

THE



STAR,

AND CONCEPTION BAY JOURNAL.

New Series.

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Notices

CONCEPTION BAY PACKETS



NORA CREINA

Packet-Boat between Carbonear and Portugal-Cove.

JAMES DOYLE, in returning his best thanks to the Public for the patronage and support he has uniformly received, begs to solicit a continuance of the same favours in future, having purchased the above new and commodious Packet-Boat to ply between Carbonear and Portugal-Cove, and, at considerable expense, fitting up her Cabin in superior style, with Four Sleeping-berths, &c.

The NORA CREINA will, until further notice, start from Carbonear on the mornings of MONDAY, WEDNESDAY and FRIDAY, positively at 9 o'clock; and the Packet-Man will leave St. John's on the Mornings of TUESDAY, THURSDAY, and SATURDAY, at 8 o'clock in order that the Boat may sail from the Cove at 12 o'clock on each of those days. Terms as usual.

April 10

THE ST. PATRICK.

EDMOND PHELAN, begs most respectfully to acquaint the Public, that he has purchased a new and commodious Boat, which, at a considerable expence, he has fitted out, to ply between CARBONEAR and PORTUGAL COVE, as a PACKET-BOAT; having two Cabins, (part of the after one adapted for Ladies, with two sleeping-berths separated from the rest). The fore-cabin is conveniently fitted up for Gentlemen, with sleeping-berths, which will he trusts, give every satisfaction. He now begs to solicit the patronage of this respectable community; and he assures them it shall be his utmost endeavour to give them every gratification possible.

The St. PATRICK will leave CARBONEAR for the COVE, Tuesdays, Thursdays, and Saturdays, at 9 o'clock in the Morning; and the Cove at 12 o'clock, on Mondays Wednesdays, and Fridays, the Packet Man leaving St. JOHN'S at 8 o'clock on those Mornings.

TERMS

After Cabin Passengers, 10s. each.
Fore ditto ditto, 5s.
Letters, Single or Double, 1s.
Parcels in proportion to their size or weight.

The owner will not be accountable for any Specie.

N.B.—Letters for St. John's, &c., will be received at his House, in Carbonear, and in St. John's, for Carbonear, &c. at Mr Patrick Kieley's (Newfoundland Tavern) and at Mr John Crute's.

Carbonear, June 4, 1834.

St John's and Harbor Grace PACKET.

THE fine fast-sailing Cutter the EXPRESS, leaves Harbor Grace, precisely at Nine o'clock every Monday, Wednesday, and Friday morning for Portugal Cove, and returns at 12 o'clock the following day.—This vessel has been fitted up with the utmost care, and has a comfortable Cabin for Passengers; All Packages and letters will be carefully attended to, but no accounts can be kept for passages or postages, nor will the proprietors be responsible for any Specie or other monies sent by this conveyance.

Ordinary Fares 7s. 6d.; Servants and Children 5s. each. Single Letters 6d., double ditto 1s., and Parcels in proportion to heir weight.

PERCHARD & BOAG,
Agents, St. JOHN'S.
ANDREW DRYSDALE,
Agent, HARBOR GRACE.

April 30.

BLANKS of every description For Sale at this Office. July 2, 1834.

CAP. X.

An Act for the Establishment of a Savings' Bank in Newfoundland.

[12th June, 1834.]

WHEREAS the Establishment of a Bank for Savings in Newfoundland, will greatly tend to encourage and promote habits of Industry, Economy and Sobriety among the Poor and Labouring Classes of the community, by affording them a safe place for the deposit of whatever small sums of Money may accrue from their ordinary employments beyond the expenses necessary for the support of their Families; and which, by accumulation, would gradually constitute a fund for their maintenance, during times of difficulty and distress; or which might eventually enable them to extend their business and materially improve their condition and increase their means of domestic comfort: Be it therefore enacted, by the Governor, Council and Assembly of Newfoundland, in Parliament assembled, and by the authority of the same, that the Treasurer or Receiver General of the Public Revenues of Newfoundland together with such Persons as may, for the time being, have deposits in the said Bank, shall be and are hereby ordained, constituted and declared to be a Body Corporate and Politic, in Deed and in Law, by the name & style of "The Newfoundland Savings' Bank;" and that by that name they and their Successors shall and may have continual succession; and a Common Seal, with liberty and power to change, break and alter the same at their pleasure; and shall in Law, be capable of suing and be sued, of pleading and being impleaded, answering and being answered unto, defending and being defended in, all Courts of Law and Equity; and also, that by the same name, they shall and may be capable in Law of purchasing, holding, demising, and conveying any Estate, Real or Personal, for the use of the said Corporation.

II.—And be it further enacted, that the Treasurer or Receiver General of the Public Revenue of Newfoundland, for the time being, shall be the Cashier of the said Institution; and that the Members of His Majesty's Executive Council, together with an equal number of the Members of the House of Assembly of Newfoundland, to be named by the Governor or Acting Governor for the time being, of whom the Speaker of the Assembly shall be one, shall be the Governors thereof, under whose management and inspection, the affairs and business of the said Bank shall be conducted, and that any Three of the said Governors shall constitute a Quorum for the transaction of business.

III.—And be it further enacted, that the Governors of the said Bank, or the major part of them, shall have power and authority to make such Rules and Bye-Laws as they may deem needful and proper, touching the Receipt, Management and Disposition of the Deposits, Funds and Property of the said Bank; and shall have power to appoint a Clerk, and to fix the Salary to be paid for his services.

IV.—And be it further enacted, that all the Deposits and other Monies of the said Bank, shall be paid into the Public Chest of this Island, and be kept and secured by the said Treasurer or Receiver General as aforesaid, for the time being, in the same manner as the Public Revenues of the Colony are kept and secured; and which said Treasurer or Receiver General, shall be responsible and held liable for the care, custody and safe-keeping thereof, and of all other Funds and Securities of the said Institution, in the same manner as for any of the Public Monies of this Island: Provided always, that nothing herein contained shall extend or be construed to prevent or restrain the Governors of the said Bank, from Lending, upon Real, Personal or Government Securities, any part of the Funds of the said Institution, should they think fit so to do.

V.—And be it further enacted, that the Public Revenue of the said Island of Newfoundland, shall at all times be charged and chargeable to the full amount of any loss which may accrue to the said Institution, from, or be occasioned by, the default or negligence of the said Treasurer or Receiver

General, in the care, custody, safe-keeping or management of the Deposits, Funds, or other Property or Effect of the said Bank.

VI.—And be it further enacted, that all Persons residing within the Government of Newfoundland, who shall deposit for any period not less than Six Months, any Sum or Sums of Money, not less in the whole than Twenty Shillings, nor more than Fifty Pounds, sterling, shall be entitled to receive Interest thereon, at the rate of Three per centum per annum, to be paid either out of the Profits which may arise from the transactions of the said Institution, or, in default thereof, out of any Public Money or Monies which may be in the hands of the said Treasurer or Receiver General for the time being, and applicable to the Public Uses of this Island: Provided always, that no interest shall be calculated on the fractional parts of a Pound, or for a less period than a Month; and that no Interest Account shall be opened before the first Day of the Month next ensuing that upon which the Deposits shall have been made.

VII.—And be it further enacted, that it shall and may be lawful for the Governors of the said Institution to appoint Branches or Offices of Deposit, at such Towns or Places within this Government, as they shall deem proper, for the convenience of such Persons residing at a distance from St. John's, as may be desirous of availing themselves of the advantages of the said Institution.

VIII.—And be it further enacted, that any Money belonging to or held in trust for any Infant, Idiot, Lunatic or Femme Covert, or which may be paid into the Supreme Court, by any order or decree of the Court, may be received by the said Institution; there to remain, subject to the order of the said Court. Provided always, that the amount of Interest, if any, to be paid thereon, shall be in the discretion of the said Governors of the said Bank.

IX.—And be it further enacted, that all disputes touching the Deposits or other Affairs and Business of the said Bank, may be heard and determined upon Petition to the Supreme Court, either in Term Time, or in Vacation.

CAP. XI.

An Act for the Relief of Insolvent Debtors taken in Execution.

[12th June, 1834.]

WHEREAS it is necessary to make provision for the Relief of Insolvent Debtors taken in Execution: Be it enacted, by the Governor, Council and Assembly, that from and after the passing of this Act, if any Person or Persons now charged, or who shall or may hereafter be charged in Execution for any sum or sums of Money, and shall be minded to deliver up to all his, her, or their Creditors, all his, her, or their effects, towards the satisfaction of his, her, or their Debts, it shall and may be lawful to and for such Prisoner to exhibit a Petition to the Supreme Court in Term time, or to the Chief Justice, or in his absence, to the other Judges of the said Court in vacation, setting forth the cause or causes of his, or their imprisonment, and exhibiting a full and true account of his or their Real and Personal Estate, Rights and Credits, and an account of his, her or their Debts, as far as his or their knowledge extends therein; and upon such Petition, the said Court, or the said Chief Justice, or other Judges, may, and are hereby respectively required, by order or rule of the said Court, or by order under the hand of the said Chief Justice, or other Judges, to cause the said Prisoner to be brought before the said Court, or before such Chief Justice, or other Judges, at a day certain, and not less than Ten Days after a notice of such application shall have been served upon the several Creditors of such Person or Persons personally, or upon their Attorney in Court, or left at his, her or their last place of abode, and published in the Gazette, and in any Local Paper published near the residence of such Debtor, and upon the day of such appearance, to enter upon and proceed with the same examinations as to the fact of such Debtor's Insolvency, as though the same

had been pleaded at the return of the Original Writ; and thereupon, if it appear to the said Court, or the said Chief Justice, or other Judges respectively, that such Debtor is unable to pay Twenty Shillings in the Pound, to all his, her, or their Creditors, and that such Debtor or Debtors might have been declared Insolvent at the return of the Writ, and that there has been no fraud on the part of such Debtor or Debtors, to declare the said Debtor or Debtors Insolvent, accordingly; and to take such order for discovering, collecting and settling the Estates Debts and Effects, of such Debtor or Debtors, and distributing the produce thereof among all his, her, or their Creditors, by appointing Trustees and otherwise, as if such Debtor or Debtors had been declared Insolvent at the return of the original Writ: Provided always, that it shall be lawful for the said Court to appoint Trustees of the Estate and Effects of Debtors declared Insolvent, other than Creditors of any such Debtor or Debtors if the Court should deem it expedient to do so.

II.—And be it further enacted, that upon such declaration of Insolvency being made as aforesaid, it shall and may be lawful for the said Court, or the said Chief Justice or in his absence, for the other Judges respectively, forthwith to direct the discharge of the said Debtor or Debtors from Gaol, and that such Debtor or Debtors shall not thereafter be liable to imprisonment for his, or their Debts then Due or owing.

III.—Provided always, and be it further enacted, that in case such Debtor or Debtors charged in Execution shall be imprisoned elsewhere than in St. John's, it shall and may be lawful for the said Chief Justice or other Judges respectively, to authorize one or more Commissioners or Commissioners, to take such order for the examination of such Debtor or Debtors, before his her or their Creditors as the said Chief Justice or other Judges respectively; may think fit to direct; and upon the receipt of such examination so taken as aforesaid, such Chief Justice, or other Judges respectively, shall, if satisfied therewith, declare such Debtor or Debtors Insolvent, and proceed therein, as hereinbefore directed to be done in case of such examinations being taken before them or either of them.

IV.—And be it further enacted, that no Female shall be charged in execution, by *Capias ad Satis facendum* in any civil Suit, instituted in any Court of Law in this Island.

V.—And be it further enacted, that this Act shall continue in force for Two Years, and no longer.

CAP. XII.

An Act to regulate the Rate of Interest in this Island.

[12th June, 1834.]

WHEREAS it is deemed expedient to regulate the Rate of Interest to be paid within this Island, in certain cases: Be it enacted, by the Governor Council and Assembly, of Newfoundland, in Parliament Assembled, and by the authority of the same, that upon all Debts or Sums certain, payable at a certain time or otherwise, the Jury on the trial of any issue or on any inquisition of damages, may if they think fit, allow interest to the Creditor, at a rate not exceeding Six Pounds for the forbearance of one hundred Pounds for a year, and so after that rate for a greater or less sum, or for a longer or shorter time, from the time when such Debts or Sums certain were payable if such Debts or Sums be payable by virtue of some written Instrument at a certain time, or if payable otherwise, then from the time when demand of payment shall have been made in writing, so as such demand shall give notice to the Debtor, that Interest will be claimed from the date of such demand, until the time of payment: Provided that Interest, at the rate of Six per Cent per annum, as aforesaid, shall be payable in all cases arising in this Island, in which Interest is now payable in Law.

II.—And be it further enacted, that no part of the Law of England relating to Use