



ANNO TERTIO  
**GEORGIIV. REGIS.**

C A P. CXIX.

An Act to regulate the Trade of the Provinces of *Lower and Upper Canada*, and for other Purposes relating to the said Provinces.

[5th August 1822.]

**W**HEREAS it is expedient to make further Regulation respecting the Trade of the Province of *Upper and Lower Canada*, in *North America*: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, it shall be lawful to import by Land or Inland Navigation in any *British or American Vessel or Vessels, Boat or Boats, Carriage or Carriages, the Goods, Wares, and Commodities the Growth, Produce, or Manufacture of the United States of America*, enumerated in the Schedule or Table annexed to this Act marked (A.), from any Port or Place in the United States of *America*, into any Port or Place of Entry at which a Custom House now is or hereafter may be lawfully established, in either of the Provinces of *Upper and Lower Canada*: Provided always nevertheless, that it shall and may be lawful for the Governor, Lieutenant Governor, or Person administering the Government of either of the said Provinces respectively, by and with the Advice and Consent of the Executive Council thereof for the Time being, from Time to Time to diminish or increase by Proclamation, the Number of Ports or Places which are or hereafter may be appointed in such Province for the Entry of Goods, Wares, and Commodities imported from the United States of *America*.

II. And be it further enacted, That from and after the passing of this Act, there shall be raised, levied, collected, and paid unto His Majesty, His Heirs and Successors, for and upon such of the Goods, Wares, and Commodities which shall be so imported, as are enumerated in the Schedule or Table annexed to this Act marked (B.), the several Duties of Customs as the same are respectively inserted or described and set forth in Figures in the said Schedule.

III. Provided always, and be it further enacted, That if upon the Importation of any Article charged with Duty by this Act, the said Article shall also be liable to the Payment of Duty under the Authority of any Colonial Law, equal to or exceeding in Amount the Duty charged by this Act, then and in such Case the Duty charged upon such Article by this Act shall not be demanded or paid upon the Im-

portation of such Article: Provided also, that if the Duty payable under such Colonial Law shall be less in Amount than the Duty payable by this Act, then and in such case the Difference only between the Amount of the Duty payable by this Act, and the Duty payable under the Authority of such Colonial Laws, shall be deemed to be the Duty payable by this Act; and the same shall be collected and paid in such and the like Manner, and appropriated and applied to such and the like Uses, as the Duties specified in the said Schedule annexed to this Act marked (B.) are directed to be collected, paid, appropriated, and applied.

IV. And be it further enacted, That the same Tonnage Duties shall be paid upon all *American Vessels or Boats*, importing any Goods into either of the said Provinces, as are or may be for the Time being payable in the United States of *America*, on *British Vessels or Boats*, entering the Harbours of the State from whence such Goods shall have been imported.

V. And be it further enacted, That in all Cases in which the Duties imposed by this Act upon the Importation of Articles into the said Provinces, or either of them, are charged, not according to the Weight, Gauge, or Measure, but according to the Value thereof, such Values shall be ascertained in the Mode prescribed by an Act passed in this present Session of Parliament, intitled *An Act to regulate the Trade between His Majesty's Possessions in America and the West Indies, and other Places in America and the West Indies*.

VI. And be it further enacted, That if the Importer or proprietor of such Articles shall refuse to pay the Duties hereby imposed thereon, it shall and may be lawful for the Collector or other Chief Officer of the Customs where such Articles shall be imported, and he is hereby respectively required, to take and secure the same, with the Casks or other Package thereof, and to cause the same to be publicly sold, within the Space of Twenty Days at the most after such Refusal made, and at such Time and Place as such Officer shall, by Four or more Days public Notice, appoint for that Purpose; which Articles shall be sold to the highest Bidder; and the Money arising from the Sale thereof shall be applied to the Payment of the said Duties, together with the Charges which shall have been occasioned by the

the Duty: if Duty be less, the Difference only shall be paid.

Tonnage Duties for *American Vessels* to be the same as imposed on *British Vessels*.

Value of Goods to be ascertained in the Mode prescribed by the 3 G. 4. c. 44.

If Payment of Duties be refused, Collector may secure the Goods, and sell the same within 20 Days.

After Payment of Duty,

Goods of the Produce of the United States enumerated in Schedule (A.) may be imported into either of the Provinces of Upper and Lower Canada :

Power to the Governor to diminish or increase the Ports of Entry.

Duties to be paid on the Goods enumerated in Schedule (B.) :

Where any Article is liable to a Colonial Duty equal to the one imposed, such Article shall not be charged with