

**No. 12.—1884.**

**An Ordinance to provide against Petty Thefts in the Harbours  
and Wharves of the Ports of this Colony.**

ARTHUR GORDON.

**W**HEREAS it is expedient to provide against petty thefts and the fraudulent removal and concealment of property during the loading, transit and landing of goods from the ship's side to the wharves and quays of the ports of this Colony: Be it therefore enacted by the Governor of Ceylon, with the advice and consent of the Legislative Council thereof, as follows:—

Preamble.

1. This Ordinance shall be read and construed as one with the Ordinance No. 17 of 1869, intituled "An Ordinance for the general regulation of Customs in the Island of Ceylon," hereinafter called 'the principal Ordinance.'

This Ordinance to be read and construed with Ordinance No. 17 of 1869.

2. Whenever goods not specified in the boat-note mentioned in the 31st section of the principal Ordinance have been concealed in any boat during the loading, transit or unloading of such boat in any harbour or port of this Colony, the discovery of such goods on board such boat shall be received in all courts of this Colony as *prima facie* evidence that the goods have been either stolen by the tindal and boatmen employed in such boat, or that the same have been unlawfully received on board by the tindal and boatmen employed in such boat with knowledge that the same have been stolen; and shall be conclusive thereof unless and until such tindal and boatmen or any of them shall satisfactorily account for the presence of such goods on board such boat.

Goods not specified in boat-note when found concealed in any boat to be presumed to have been stolen or unlawfully received by tindal and boatmen of such boat.

3. Whenever goods not specified in the boat-note mentioned in the 31st section of the principal Ordinance shall be found in the possession of any tindal or boatman when on board the boat in which he is employed, or when on the quays or wharves of any port or harbour of this Colony, such tindal or boatman, in whose possession such goods are found shall be presumed to have stolen the goods or to have unlawfully received the same knowing them to have been stolen; unless and until such tindal, or boatman, shall satisfactorily account for his possession thereof.

Goods not mentioned in boat-note when found in possession of any tindal or boatman when on board of boat or on wharves to be presumed to have been stolen.

Nothing in this Ordinance to affect any forfeiture, &c., incurred by tindal or boatman under Ordinance No. 17 of 1869.

4. Nothing in this Ordinance contained shall affect any forfeiture, penalty or liability incurred by any tindal or boatman or by any other person whomsoever under the principal Ordinance in respect of such goods as are referred to by this Ordinance or in respect of the boat.

Passed in Council the Thirteenth day of February, One thousand Eight hundred and Eighty-four.

R. H. SINCLAIR,

Acting Clerk to the Council.

Assented to by His Excellency the Governor, the Fourteenth day of February, One thousand Eight hundred and Eighty-four.

J. DOUGLAS,  
Colonial Secretary.

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