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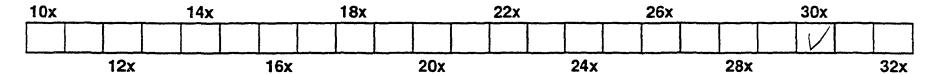
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2nd Session, 3rd Parliament, 12 Victoria, 1849

BILL.

An Act to prohibit the use of Strychnine and other poisons, for the destruction of certain kinds of wild animals.

Received and Read a first time, Monday, 26th February, 1849.

Second Reading, Monday, 5th March, 1849.

DR. LATERRIÈRE.

PRINTED BY LOVELL AND GIRSON.

BILL.

An Act to prohibit the use of Strychnine and other poisons, for the destruction of certain kinds of wild animals.

WHEREAS there are parties who are in Preamble. the habit of using Strychnine and other deadly poisons, as a substitute for the ordinary means of ensnaring or killing foxes, mar-5 tens and other wild animals, in the forests and other parts of this Province, without regard to the destruction thereby caused among domestic animals, which have been found dead in great numbers, wherever such 10 poisons have been used for the purpose aforesaid; And whereas in addition to the mischief above mentioned, the practice aforesaid tends to the total destruction of various species of wild animals, the fur whereof 15 forms an important article in the trade of the Province:—Be it therefore enacted, &c.

And it is hereby enacted by the authority Penalty on of the same, That no person shall use any persons using poison as a Strychnine or other poison of any kind, mine-means of des-20 ral or vegetable, commonly known as deadly troying wild animals, poison, as a means of killing or catching any fox, marten or other wild animal of any kind, or shall place any such poison, whether concealed in food or otherwise, in any place 25 where it may be found by any such wild animal; and for each and every offence against the provisions of this Section, the offender shall incur a penalty of ten pounds currency, and shall, if the same be not forth-30 with paid upon his conviction, be committed to Gaol for a period not exceeding months, or until such penalty and the costs of prosecution shall be paid.

Penalty on Apothecaries and others selling poison to any person not farnished with a proper certificate

II. And be it enacted, That no apothechemist, druggist, vendor of medicines or other person in this Province, shall sell or deliver any arsenic, corrosive sublimate, strychnine, or other poison, mineral or 5 vegetable, simple or composite, commonly known as deadly poison, or which being incautiously or secretly administered, may cause immediate death, to any person who shall not then produce and deliver a certifi- 10 cate or note from some Justice of the Peace, Physician, Priest or Minister of religion, resident in the locality, addressed to such apothecary, chemist, druggist, vendor of medicines or other person, and mentioning the 15 name, residence, calling or profession of the person requiring such arsenic, corrosive sublimate, strychnine or other such poison as aforesaid, and stating the purpose for which it is required, and that it ought to be 20 sold to the person requiring the same; and such certificate or note shall be kept by the person selling or delivering such poison as his justification for so doing; and any apothecary, chemist, druggist, vendor of me- 25 dicines, or other person who shall contravene the provisions of this Section, shall for each offence incur a penalty of ten pounds currency, and shall, if such penalty be not forthwith paid upon conviction, be commit-30 ted to Gaol for a period not exceeding

months or until such penalty and the costs of prosecution shall be paid.

Recovery of penalties under this Act III And be it enacted, That the penalties imposed by this Act shall be recover-35 able, with costs, in a summary manner before any one Justice of the Peace, on the oath of any one or more credible witness other than the prosecutor, and the prosecution may be commenced at any time within six months 40 after the offence committed; and one moiety of the penalty shall belong to the prosecutor, and the other moiety to Her Majesty, for the public uses of the Province.