

Naturalization of Aliens

WESTERN AUSTRALIA

ANNO DUODECIMO

VICTORIÆ REGINÆ

No. 9

An Ordinance to remove doubts as to the Naturalization of Johann August Ludwig Preiss, Frederick Waldeck, Benjamin Franklin Simmons, and Frantz Anthon Didrich Christian Helmich.

[Assented to 9th May, 1849.]

Preamble

Acts naturalizing Johann August Ludwig Preiss, Frederick Waldeck, Benjamin Franklin Simmons, and Frantz Anthon Didrich Helmich, confirmed

WHEREAS in the Fourth and Fifth years of the reign of Her Majesty Queen Victoria, three several Ordinances were passed by the Legislative Council of the Colony of Western Australia, intituled respectively 'An Act to Naturalize Johann August Ludwig Preiss,' 'An Act to Naturalize Frederick Waldeck,' and 'An Act to Naturalize Benjamin Franklin Simmons;' and whereas in the Sixth year of the reign of Her said Majesty another Ordinance was passed by the Legislative Council aforesaid, intituled 'An Act to Naturalize Frantz Anthon Didrich Christian Helmich,' which said Ordinances have been approved and confirmed by Her said Majesty; and whereas in the Tenth and Eleventh years of the reign of Her said Majesty an Act of the Imperial Parliament was passed, intituled 'An Act for the Naturalization of Aliens,' by which it is enacted that all Acts, Statutes and Ordinances heretofore made and enacted by the Legislatures of any of Her Majesty's Colonies and Possessions abroad for imparting to any person the privileges or any of the privileges of Naturalization to be by such person or persons exercised and enjoyed within the respective limits of such Colonies or Possessions respectively, shall within such limits have and be taken and reputed to have had from the time of the enactment thereof respectively, all such and the same force and effect as doth by law belong to any other Law, Statute or Ordinance made or enacted by any such respective Legislatures; and whereas doubts have arisen as to the validity of the said four Colonial Ordinances herein recited, inasmuch as no clause is herein contained restricting the privileges of Naturalization, thereby conferred, to the limits of the said Colony; and whereas it is expedient to remove such doubts;—Be it therefore enacted by His Excellency the Governor of Western Australia and its Dependencies, by and with the advice and consent of the Legislative Council thereof, that the said Johann August Ludwig Preiss, Frederick Waldeck, Benjamin Franklin Simmons, and Frantz Anthon Didrich Christian Helmich, shall be and they are hereby declared to have been from and since the respective dates of the said Ordinances respectively naturalized and enabled to purchase and hold Lands, and to enjoy all other the privileges of natural born British Subjects within the limits of the Colony of Western Australia and its Dependencies, save and except only the holding or exercising of any Place or Office of Trust in the Courts of Law, or connected with the Treasury thereof.

CHARLES FITZGERALD,
GOVERNOR AND COMMANDER-IN-CHIEF.