

SESSIONAL PAPER No. 29a

Sum of Twenty Spanish Dollars, together with the costs of suing for the same, and likewise to seize such Overplus of Gunpowder above the allowed quantity of Twenty five pounds weight, or, in case the said Gunpowder shall have been removed or Secreted, to levy such Additional Sum of Money as the said Justice shall adjudge the said Overplus of Gunpowder to have been worth, by a Warrant in writing under his hand to Seize and Sell the Goods of the Offender.

It shall be further lawful for the said Overseers of the Chimnies to visit the houses in the said Towns at any other times that they shall think fit.

provided they obtain a Licence or Warrant for that purpose from a Justice of the Peace.

And a refusal to permit them to visit on such occasion shall be attended with the same penalty as in the ordinary visitings.

And the penalties for Neglects and Offences against this and the former Ordinance shall be the same, and recovered in the same manner, as when these neglects or offences are discovered in the ordinary visitings.

Prosecutions for these penalties shall begin in one month after the offences by which they are incurred. This Ordinance shall not take

FURTHER though the aforesaid Overseers of the Chimnies are authorized by this Ordinance, to visit the Several houses in the aforesaid Towns of Quebec and Montreal and the Suburbs thereof, and in the said Town of Three Rivers, only Once in every Month, and are required to do so only once in every three months, yet it shall be lawful for them to visit the said houses, and the Stables and other Outhouses thereunto belonging, at any other times that they shall think fit, provided that some person shall first have made Oath before a Justice of the Peace, that such and such particular houses which the said Overseers purpose to visit at these Extraordinary times, are not furnished with the proper number of Water Buckets, hatchets, firepoles, and Ladders, or that some hay or Straw is kept in them, or that ashes are kept in them on a wooden floor, or in a Wooden Vessel, or that more than Twenty five pounds weight of Gunpowder is kept in them, or in some Stables or other Outhouses belonging to them, and the said Justice shall thereupon have given the Overseer so applying a Licence or Warrant to visit the said houses. And a refusal to permit the said Overseer, together with his Companion or Assistant, above mentioned to visit such houses, Lodgings, Stables, or Outhouses, in consequence of such Licence or Warrant of a Justice of the Peace shall subject the Occupiers of such houses, Lodgings, Stables, or Outhouses, to the same penalties as a refusal to permit them to visit them at the ordinary times: And these penalties shall be recovered in the same manner in both cases; also the penalties for not having the proper number of Water Buckets, Hatchets, and firepoles and Ladders placed in the manner above mentioned, and for keeping Hay or Straw in a Dwelling house, or ashes on a Wooden floor or in a Wooden Vessel in any Dwelling house, or more than twenty five pounds weight of Gunpowder in any Dwelling house, Stable or other Outhouse, shall be the same, and recovered by the Overseers of the Chimnies in the same manner, as when the same Neglects and offence against this and the aforementioned Ordinance of the Twenty third day of last February, are discovered by the said Overseers in their Ordinary visitings of the said houses.

AND in all the cases mentioned in this Ordinance one half of the penalties recovered by the Overseers of the Chimnies who sue for the same, shall belong to the Kings Majesty, and the other to the Overseer who shall have sued for them.

THE penalties appointed by this Ordinance shall be sued for within One Calendar month after the neglect or Refusal for which they shall be incurred. And they shall not be construed to Supersede or take away, or in any Degree alter or affect the larger Penalties of Forty Shillings, appointed by the Ordinance above mentioned, in the cases of houses and Chimnies that are Actually on fire.