

Remission of Penalties.

Interpretation of
certain terms.

18. The word "Trustee" shall in this Act mean a trustee on some express trust created by some deed will or instrument in writing, and shall also include the heir and personal representative of any such trustee, and also all executors and administrators, liquidators under "*The Joint Stock Companies Act, 1860*," and all Assignees in Bankruptcy and Insolvency. The word "Property" shall include every description of real and personal property goods raw or other materials money debts and legacies, and all deeds and instruments relating to or evidencing the title or right to any property or giving a right to recover or receive any money or goods; and such word property shall also denote and include not only such real and personal property as may have been the original subject of a trust, but also any real or personal property into which the same may have been converted or exchanged, and the proceeds thereof respectively, and anything acquired by such proceeds.

No. VI.

REMISSION OF
PENALTIES.

AN ACT to amend the Law concerning the Remission of Penalties. [24th September, 1860.]

Preamble.

WHEREAS penalties which under certain Penal Statutes are made payable to parties other than the Crown cannot be remitted or pardoned by the Crown where no express provision has been made by the Statute for that purpose, and it is expedient that the law as to the remission of such penalties should be amended and made uniform:

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by authority of the same, as follows:—

Short Title.

1. The Short Title of this Act shall be "*The Remission of Penalties Act, 1860*."

Penalties for offences
may be remitted by
the Governor
although payable to
parties other than
the Crown.

2. It shall be lawful for the Governor to remit in whole or in part any sum of money which, under any Act of the Imperial Parliament, or any Act or Ordinance of the present or any former Legislature of the Colony, or of any Province thereof, for the time being in force, may be imposed as a penalty or forfeiture on a convicted offender, although such money may be in whole or in part payable to some party other than the Crown, and to extend the Royal mercy to any person who may be imprisoned for non-payment of any sum of money so imposed, although the same may be in whole or in part payable to some party other than the Crown.

No. VII.

SUMMARY
PROCEEDINGS
IMPROVEMENT.

AN ACT to improve the Administration of the Law so far as respects Summary Proceedings before Justices of the Peace. [28th September, 1860.]

Preamble.

WHEREAS it is expedient that provision should be made for obtaining the opinion of a Superior Court on questions of law which