

APPENDIX C.

Preamble.

AN ORDINANCE Concerning the Licensing of Public Victualling Houses (1).

His Majesty's disallowance of the last ordinance for licensing public houses.

Necessity of restraining in some manner the number of public vict'g houses.

No public victualling house shall hereafter be kept without a Licence from the Governor, Lieutenant Governor or other commander in chief of the Province excepting those kept by Persons who have already obtained Licences under the former Ordinance.

Method of granting Licences to keep public victualling houses.

WHEREAS His most Excellent Majesty by an order in his most Honorable Privy Council, dated on the Twenty sixth day of June, in the year of Our Lord One thousand Seven hundred and Sixty Seven, hath been pleased to disallow and Repeal a Certain Ordinance, made by the Commander in Chief & Council of this Province on the Seventh day of July in the year of Our Lord One thousand Seven hundred and Sixty Six, intituled, "An Ordinance for granting Licences for Retailing Rum and Spirituous Liquors and for Suppressing unlicenced houses" And whereas it is Judged to be necessary, in order to prevent Drunkenness and Debauchery amongst His Majesty's Subjects in this Province, and the Riots and Breaches of the Peace and other mischiefs that might thence ensue, that the number of Public Ale Houses and Victualling Houses be restrained within proper Bounds, and that they be kept only by Persons of good fame and Sober Conversation, who will no ways encourage any excess of disorderly Proceedings and that in order thereunto, Certain Rules and restraints be made Concerning the same, resembling, as nearly as the Circumstances of the Province will permit, the Laws that have been enacted in England for the same Purposes, by the Wisdom of the British Parliament: It is therefore Ordained and Declared by the Lieutenant Governor and Commander in Chief of this Province By and with the Advice and Consent of the Council of the same, That from and after the Day of the Publication of this Ordinance, no Person whatsoever shall Sell by Retail, or by any less quantity than three Gallons at one time, any Ale, Beer, Cider, Perry, Wine, Rum, Brandy, or other Spirituous or Strong Liquor whatsoever, or keep any Ale House or Victualling House, without a Licence obtained for that purpose from the Governor in Chief, Lieutenant Governor, or other Commander in Chief of this Province for the time being under His hand in the manner hereinafter directed, excepting those persons who have already obtained Licences for so doing, in pursuance of the Ordinance above mentioned, which has been repealed by the afores^d Order of His Majesty in Council: And such persons may Continue to keep Public Houses for the times specified in their Respective Licences, and no longer, without obtaining new Licences According to the Directions of the present Ordinances.

Those persons who are desirous of keeping Ale Houses or Victualling Houses, or of Selling Strong Liquors by Retail shall apply to the Deputy Secretary of the Province to represent their desire to the Governor, Lieutenant Governor or Commander in Chief of the Province for the time being, in order to obtain Licence in Writing under his hand for that purpose: and the said Licences shall be made out by the Deputy Secretary of the Province, who shall

¹ Que. Leg. Council, C. p. 5 (Can. Arch.).