

IX. *And be it further enacted*, That it shall and may be lawful for the Treasurer of the province in case of sickness or necessary absence from the city and county of *Saint John*, to appoint a fit person to act as his Deputy in the same city and county, for whose acts the said Treasurer shall be responsible, which Deputy shall have the same power and authority to act in every respect as any Deputy of the said Treasurer in any other county of this province can or may have by virtue of this act. PROVIDED ALWAYS, that such Deputy shall not be intitled to the allowance of *ten per Cent* hereby given to the other Deputies, any thing herein before contained to the contrary in any wise notwithstanding.

Treasurer to appoint a Deputy in the city of St. John.

His powers.

Proviso.

X. *And be it further enacted*, That from and after the commencement of this act, after entry of any ship or vessel at the Treasurer's office there shall be a permit or permits made out and delivered by the Treasurer to some person to be by the Lieutenant Governor or Commander in Chief appointed for that purpose, (who shall be sworn to the faithful discharge of his duty) expressing the quality and quantity of the several dutiable articles contained in the said ship or vessel as entered at the Treasurer's office: And if after such entry made at the Treasurer's office as aforesaid, there shall be found landed from, or on board such ship or vessel any dutiable goods not duly entered at the Treasurer's office agreeable to the directions of this act, or if any such dutiable goods shall at any time be found to have been landed from any ship or vessel contrary to the provisions of this act or without a permit for that purpose obtained as aforesaid, then the said person so to be appointed is hereby authorized and required to seize such ship or vessel and all such goods as aforesaid: And such ship or vessel and all such goods so seized are hereby declared to be forfeited, and shall be proceeded against as directed in the third section of this act; and such person so seizing such ship or vessel or goods, shall have and receive *one moiety* of the *third part* of such forfeiture herein before directed to be paid to the officer seizing and prosecuting the same, and the Treasurer shall have and receive the other moiety thereof.

Permits to be made out by the Treasurer after entry at his office.

Dutiable goods found landed on or board any vessel not entered,

or found landed without a permit,

such vessel and goods to be seized,

and forfeited.

Forfeitures how applied.

XI. *And be it further enacted*, That every master or owner of every ship or vessel coming into any port or harbour of this province, shall, before bulk shall be broken, pay or give security as aforesaid, for the payment of the duties imposed by this act, upon all and every the dutiable articles on board such ship or vessel. PROVIDED ALWAYS, That if any part of the *Rum* imported in any ship or vessel shall at the time of the entry thereof as aforesaid at the Treasurer's office, be reported for exportation in the same vessel, that the duty shall not be required to be paid or secured to be paid for such *Rum* so reported.

Duties to be secured to be paid before breaking bulk.

Proviso.