

JOHN GRAVES SIMCOE ESQUIRE, LIEUTENANT GOVERNOR.

34th Geo. 3. C. 12. A. D. 1794.

On payment of duties.

which Certificate shall enable the party holding the same, to apply for and take out a Licence on or before the said fifth day of April then next ensuing the date of the said Certificate, and such Certificate shall be a proper and sufficient Warrant for the Secretary of the Province or his Agent, to grant to the said person holding the said Certificate such Licence, on receiving payment of such Duties as are already imposed, or hereafter may be imposed by Law on the same.

Restrictions in granting licences to persons not licenced of the preceding year.

IV. *And be it further Enacted by the Authority aforesaid,* That no Certificate to obtain such Licence shall be granted to any person not Licenced the year preceding, unless such person shall produce to the Justices at the said meeting, should they require it, a Testimonial under the hands of the Parson and Church or Town Wardens, or of four reputable and substantial Householders and Inhabitants of the said Division wherein the said Inn or Public House is intended to be kept; setting forth, that such person is of good fame, and sober life and conversation, and that he has taken the Oath of Allegiance to our Sovereign Lord the King.

Provision for the assignees of innholders dying or removing.

V. *Provided nevertheless,* That if any Licenced person shall die or remove from the Inn or Public House kept by him, it shall and may be lawful for the person succeeding to the occupancy of such house, to keep on the said Inn or Public House during the residue of the term of such Licence, on condition that such person shall obtain an Assignment endorsed on the back of the Licence granted to the person so deceased or removed; which Assignment shall be executed in the presence of a Magistrate, and shall, within thirty days after the death or removal of such person, obtain a Testimonial as aforesaid, in order to its being produced at the next Division meeting; and if such Assignment be not executed as aforesaid, and such Testimonial obtained and signed within the said thirty days, then and in such case immediately from and after the expiration thereof, such Licence shall be null and void; and no Licence so assigned shall entitle any person to keep an Inn or Public House in any other Division than that in which it was originally kept by virtue of the said Licence, such Licence being with regard to all other places, and the same is hereby declared to be null and void.

Recognizance to be entered into on obtaining a certificate.

VI. *And be it further Enacted by the Authority aforesaid,* That every person obtaining such Certificate as aforesaid, shall at the same time enter into such Recognizance as by a certain Act of the Legislature of this Province, intituled, "An Act to establish a further fund for the payment of the salaries of the Officers of the Legislative Council and House of Assembly, and for defraying the contingent expenses thereof," is directed, and that the Clerk of every Division meeting, or other person employed to draw out such Recognizance, shall at the execution thereof, demand and take from the person acknowledging the same, over and above the fee by Law directed to be taken for such Recognizance, the further sum of one shilling, to be paid to the Clerk of the Peace for filing the same, and the Clerk of every Division meeting, or other person drawing the said Recognizance, shall and is hereby required to deliver or transmit the same to the Clerk of the Peace of the District, in order that the same may be filed, and that the Clerk of the Peace in each and every District shall file all Recognizances that they may have taken, and shall be transmitted or delivered to them in manner aforesaid, to be kept among the Records of the District; and the Clerks of the Peace within their several Districts, shall keep a Register of all the Recognizances that may have been transmitted or delivered to them, and shall deliver or cause to be delivered to the Justices of the Peace in their Quarter Sessions assembled, next ensuing the fifth day of April yearly, a list of the names of the persons whose Recognizances shall respectively have been filed, and any Justice of the Peace in any District wherein such

Fees.

Recognizance to be transmitted to the clerks of the peace and filed,

And registered.

A list of persons under such recognizances to be laid before

Licence