

REMISSION OF PENALTIES

BY SUPERINTENDENTS OF PROVINCES.

D—No 5

CIVIL SECRETARY TO SUPERINTENDENTS.

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

(Circular.)

SIR,—

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) ...				
Lewis Emanuel Luna				
G. Y. Lethbridge ...				
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