

R E T U R N

RELATIVE TO THE

REMISSION OF PENALTIES BY SUPERINTENDENTS

OF PROVINCES.

Presented to the Honorable the House of Representatives by Command of His Excellency.

REMISSION OF PENALTIES

BY SUPERINTENDENTS OF PROVINCES.

D—No 5

CIVIL SECRETARY TO SUPERINTENDENTS.

Civil Secretary's Office,
Wellington, 5th August, 1853.

SIR,—

(Circular.)

As it is probable that persons, particularly seamen belonging to vessels trading to the Ports of the Province, will be frequently sentenced to short periods of imprisonment, in whose cases there may be many mitigating circumstances, and as it would perhaps frequently be inadvisable to detain those persons, in such cases, in gaol, until an application could be made to the Officer administering the Government of the Colony, to obtain a remission of their sentences; and, as in like manner, persons will often be sentenced to fines and penalties which it might under peculiar circumstances be desirable to remit at once, without incurring the delay of a reference to the Governor:

I am directed by Governor Sir George Grey to acquaint you that in all cases of the above nature, where persons are sentenced to undergo a period of imprisonment not exceeding three months in duration, or to a fine, penalty, or forfeiture, not exceeding twenty pounds, which may accrue or become payable to the Crown, His Excellency will confirm the immediate remission by your Honor, of the whole, or of any part of such sentence, provided that no delay occurs in reporting the same for His Excellency's information, accompanied by a detail of the circumstances of the case, together with a statement of the grounds which have led you to take a favorable view of it.

But, in delegating such powers to your Honor, His Excellency desires it to be understood that in the event of his differing from the view taken of any such case by your Honor, His Excellency would not be precluded from remitting the penalty or punishment which your Honor might have refused to do.

I have, &c.,

ALFRED DOMETT,
Civil Secretary.

His Honor the Superintendent,
&c., &c., &c.

LIST OF PENALTIES REMITTED BY SUPERINTENDENTS OF PROVINCES.

Name of Prisoner.	Original Sentence.	Punishment Remitted.	By Whom Remitted.	Date of Remission.	
One in 1853 by Superintendent of New Plymouth.					
James Beattie ... James Macnamara... Josh. McDowell ... Charles Hamilton ...	} The letter is not with records.		Supt. Nelson	5th February, 1854	
Neri (Native) ...		3 months' imprisonment	1 month	Supt. Taranaki	1st May, 1854
Lewis Emanuel Luna		Fine of £7 8s. or imprisonment in default for 2 months and 14 days	Released on payment of fine	Supt. Otago	16th June, 1854
G. Y. Lethbridge ...		Fine of £12 6s. 6d.	£9	Supt. Taranaki	27th Sept., 1854
Samuel Fishleigh ...	Fine of £4 16s. 6d.	£2 12s. 6d.	Supt. Taranaki	6th October, 1854	
Edwin Snow ...	1 month's imprisonment	20 days	Supt. Nelson	10th Nov., 1854	
Thos. Snow...	1 month's imprisonment	1 week	Supt. Nelson	27th ,, 1854	
George Snow ...	1 month's imprisonment	1 week	Supt. Nelson	27th ,, 1854	
James Glover ...	3 months' imprisonment	The whole	Supt. Otago	3rd April, 1855	
Charles Price ...	Fine of £10	£8	Supt. Wellington	21st June, 1855	
J. R. Duncan ...	Forfeiture of 3 guns	The whole	Supt. Wellington	28th August, 1854	
B. Hayden ...	Fine of £10	The whole	Supt. Wellington	4th January, 1855	
Geo. Nichol ...	2 months' imprisonment with hard labour	1 month and 23 days	Supt. Otago	22nd October, 1855	
Edwd. Fisher ...	Imprisonment		Supt. Otago	4th March, 1856	
F. N. Gledhill ...	Fine of £5	The whole	Supt. Taranaki	26th Nov., 1856	

REMISSION OF PENALTIES.

LIST OF PENALTIES REMITTED BY SUPERINTENDENTS OF PROVINCES—(continued.)

Name of Prisoner.	Original Sentence.	Punishment remitted.	By whom Remitted.	Date of Remission.
Bridget Dougherty... Elizabeth Dougherty	1 month's imprisonment		Supt. Nelson	9th December, 1857
John Martin ...	Fine of 5s and costs, and 7 days' imprisonment	7 days' imprisonment	Supt. Taranaki	16th June, 1858
George Flett ... James Beattie ...	12 weeks' imprisonment with hard labour	3 weeks' imprisonment	Supt. Otago	13th July, 1858
David Robertson ... Wm. McEwen ... Chas. Duncan ... James Hardy ... Thomas Johnston ... John Maxwell ... Robt. Nelson ... James Crawford ... William Manson ... James Beck... Charles Williams ... James Cockson ...	12 weeks' imprisonment with hard labour	3 weeks' imprisonment	Supt. Otago	13th July, 1858
Wm. Hamlyn ... Robt. Brown ... John Sansfield ... Henry Malone ... Wm. Dunne ... Thos. Campbell ... George Davis ... Samuel Gilmour ... Wm. Roberts ... H. W. Barnes ...	12 weeks' imprisonment with hard labour	4 weeks' imprisonment	Supt. Otago	26th April, 1859
Robt. Old ...	3 months' imprisonment with hard labour	3 weeks' imprisonment	Supt. Taranaki	14th November, 1859

SUMMARY.

No of Cases.	By whom.
7	His Honor E. W. Stafford.
2	„ J. P. Robinson.
6	„ Charles Brown.
1	„ Geo. Cutfield.
3	„ I. E. Featherston.
28	„ W. Cargill.