

Goods removed
before weighed to
be forfeited.

AND His Excellency the Governor, by and with the advice and consent of the said Executive Council, doth further order that no dutiable Goods, Wares or Merchandize imported or brought into this Province, in or upon any Vessel, Boat, Raft or Carriage from any Port or place in the United States of America, requiring to be weighed, gauged, taled or meted in order to ascertain the duties thereupon, shall be removed from any wharf or place upon which the same may be landed, put or delivered, before the same shall have been weighed, gauged, taled or meted by or under the direction of the proper Officer of the Customs appointed for that purpose which he is hereby directed and required to perform with all convenient speed, and if any such Goods, Wares or Merchandize shall be removed from such wharf or place before the same shall have been so weighed, gauged, taled or meted, the same shall be forfeited and may be seized by any Officer of the Customs.

Duties how to
be paid or secu-
red.

AND His Excellency the Governor, by and with the advice and consent of the said Executive Council, doth further order that before the unlading of any Goods, Wares or Merchandize imported or brought into this Province from the said United States, on which any rates or duties are by law imposed, the said rates and duties shall be paid or secured to be paid to His Majesty, his Heirs and Successors in like manner as the same are now raised, levied, collected, and recovered under and by virtue of any Act of the British Legislature or of the Legislature of this Province respectively.

Officers suspec-
ting fraud may
examine packages.

AND his Excellency the Governor, by and with the advice and consent of the said Executive Council, doth further order that it shall be lawful for the Chief Officer of the Customs at the said Port of St. John's after entry made of any Goods, Wares or Merchandize, on suspicion of fraud, to open and examine in the presence of two or more reputable Persons, any Package or Packages thereof, and if upon examination, they shall be found to agree with the entries, such Chief Officer shall cause the same to be repacked and delivered to the owner or claimant forthwith, and the expence of such examination shall be paid by the said Chief Officer of the Customs; but if any of the Packages so examined shall be found to differ in their contents from the entry, then the Goods, Wares or Merchandize contained in such Package or Packages shall be forfeited; Provided always, that the said forfeiture shall not be incurred, if it shall be made appear to the satisfaction of the said Chief Officer of the Customs or of the Court in which a prosecution for the forfeiture thereof shall be had, that such difference proceeded from mistake or accident and not from an intention to defraud the Revenue.

Goods imported
and not entered at
St. John's to be
forfeited.

AND His Excellency the Governor, by and with the advice and consent of the said Executive Council, doth further order, that all Goods Wares and Merchandize which shall be imported or brought by land or inland navigation into this Province from the said United States, and which shall not be entered according to the directions of this Order at the said Port of Saint John's, shall be forfeited, together with the vessel, boat, raft or carriage, in or upon which the same shall be found or shall have been imported, and the tackle, apparel and furniture, cattle, horse or horses and harness thereunto respectively belonging; and the Chief Officer of the Customs at the said port of Saint John's and all other Custom-house Officers or other persons by them for that purpose