carried into execution at the place at which the crime, in respect of which such sentence shall have been passed, was committed, or as near to such place as conveniently may be; and to order that, after such sentence shall have been executed, the body of any such aboriginal native shall be buried at the place of execution, or at such other place as the Governor may deem expedient; and the said Act to regulate the execution

Aboriginal natives may be executed where the crime was committed.

execution of criminals shall not be applicable to proceedings consequent on any such order of the Governor, with the advice and consent aforesaid.

Commencement of
Act.

2. This Act shall take effect from the 25th day of May, 1861.

In the name and on behalf of the Queen I hereby assent to
this Act.

RICHARD GRAVES MACDONNELL,
Governor.

Government House, Adelaide,
18th July, 1861.