

C. E. Hatfield

At the **GENERAL ASSEMBLY** of the Province of Nova-
 Scotia, begun and holden at Halifax, on Monday, the Eighth
 day of November, 1830, in the First Year of the Reign
 of our Sovereign Lord **WILLIAM** the Fourth, by the
 Grace of God, of the United Kingdom of Great-Britain
 and Ireland, **KING**, Defender of the Faith, &c. &c. &c.
 being the First Session of the Fifteenth General Assem-
 bly, convened in the said Province.

* In the time of Sir Peregrine Maitland, K. C. B. Lieutenant-Governor ; S. S. Blowers, Chief-Justice and President of the Council ; Samuel George William Archibald, Speaker of the Assembly ; William Hill, Acting Secretary of the Council ; and John Whidden, Clerk of Assembly.

CAP. I.

An Act for applying certain Monies therein mentioned for the Service of the Year of our Lord One Thousand Eight Hundred and Thirty, and for other Services therein specified.

MAY IT PLEASE YOUR EXCELLENCY.

WE, His Majesty's dutiful and loyal Subjects, the House of Assembly of His Majesty's Province of Nova-Scotia, towards appropriating, in part, the Supplies granted, or to be granted, to His Majesty by the General Assembly, and for supplying the Exigencies of His Majesty's Government, do humbly beseech that it may be enacted, and

I. *Be it enacted by the Lieutenant-Governor, Council, and Assembly,* That, by or out of such Monies as now are, or from time to time shall be, and remain in the Public Treasury of this Province, there shall be paid the sum of 200*l.* to the Speaker of the House of Assembly for his services during the last Session of the General Assembly.

200*l.* Speaker
of the Assem-
bly

And a further sum of 100*l.* to the Solicitor-General, for his services for the year One Thousand Eight Hundred and Thirty.

100*l.* Solicitor
General

And a further sum of 600*l.* to the Treasurer of the Province, for his Salary, and as Comptroller and Auditor of Public Accounts, and in lieu of Office Rent, Clerks, and all other contingent expences, for the year One Thousand Eight Hundred and Thirty.

600*l.* Treasur-
er

And a further sum of 100*l.* to the Clerk of the Council in General Assembly, and as Clerk of His Majesty's Council, for his services in the same year.

100*l.* Clerk of
Council

And

- 160l. Clerk of the Assembly And a further sum of 100l. to the Clerk of the House of Assembly, for his services for the last Session.
- 30l. Expenses of Council And a further sum of 30l. for defraying the expence of the Council in General Assembly during the last Session, to be paid on the Certificate of the President of the Council and not otherwise.
- Allowance to Extra Waiters And a further sum, to be paid on the Certificate of the Commissioners of the Revenue, at the rate of seven shillings and sixpence per day, to such Person or Persons as have been, or shall be, employed during the year One Thousand Eight Hundred and Thirty, by the Collector of Impost and Excise, for the District of Halifax, as extra Waiter or Waiters, for the Port of Halifax, and Five Shillings per day to such extra Waiter or Waiters when unemployed, and at the rate of Five Shillings per day to temporary Waiters.
- 200l. Guager & Weigher And a further sum of 200l. to the Guager and Weigher for the Collector of Impost and Excise, for the District of Halifax, for his services for the same year.
- 40l. Messenger to Council And a further sum of 40l. to the Messenger for the Governor, Lieutenant-Governor, or Commander in Chief, for the time being, and His Majesty's Council, as well in their Legislative capacity, during the last Session, as otherwise, for the present year.
- 25l. Archdeacon Willis And a further sum of 25l. to the Venerable Archdeacon Willis, D. D. for his services as Chaplain to His Majesty's Council during the last Session.
- 25l. Rev. F. Uniacke And a further sum of 25l. to the Reverend Fitzgerald Uniacke, for his services as Chaplain to the House of Assembly during the last Session.
- 40l. John Boyd And a further sum of 40l. to Thomas Boyd, for his services as Sergeant at Arms to the House of Assembly during the last Session.
- 30l. to Matthew Forrester And a further sum of 30l. to Matthew Forrester, for his services as Assistant Sergeant at Arms to the House of Assembly during the last Session.
- 30l. John Gibbs And a further sum of 30l. to John Gibbs, for his services as Messenger to the House of Assembly during the last Session.
- 45l. Clerk to Commissioners of Revenue And a further sum of 45l. to the Clerk of the Commissioners of the Revenue, for his services for the present year.
- 20l. Secretary of Province And a further sum of 20l. to the Secretary of the Province, for Stationary on account of Warrants drawn or to be drawn on the Treasury for the same year.
- 20l. Law Library And a further sum of 10l. to the Trustees of the Law Library, to be disposed of in such way as they may think proper for the advantage of the said Library.
- 222l. 4s. 5d. Attorney-General And a further sum of 222l. 4s. 5d. for the Attorney General, for the year One Thousand Eight Hundred and Thirty.

And a further sum of 250l. to defray such Contingent Expences as have arisen or may arise during the present year, to be drawn by Warrant from the Governor, Lieutenant-Governor, or Commander in Chief, for the time being.

250l. Contingent Expenses

And a further sum of 600l. for the support of the Transient Poor for the present year, to be paid to the Commissioners of the Poor at Halifax.

600l. Transient Poor

And a further sum of 20l. to the person who has the care of the Gunpowder at Halifax, for his services for the present year.

20l. Keeper of Gunpowder

And a further sum of 50l. to the Owners of the Packet, running between Windsor and Partridge Island, to encourage the running of the said Packet between the said places during the year One Thousand Eight Hundred and Thirty, under such regulations as have been or may be made and ordered, by the Justices in their Sessions for the County of Hants.

50l. Parraborough Packet

And a further sum of 400l. to the Commissioner of the Isle of Sable, for the support of that Establishment for the present year.

400l. Island of Sable

And a further sum of 150l. to the Adjutant-General of the Militia, in full for his services, and for the payment of his Clerk, Stationary and Postage, for the present year.

150l. Adjutant-General of Militia

And a further sum of 35l. to Andrew Richardson, Guager and Weigher of the District of Halifax, in addition to his salary for the present year.

35l. Andrew Richardson

And a further sum of 13,000l. for the Great Roads of the Province, to be applied and expended agreeably to a Resolution passed in the House of Assembly during the last Session, on the tenth day of March, in the present year, and agreed to by His Majesty's Council.

13,000l. Great Roads

And a further sum of 879l. for the several Roads within the District of Halifax, to be applied and expended agreeably to a Resolution passed in the House of Assembly during the last Session, on the eleventh day of March, in the present year, and agreed to by His Majesty's Council.

879l. Roads in District of Halifax

And a further sum of 879l. for the several Roads within the District of Colchester, to be applied and expended as aforesaid.

879l. Roads in District of Colchester

And a further sum of 939l. for the several Roads within the District of Pictou, to be applied and expended as aforesaid.

939l. Roads in District Pictou

And a further sum of 870l. for the several Roads within the County of Cumberland, to be applied and expended as aforesaid.

870l. Roads in Cumberland

And a further sum of 915l. for the several Roads within the County of Hants, to be applied and expended as aforesaid.

915l. Roads in Hants

- 915l Roads in King's County And a further sum of 915l. for the several Roads within the County of King's County, to be applied and expended as aforesaid.
- 950l Roads in County Sydney And a further sum of 950l. for the several Roads within the County of Sydney, to be applied and expended as aforesaid.
- 950l Roads in County of Annapolis And a further sum of 950l. for the several Roads within the County of Annapolis, to be applied and expended as aforesaid.
- 950l Roads in County of Shelburne And a further sum of 950l. for the several Roads within the County of Shelburne, to be applied and expended as aforesaid.
- 879l Roads in County of Lunenburg And a further sum of 879l. for the several Roads within the County of Lunenburg, to be applied and expended as aforesaid.
- 872l Roads in Queen's County And a further sum of 872l. for the several Roads within the County of Queen's County, to be applied and expended as aforesaid.
- 800l Merigomish Bridges And a further sum of 800l. for building the Merigomish Bridges, on the Eastern Great Road, agreeably to the Plan and Estimate approved of by the Governor and Council.
- 700l Road round Mount Tom And a further sum of 700l. towards the completion of the alteration of the Road round Mount Tom.
- 333l 6s 8d Western Stage Coach And a further sum of 333l. 6s. 8d. to the Western Stage Coach Company, to reimburse them as follows, viz: : 40l. due them on account of their one third of the Provincial Allowance, for carrying the Mail last year, 93l. 6s. 8d. for the remaining two thirds of the Provincial Allowance for the present year, and 200l. towards making good their losses by fire and otherwise.
- 100l Judge Wiswall, &c. And a further sum of 100l. to Judge Wiswall and the Reverend Mr. Sigogne, on the Petition of Andrew Meuse, Indian Chief, to aid the Indians in erecting a Chapel in their Settlement at Bear River, in the County of Annapolis.
- 40l R. Curry And a further sum of 40l. to Robert Curry, in pursuance of the prayer of his Petition, to be applied under the direction of His Excellency the Lieutenant-Governor or Commander in Chief for the time being, in such manner as will best further the object of such Petition.
- 200l Inhabitants of Newport And a further sum of 200l. to aid the inhabitants of Newport, in altering and improving the Road from William M'Cann's to Muddy Marsh, (so called) by John Chambers, and to build a Bridge over the River Hebert, and to make sundry alterations from thence to the Town Landing, and from Andrew Harvie's to William Chambers, not to be drawn from the Treasury until 120l. are raised and expended by private subscription.
- 119l 2s 4d Acadian School And a further sum of 119l. 2s. 4d. to the Committee of the Acadian School, to repair the loss sustained on the Building by the late fire. And

And a further sum of 500l. to the Halifax Steam Boat Company, to compensate them for the heavy expences incurred in the building of a Steam Boat to ply between Halifax and Dartmouth, and for importing a superior Engine to work the same.

500l Halifax
Steam Boat
Company

And a further sum of 15l. to William Copeland, agreeable to the prayer of his Petition, for keeping a Ferry at Merigomish, in One Thousand Eight Hundred and Twenty-Nine.

15l W. Cope-
land

And a further sum of 150l. to John Ward and others, to defray their expenses incurred or to be incurred, in running a good and sufficient Steam Boat between Annapolis, Digby, and Saint John, for seven months, and a good and sufficient Vessel for the remainder of the year; provided the said Proprietors have carried, and shall carry, the Mail, if required, without any additional charge; the said sum to be drawn on the certificate of the Commissioners of the Revenue, that the said service has been faithfully performed.

150l J. Ward
and others

And a further sum of 100l. to Susannah Green, agreeably to the prayer of her Petition, to be paid by Instalments of Twenty Pounds per annum, for the next five years; the first payment to be made during the present year.

100l S Green

And a further sum of 20l. to build the Bridge, and open and improve the Road from Bear River Bridge to the Indian Settlement, in the Township of Clements, in pursuance of the prayer of the Petition of Andrew Meuse, the Indian Chief.

20l Roads in
Clements

And a further sum of 7l. 10s. to Dr. John Fox, and also a further sum of 3l. 10s. to Jonathan Graham; to the former for medical aid and attendance, and to the latter for the Boarding and Lodging of a Soldier's wife, who was accidentally hurt at Horton, while accompanying a detachment of Troops marching from Annapolis to Halifax.

7l 10s Dr J
Fox

And a further sum of 100l. to the Revd. Fitzgerald Uniacke, to enable him to defray the expenses incurred, and to support the School for Poor Children, in the North Suburbs of the Town of Halifax, and a further sum of 65l. to the said Reverend Fitzgerald Uniacke, to enable him to discharge the Debts incurred on account of the School House.

165l Rev F
Uniacke

And a further sum of 50l. to Ezra Witter, of Truro, pursuant to the prayer of his Petition, to compensate him for losses sustained by running a Stage Coach for the accommodation of Travellers between Halifax and Truro.

50l E Witter

And a further sum 24l. 10s. to the Overseers of the Poor for the Township of Antigonish, in the Upper District of the County of Sydney, to reimburse them for money advanced for the support of Ezra Kelly, a transient and insane Pauper, and for removing the said Pauper from Antigonish to the Asylum in Halifax.

24l 10s Over-
seers of the
Poor at Anti-
gonish

And a further sum of 50l. to Michael Calahan, to repay his expenses, and remunerate him for his trouble in attending five Shipwrecked Mariners, at Canso.

50l M Calahan

And a further sum of 50l. at the disposal of His Excellency the Lieutenant-Governor or Commander in Chief for the time being, to be applied in the encouragement of a Packer employed

50l Guysb.
rough Packer

employed or to be run during the present year, by W. F. Desbarres, Esq. and others, between Guysborough and Arichat, touching occasionally at Fox Island and Canso; such Packet being under such regulations as have been, or may be agreed upon, by the General Sessions of the Peace for the Lower District of the County of Sydney.

And a further sum of 50l. to Richard Hitchins and Edmund Crowell, to compensate them for having employed or employing two able bodied men, to reside with them on Seal Islands, for the purpose of assisting Shipwrecked Mariners. One half of said sum to be paid for six months Services, from the first day of January last, upon sufficient proof being produced to satisfy His Excellency the Lieutenant-Governor or Commander in Chief for the time being, that such men have been actually so employed, and the residue at the end of the then ensuing six months, upon like proof.

50l R Hitchins
and E Crowell

And be it further enacted, That the sum of 11. per day be paid to each and every of the Members of the House of Assembly for the last Session, to be paid on Certificate of the Speaker, also the travelling charges as heretofore. Provided, that no Member be entitled to receive payment for more than forty-two days attendance.

Allowance to
Members of
Assembly

III. *And be it further enacted,* That the Collector of Impost and Excise at the port of Halifax, shall, and he is hereby required and directed to keep a distinct account of all Duties collected by him, upon the Importation from the United States of America, of Live Stock, Apples, Fruits, Onions, Biscuit, and Bread, under the Act of the General Assembly passed in the Tenth year of the Reign of His late Majesty, entitled, An Act for the further increase of the Revenue, by imposing a duty on Articles imported from Foreign Countries; and that the said duties upon the above specified articles during the present year, shall be paid to the Commissioners of the Poor, for the use of the Poor of the Town of Halifax, *Provided* such payment do not exceed the sum of 1000l. during the year One Thousand Eight Hundred and Thirty.

Revenue ap-
propriated to
support of
Poorest

IV. *And be it further enacted,* That, in addition to the Sums already granted for the encouragement of the Southern Whale Fishery, there shall be granted and paid the sum of 1500l. the same to be applied with the balance of the former Grants as a Bounty of 2l. 10s. per ton, to the owner or owners of the first ships respectively owned and fitted out in this Province, which have crossed or shall cross the Equator on Whaling Voyages; the said bounty to be paid on satisfactory proof being given that the Ships have been actually engaged in the prosecution of such Whaling Voyages for a period not less than one year, unless previously full, or prevented by unavoidable accidents. *Provided always,* That the Vessel or Vessels last fitted out shall only take the balance remaining of the sums appropriated to such Bounties.

Bounty to Sou-
thern Whale
Fishery

V. *And be it further enacted,* That the sum of 250l. annually, for the years One Thousand Eight Hundred and Thirty, One Thousand Eight Hundred and Thirty-One, One Thousand Eight Hundred and Thirty-Two, One Thousand Eight Hundred and Thirty-Three, and One Thousand Eight Hundred and Thirty-Four be granted and paid to the Eastern Stage Coach Company, for the encouragement of a line of Stages now running between Halifax, Truro and Pictou; the money to be drawn from the Treasury quarterly, upon its appearing to the satisfaction of His Excellency the Lieutenant-Governor, or Commander in Chief for the time being, that the public have been accommodated during those years respectively, with a Coach drawn by three or more Horses, running three times in the week, from the Month of May to the middle of November, and, during the remainder of the year, once in the week, between Halifax, Truro and Pictou.

250l. Eastern
Stage Coach
Company

VI. *And be it further enacted,* That the Annual Bounty granted in the Year of Our Lord One Thousand Eight Hundred and Twenty-eight, to the Western Stage Coach Company, shall be in future paid to them Quarterly, by equal Instalments, instead of being paid annually, as heretofore.

Payment of
Western Stage
Coach Compa-
ny

And whereas, it appears that the Legislature of New-Brunswick have agreed to pay one half of the expenses of erecting a Light-House upon one of the Seal Islands, and have already voted the sum of Five Hundred Pounds towards it.

VII. *Be it therefore enacted,* That the sum of 1000l. shall be granted and placed at the disposal of His Excellency the Lieutenant-Governor, or Commander in Chief for the time being, to erect the said Light-House.

1000l Light-House upon one of the Seal Island

VIII. *And be it further enacted,* That the Commissioners of the Revenue for the time being, be, and they are hereby authorized and empowered to allow a Drawback upon all Wines imported for, or consumed by, the Commissioned Officers of His Majesty's Army, composing the several Regimental Messes of the Garrison at Halifax, or to relinquish the Duties, upon all such Wines, upon proof being made to the satisfaction of the said Commissioners, that the Wines whereon a Drawback or relinquishment of Duties is claimed, were actually imported for, or consumed by, such Officers of the Army. *Provided,* that the whole amount do not exceed the sum of Three Hundred Pounds in any one year.

Drawback allowed on wines consumed by Army

IX. *And be it further enacted,* That there shall be granted and paid the sum of 2000l. for the Great and Cross Roads in the County of Cape-Breton, to be applied in such manner as shall be directed by His Excellency the Lieutenant-Governor, or Commander in Chief for the time being.

2000l Roads in Cape Breton

And a further sum of 100l. to the Clerk of the House of Assembly, to defray the expense of extra Servants, and other incidental expenses during the last Session.

100l Clerk of Assembly

And a further sum of 35l. to the Deputy Clerk of the Council, for his Services for the last Session.

Also the further sum of 65l. to the said Deputy Clerk, for attendance and extra services in the Council, during the last Session.

35l Deputy Clerk of Council

And a further sum of 35l. to the Assistant Clerk of the House of Assembly, for drafting and copying Bills for the Members of the House of Assembly, during the last Session.

65 Deputy Clerk of Council

Also the further sum of 65l. to the said Assistant Clerk, for attendance and extra services in the House of Assembly, during the last Session.

65l Assistant Clerk of House of Assembly

And a further sum not exceeding 75l. to the Clerk of the House of Assembly, to defray the expense of Stationary for the Council and House of Assembly, during the last Session.

75 Clerk of House of Assembly

And a further sum of 50l. to the keeper of the House of Assembly and Council Chamber, for the last Session.

50l Keeper of House of Assembly, &c.

And a further sum of 40l. for the contingent expenses of the House of Assembly, for the last Session, to be drawn by the Speaker of the House of Assembly.

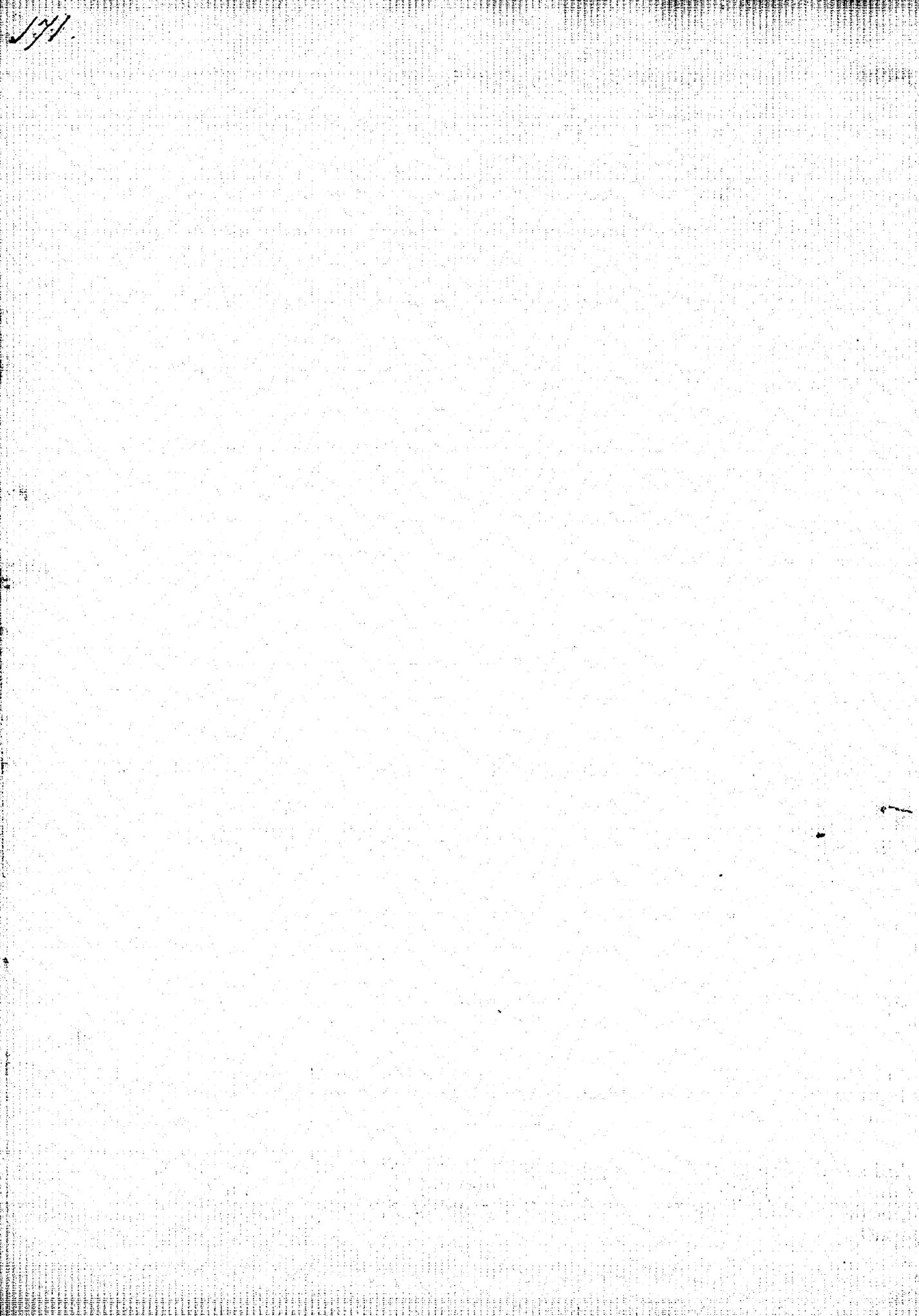
40l Contingent Expenses House of Assembly

And a further sum of 10l. to John James Sawyer, Esquire, High Sheriff of the County of Halifax, for his expenses as such Sheriff, at the opening and closing of the last Session of the General Assembly.

10l JJ Sawyer

And a further sum of 165l. to defray the expense of fuel, and sundries supplied for the use of His Majesty's Council and House of Assembly in the last Session, to be paid on the Certificate of the President of the Council and the Speaker of the House of Assembly.

165 Fuel and Sundries Council & Assembly



CAP. II.

An Act for granting to His Majesty certain Duties of Impost on Wine, Brandy, Gin, Rum and other Distilled Spirituous Liquors and Brown Sugar, for the support of His Majesty's Government, and for promoting the Agriculture, Commerce and Fisheries, of this Province.

BE it enacted by the Lieutenant-Governor, Council and Assembly, That there shall be raised, levied, collected, and paid to His Majesty, His Heirs and Successors, on all Wines, Brandy, Gin, Rum and other Distilled Spirituous Liquors and Brown Sugar, Maple Sugar only excepted, which shall or may hereafter be imported or brought into this Province, or Manufactured therein, the respective rates and impositions hereinafter mentioned, that is to say,

For and upon the following Wines, that is to say,

Champaigne, Madeira, Port, Lisbon, Claret and Sherry, two shillings per Gallon.

For and upon all other Wines, one shilling and six pence per Gallon.

For and upon all Brandy, Gin and Spirits, the Manufacture of the United Kingdom, one shilling and four pence per Gallon.

For and upon all other Brandy, Gin and Cordials, one shilling and four pence per Gallon.

For and upon all Shrub, one shilling per Gallon.

For and upon all Rum and other Distilled Spirituous Liquors, one shilling per Gallon.

For and upon every hundred weight of Brown Sugar, two shillings and six pence.

For and upon the following Articles Manufactured within this Province, that is to say,

For and upon all Brandy, Gin, Rum, or other Spirituous Liquors, Manufactured, Extracted or Distilled, in this Province, seven pence per Gallon.

All which Duties shall be paid by the Importers or Manufacturers of such Articles, and shall be collected and secured by the means and under the regulations and penalties, and shall be drawn back on Exportation, in the way and manner by this Act provided and contained.

II. Provided always, and be it further enacted, That all Goods and Merchandize, the Growth, Produce or Manufacture, of any Foreign Country, or Place, not under the Dominion of His Majesty, and subject to the Duties imposed by the Statute of the Imperial Parliament of Great-Britain and Ireland, passed in the Sixth year of His late Majesty's Reign, and entitled, An Act to regulate the Trade of the British Possessions abroad, shall be wholly free and exempt from the Duties imposed by this Act.

III. And be it further enacted, That all Merchants and other Persons who shall import or bring into this Province in any ship or vessel, or otherwise, or who shall receive or have consigned to him or them respectively, any Wine, Brandy, Gin, Rum, or other Distilled Spirituous Liquors or Brown Sugar (Maple Sugar excepted) shall within twenty four hours after the arrival of any such ship or vessel, into any Port, Harbour or Creek, within this Province, and due Notice thereof given to such Merchant, Consignee or Importer, render an Account in writing, and upon Oath, to the Collector of the Excise, for the District in which such Merchant, Consignee or Importer, shall or may reside, setting forth therein, the quantity of each of the said enumerated Articles, so imported or received, the nature and description of the Casks and Packages, in which the same may be contained and packed, with the marks and numbers thereof, and also the name of the place from whence they shall have been imported or brought; and the Master or Owner, and the Supercargo (if any there be) of any ship or vessel so importing or bringing any of the said Articles, shall also, within twenty-four hours after the arrival of such ship or vessel in any Port, Harbour or Creek, within this Province, report

Duty on Wine

Duty on Brandy and Gin

Duty on Rum &c. imported

Duty on Sugar

Articles liable to Duty under Act 6 Geo. IV exempt from Duty

Dutiable articles imported; how and where to be entered

to such Collector for the District in which such Port, Harbour or Creek, shall be, the quantity of each of the said enumerated Articles so laden on board such ship or vessel; the Casks or Packages in which the same may be contained, with their respective marks and numbers, and the name or names of the person or persons to whom the same may be Consigned, and shall also verify his, and each of their said Reports, by Oath, the same to be administered by the said Collector.

Importer or
Consignee's
Oath

Importer or Consignee's Oath, I. A. B. do solemnly Swear, that the Account which I have now rendered and subscribed, of the Wines, Brandy, Gin, Rum and other Distilled Spirituous Liquors and Brown Sugar, laden on board and imported in the ship or vessel, called _____ at _____ is a true and faithful Account of all the said Articles of which I am Owner or Consignee, laden on board or imported in such ship or vessel, and that no part of the Cargo, to me belonging or consigned, of such ship or vessel, hath since her arrival and to my knowledge or belief been landed, sold, delivered, bartered, or exchanged, at any Port or Place within this Province, or on the Coasts thereof, So help me God.

Master and Supercargo's Oath.

Master and
Supercargo's
Oath

I A. B. do solemnly swear, that the Report which I have now made and subscribed, contains a true and just account of all the Wines, Brandy, Gin, Rum, and other Distilled Spirituous Liquors and Brown Sugar, laden on board the ship or vessel called the _____ at _____ and that I have not landed or suffered to be landed, sold, delivered, bartered or exchanged, from or out of the said ship or vessel, any Wine, Brandy, Gin, Rum, or other Distilled Spirituous Liquors, or Brown Sugar, at any port or place within this Province or on the Coasts thereof, since my sailing from _____ So help me God.

And such Master shall also obtain a Permit from the said Collector, for landing the said Wines, Brandy, Gin, Rum, and other distilled Spirituous Liquors, and Brown Sugar, on some certain wharf or place within his District, which said Permit shall be in the words following :

Permission to
land Dutiable
Goods

Permit A. B. Master of the ship or vessel called the _____ to begin to unload her Cargo at _____ wharf or landing, within the District of _____ and to continue to unload the same betwixt Sun-rising and Sun-setting each day until the Cargo of such ship or vessel shall be wholly discharged.—Given under my hand this _____ day of _____ A. D. 18

Breaking Bulk
without permit
or removing
Dutiable articles
before they are
guaged, &c.

And if such Master, Owner or Consignee, or other Persons, shall neglect to make such report, or shall break bulk of or on board such ship or vessel, or shall unlade or land any of the said enumerated Articles, before he or they shall have made such report and obtained such Permit, or shall unlade or land the same, or any part thereof, at any other place than is specified in the said Permit, or shall remove or carry away, or suffer or cause to be removed or carried away, any of the said Articles from the place specified in the said Permit for landing, before such Wines, Brandy, Gin, Rum, or other Distilled Spirituous Liquors, shall have been duly guaged, or before such Brown Sugar shall have been duly weighed, under the direction of the said Collector, and the said rates, duties and impositions, shall have been paid or secured in manner as hereinafter directed, and not having a Permit for removing the same, in the words following;

Permit to re-
move dutiable
Articles

Permit A. B. to remove _____ from _____ within the town of _____ to _____ the duties thereon having been already paid or secured in the Ex- _____ cise Office at _____ Given under my Hand at _____ this _____ day of _____ A. D. 18

Every such Master, Owner or Consignee, or other Person, shall forfeit for each and every such offence the sum of one hundred pounds, and the ship or vessel from or out of which such Articles or any or either of them shall have been clandestinely landed is hereby rendered forfeit, and the same, being first duly seized by the said Collector, shall be prosecuted to condemnation, and afterwards sold, and the net proceeds thereof shall be distributed in manner as is hereinafter directed.

IV. *And be it further enacted,* That on the Accounts and Reports being respectively made as aforesaid by the Persons herein before mentioned of all and every part of the said herein enumerated Articles which shall be imported into this Province as aforesaid, the Collector of Excise for the District into which such Articles shall or may be imported, shall give to such Merchant, Consignee or Master, a Permit to break bulk of and unlade from such ship or vessel all and every the herein before enumerated Articles, and to land the same at such wharf or place as such Collector shall think most convenient to the Owner or Consignee of such Articles, and shall forthwith proceed to Gauge such Wines, Brandy, Gin, Rum, and other Distilled Spirituous Liquors, and mark the name of the Island or Place from whence the said Spirituous Liquors came on the heads of the Hogsheads or Casks in which they are contained; and to weigh such Sugar; and after weighing and guaging the said Articles respectively, shall proceed, in case the Duties on the Articles so imported shall not amount to more than ten pounds, to collect the same before the Importer shall have a Permit for the removal of the said Articles; and in case such Duties shall amount to more than ten pounds then such Collector shall proceed to secure the said Duties, by a taking a Bond from such Importer, Owner or Consignee, to His Majesty, His Heirs and Successors, with sufficient Sureties, for the payment of the Rates and Duties herein before mentioned, in manner and form following, that is to say, one fourth part of the said Rates and Duties in six months from the giving such security, one fourth part of the said Rates and Duties in nine months from the giving such security, and the residue of the said Rates and Duties in one year from the giving such security.

Dutiable arti-
cles to be gauged,
&c.

Duties—how
paid or secured.

V. *And be it further enacted,* That whenever any Articles, chargeable with duty under this Act, shall be Warehoused in the manner prescribed by the said Statute of the Imperial Parliament, then, and in every such case, the party by whom the said Duties were secured shall be allowed credit and further time for the payment due upon his Securities, for such of the Articles as there remain, and until they shall be taken out of the Warehouse. *Provided always,* that the said Articles have not remained in the Warehouse longer than one year from the date of the Security taken for the duty thereon.

Payment of
Duties ex-
tended

VI. *And be it further enacted,* That the Owner or Owners of any Distillery or Distilleries, or other person or persons, who shall Manufacture any Brandy, Gin, Rum, or other Distilled Spirituous Liquors, in this Province, and in case such Distillery or Distilleries shall be carried on by any Servant or Servants, having the care or management of the same, such Owner, Master or Servant or Servants, respectively, shall, on the Saturday of each and every week, after the publication of this Act, render a true and faithful Account to the Collector of Impost and Excise of the quantity of Brandy, Gin, Rum, or other Distilled Spirituous Liquors, that have been Manufactured or Distilled in his, her, or their Distillery or Distilleries, and shall make and subscribe before the said Collector the Oath following:

Distilled arti-
cles liable to
duty

I do solemnly Swear that the Account which I have now rendered and subscribed of the Brandy, Gin, Rum, and other Distilled Spirituous Liquors, Manufactured or Distilled at the Distillery of _____ is a true and faithful Account of all the Brandy, Gin, Rum and other Distilled Spirituous Liquors, Manufactured or Distilled at the said Distillery since the _____ day of _____ last, and that no Brandy, Gin, Rum and other Distilled Spirituous Liquors, have been Manufactured, or Distilled, at the said Distillery, since the _____ day of _____ last, except what the said Account contains; and I further swear that no Brandy, Gin, Rum, or other Distilled Spirituous Liquors, to my knowledge or belief, have been removed from the said Distillery without being duly gauged by the Guager for the District of _____ or without a Permit to remove the same from the Collector of Impost and Excise for the said District, So help me God.

Distiller's oath

And after making and subscribing the said Oath, the said Owner, Master or Servant, shall give security for the payment of the Rates and Duties on such Brandy, Gin, Rum, or other Spirituous Liquors, by this Act imposed, in manner and form as in this Act is directed, with respect to such Articles as shall be imported into this Province under the penalty of one hundred pounds, for each and every neglect.

VII.

Neglecting to pay or secure the duties on dutiable articles

VII. And be it further enacted, That in case no person shall appear to pay or give security for the Rates and Duties herein imposed on the said enumerated Articles, within twenty-four hours after the same shall have been landed and gauged or weighed, or reported by the Distiller thereof as above required, that then it shall and may be lawful for the said Collector to take such enumerated Articles into his custody, and to store the same, and shall within five days from receiving the same into his possession, give notice for the space of ten days for the sale thereof, and to proceed to sell at Public Auction so much of the said Articles as shall be necessary to pay the Rates and Duties imposed by this Act, with all the reasonable costs and charges attending the storing and selling such Articles, and shall deliver up to any person lawfully authorised to receive the same the residue of such Articles as may remain in the hands of the said Collector after paying such Rates, Duties, Costs, and Charges.

Removal of dutiable Articles from Distillery

VIII. And be it further enacted, That none of the herein enumerated Articles, of the value of five pounds or above, shall be transferred by, or removed from the store or stock of any Importer, Distiller or Owner, of the same to any other person or persons whatsoever, without a Permit from the said Collector of the District wherein the same shall be in the words following

Permit to receive dutiable articles

Permit A. B. to receive from the Stock of C. D. the following Articles nameily, and to carry the same from within the Town of _____ to the Duties thereon having been paid or secured in the Excise Office, at _____

Given under my hand at _____ this _____ day of _____ A. D. 18 _____

Penalty for removing dutiable articles without permit

IX. And be it further enacted, That in case any of the above enumerated Articles shall be found in the possession of any person or persons whomsoever, or shall be found laden on any Cart, Truck, Waggon, Sled, Horse, or Horses, or on board any boat or vessel, the Rates and Duties herein mentioned not being paid or secured, or without the respective Permits by this Act required, the person or persons in whose possession they shall be so found, shall forfeit fifty pounds; and all and every such Articles, Carts, Trucks, Waggons, Sleds, Horses, Boats and Vessels, shall be forfeit; and that when any question shall arise whether the aforesaid Rates and Duties have been paid or secured, the proof of the payment, or securing of the same, shall lie on the possessor or claimer of such Articles.

Drawback on the exportation of dutiable articles

X. And be it further enacted, That in case any person shall be desirous to export or carry in any one ship or vessel registered according to Law, any quantity of Wine, Brandy, Gin, Rum or other Distilled Spirituous Liqueurs, equal to or exceeding one hundred Gallons, or any quantity of Brown Sugar, exceeding ten hundred pounds weight, out of this Province, to any Kingdom, State, or Colony, such person or persons shall, previous to re-shipping, exporting or carrying the same out of this Province, obtain a Permit, authorizing him, her, or them, to export the said Article or Articles: which Permit the said Collector shall give without Fee; and thereupon, it shall and may be lawful, after the said Articles have been duly Gauged and Weighed, by the proper Officer, to lade the same on board any ship or vessel, for exportation, in the presence of the Collector, or of the Weigher or Guager, or either of the Tide Waiters, for the District; and the Exporter and Master of the vessel on board which such Articles shall be laden, shall respectively make and subscribe before, and leave in the hands of, the Collector, who shall give the said Permit, the following Oath:

Exporter's Oath

I. A. B. do swear that the Dutiable Article or Articles now actually by me shipped on board _____ whereof C. D. is Master, bound for _____ which Articles are hereunder specified, is really part of the Stock of _____ imported from _____ in the _____ entered in this Office, and is or are of the proof, or quality and description, as imported, and also hereunder specified, and that the same Article or Articles is or are not intended to be re-landed in this Province, So help me God.

Master's Oath

Master's Oath.—I. C. D. do swear that _____ is now actually shipped on board the _____ of which I am Master, bound for _____ and that the same hath been laden on board the said _____ for the purpose _____

purpose of exportation out of this Province, and that the same is not intended to be re-landed, sold or exchanged, in any part of this Province, So help me God.

After which Oaths, made and filed as aforesaid with the said Collector, the Duties secured on such Articles as are specified in such Permit and Affidavit shall not be demanded for the space of twelve months after the date of such Permit; and in case such Exporter or Exporters shall, at or before the expiration of the said twelve months, produce to the Collector from whom he obtained such Permit for Exportation as aforesaid, a Certificate, under the Hand and Seal of the Principal Officer or Officers of His Majesty's Customs at the place to which such Articles shall be exported, of the description of the said Wines, and the proof of the said Spirituous Liquors, and that the same have been to his or their knowledge landed within the Port of which he or they is or are principal Officer or Officers; or in case such enumerated Articles shall be exported to any Foreign State or Country, such exporter shall produce the like Certificate from His Majesty's Consul or Vice-Consul, for such Foreign State or Country; then, and in that case, the said Exporter or Exporters shall have Credit with the said Collector of Excise, for the whole Duties secured for and on the said Articles so by him or them exported out of this Province; and in case the Rates and Duties herein laid and imposed shall have been paid, such Certificate shall entitle such Exporter or Exporters to receive the whole amount of the said Rates and Duties so paid from the Treasurer of the Province; and if any of the said enumerated Articles, which shall be so shipped for exportation, shall be fraudently re-landed in this Province, such Articles so re-landed shall be forfeit to His Majesty, His Heirs and Successors, together with the ship, boat or vessel, from which they shall be re-landed; and all and every person or persons who shall be aiding and assisting in re-landed such Articles, shall forfeit and pay the sum of fifty pounds, to be prosecuted for, recovered and distributed, as is hereinafter directed. *Provided always*, That any Wine, Brandy, Gin, Rum, or Spirituous Liquors, so re-shipped or exported from and out of this Province, shall be re-shipped and exported in the original Casks or Packages.

Drawback how obtained

XI. *And provided always, and be it further enacted*, That if it shall happen, by reason of accidents and delays during the time of war, that persons who have exported, or who shall hereafter export, any of the said herein enumerated Articles, shall not be able to procure and produce the Certificates aforesaid within the said period of twelve months, then and in such case, it shall be lawful for the Commissioners of the Revenue to allow a reasonable time beyond the said period of twelve months for the production of the necessary Certificates of the landing such Articles at any Port or Place out of this Province; and if such Articles, before their arrival at the Port or Place to which they were or shall be destined, shall be lost or taken by His Majesty's Enemies, it shall and may be lawful for the said Commissioners, upon full proof of such loss or capture, to direct and order that the Exporter or Exporters thereof shall receive credit for, or repayment of, the Duties by him or them paid or secured thereon, in like manner as if the regular Certificates of the Exportation and Landing of such Articles had been produced according to Law.

Time for obtaining drawback extended

XII. *And be it further enacted*, That whenever any Merchant or Merchants resident at the Out-Ports of this Province, shall send or consign for Sale to his or their Agent or Agents, at Halifax, any Wines, Brandy, Gin, Rum, or other Spirituous Liquors, or any Brown Sugar, which have been actually imported by him or them, and on which the Duties have been paid or regularly secured in such Out-Port; it shall and may be lawful for the Agent or Agents to whom such Article or Articles shall be consigned, to Export the same and receive the drawback or drawbacks on the Export thereof, in the name of the original Importer. *Provided always*, that the quantity of such Dutiable Articles so imported and sent Coastways to Halifax, at one and the same time, shall amount to the full quantity on which a drawback is herein allowed, and *provided*, such Article or Articles shall be accompanied with a regular Permit from such Out-Port, to shew that the several Duties thereon have been paid or secured at such Out-Port, and also

Dutiable articles imported coastwise and afterwards exported

also expressing the place from, the time when, and the vessel's name in which, the same were imported, and the marks or numbers of such Casks or Packages; and *Provided further*, that any such Wine, Brandy, Gin, Rum, or other Spirituous Liquors, shall be in the original Casks or Packages.

And whereas, it is prejudicial to the Navigation of this Province, to oblige Merchants importing any of the Dutiable Articles enumerated in this Act, to put on shore and land such part thereof as it may be the intention of the Owners to send in the same vessel to some other Colony, Port or Place :

Dutiable arti-
cles may be ex-
ported without
being landed

XIII. *Be it enacted*, That after the publication of this Act, if any of the Dutiable Articles enumerated in this Act, shall be imported and brought into this Province, on board any ship or vessel, it shall and may be lawful for the Master, Owner, Factor or Supercargo, to report and enter at the Impost and Excise Office, conformably to the provisions contained in this Act, such part or portion of the Dutiable Articles aforesaid, as he or they may think proper to be landed for Sale and Consumption in the Province, and to enter and report the residue or remainder for Exportation in the same vessel, to some other Port, Place or Colony, out of the Province, and the Officers of Impost and Excise shall permit the landing, and shall gauge and weigh, and secure the Duties on, the several parts of such vessel's Cargo, so to be put on shore for sale and consumption, in the manner usual and conformably to the several Clauses and Provisions contained in this Act, and shall also secure the Duties of Impost and Excise on such parts of the Cargo of such vessel or vessels as may be reported and entered as aforesaid for exportation in the same bottom, without unlading or landing the same, and for that purpose shall demand and require the person or persons entering the same for exportation, to produce and deliver to such Officer or Officers the Original Invoice of the Goods so entered for exportation; and the proper Officer or Officers of Impost and Excise shall require the person or persons making such entry to verify such Invoice upon Oath, which Oath it shall and may be lawful for the Officer or Officers of Impost and Excise to administer in the following words :

I do solemnly swear, that the Invoice now by me produced, is the Original Invoice of the Goods, Wares and Merchandise, now by me entered for exportation, and such Invoice was actually and truly made at the Port or Place where such Goods were shipped, and does actually and truly contain to the best of my knowledge and belief, a true and just Account of the quantities of each and every Article so by me now entered for exportation.

Duties secured
upon original
Invoice.

And the said officers shall calculate upon such Invoice the amount of the Duties, and shall thereby ascertain the same in like manner as if the Articles so entered for Exportation had been actually landed and regularly weighed and gauged, and Bonds shall be taken with sufficient Sureties in the usual form for the payment of such Duties at the usual times and periods, and the said Officers shall on such Duties being Bonded and secured as aforesaid, grant a Permit for the Exportation of the Goods on which the Duties have been so secured in the usual and customary form, and the Exporter of such Dutiable Articles shall be entitled to have and be allowed a Drawback without any deduction whatsoever of the Duties so secured, in the same manner and form and upon the same Certificates of Landing, and under the same rules and regulations, that persons obtain Drawbacks who export Dutiable Articles, after having landed the same in this Province.

False report or
entry of dutia-
ble articles.

XIV. *And be it further enacted*, That if on examination it shall be discovered that the report and entry made of Dutiable Goods, part for consumption, and part for exportation, shall be false, and that there was a greater quantity of Dutiable Goods laden on board the ship or vessel than was reported and entered with the Impost and Excise Officers; all the surplus goods, together with the ship or vessel, shall and may be seized by the proper Officer or Officers; and the party making such false entry shall be subject to all the penalties and forfeitures imposed in and by this Act on persons making false report or entry; and if any part of the goods so permitted to be exported as aforesaid, shall

shall be fraudulently or clandestinely discharged or unladen within the Province of Nova-Scotia, from on board the vessel in which the same were imported, such vessel, and all the goods so discharged or landed, together with the vessels, boats, carts, horses and carriages, employed in landing or removing the same, shall be seized, and forfeited to His Majesty; and all and every person or persons who shall be aiding and assisting in such fraudulent or clandestine landing, of any such goods, shall forfeit and pay the sum of Fifty Pounds, to be sued for, recovered and distributed, in the manner herein before directed.

XV. *And be it further enacted*, That in case the party making such report and entry for exportation, shall neglect or refuse to produce such original Invoice, and to verify the same as aforesaid, or shall neglect or refuse to secure the Duties, then, and in such case, the Goods so entered for exportation shall be landed, and the Duties ascertained, and secured, in manner herein before directed.

Refusal, &c. to produce original Invoice.

XVI. *And be it further enacted*, That in case the Collector of Impost and Excise shall have any just cause to doubt the truth or authenticity of any Report or Entry, or of the Invoice produced, he shall and may search and examine into the contents of the Cargo, so reported and entered, and may remove, or cause to be removed, the Packages, from one part of the vessel to the other, so as to ascertain as far as possible the true contents of each Package; and the Master, Officers and Crew, of such vessel, shall aid and assist the Officer or Officers in making such search and examination; and in case he or they refuse such assistance, then, and in such case, the Goods shall be landed, and the truth of such Report and Invoice ascertained; and it shall and may be lawful for the Officer making such search to call to his aid three respectable Merchants to assist therein, and if, in the opinion of such Merchants, there shall be any reasonable cause for further suspicion, they shall certify the same, which Certificate shall be sufficient to authorize the proper Officer to order the Cargo to be discharged, and the truth or falsity of the Report and Invoice actually ascertained by weighing and gauging such Cargo; *Provided always*, that if the difference between the Invoice and the Return of the Guager and Weigher, shall, in the opinion of three Merchants, not exceed the difference which frequently occurs between the gauge and weight of two different Ports or Places, in such case no Penalty or Forfeiture shall attach to the person making such Report or Entry.

Suspicion of original invoice

XVII. *And be it further enacted*, That if the Master, Owner, and others concerned in the ship or vessel in which Goods are entered for exportation as aforesaid, shall unnecessarily delay unlading the part or parts of her Cargo entered to be landed, or shall after the unlading thereof delay for a space longer than ten days proceeding on her voyage and departing from the Province with the Goods so to be exported, the said Master, Owner or others concerned, shall pay each and every day to the Tide Waiter employed to attend such vessel during such delay, the daily pay established for a Tide Waiter to receive from the Province when on duty, and on refusal it shall be lawful for such Tide Waiter to recover the same in a summary way before one of His Majesty's Justices of the Peace for the County or Place within which such Tide-Waiter shall have been so employed.

The sailing of vessels with dutiable articles delayed.

And whereas, Vessels not bound to this Province, are oftentimes obliged, by stress of weather, or other sufficient causes, to put into some or one of its ports; and such vessels may have on board some of the herein enumerated articles, which it may be necessary to unlade, in order to repair such vessels, and enable them afterwards to proceed on their intended voyage:

XVIII. *Be it therefore enacted*, That it shall and may be lawful for the Collector of Impost and Excise, within the District where any such vessel or vessels may arrive, upon application to him by the Master or Consignee thereof, to permit such Master or Consignee to unlade all such Dutiable Articles, and to deposit and store the same in the custody of the said Collector, who shall take an exact account of the Packages in which such articles are contained, and the contents of each Package, and make a correct entry

Vessels laden with dutiable articles putting into Ports in distress.

try thereof in his Book, and such dutiable Articles shall remain in the Custody of the said Collector, until such vessel or vessels shall have been put in a condition to receive the same on board again, and be ready for Sea; and upon payment of store rent, and all other reasonable charges, that may have been incurred by the unlading and storing the whole or any part of such Cargo or Cargoes, the said Collector is hereby required to deliver up the same to the said Master or Consignee, to be exported upon the same restrictions and conditions as such Articles duly imported into this Province; and the same shall not be subject to any of the said Duties. *Provided always*, that no person as aforesaid shall be entitled to the benefit of this Clause, who shall be proved to have sold any part of the said Dutiable Articles, except such part as may be sufficient to pay for the necessary repairs of such vessel or vessels, and shall have been permitted to be sold for that purpose by the Commissioners of the Revenue. *And provided always*, that if any part of the said Dutiable Articles shall be sold for the payment of the repairs, and other necessary charges that may arise in refitting such vessel or vessels for the prosecution of her or their intended voyage, the same shall be subject to and pay the whole of the Duties thereon imposed by this Act.

Drawback on
articles suppli-
ed Navy or
Army.

XIX. *And be it further enacted*, That any Merchant, Distiller or other Person, who shall supply for the use of His Majesty's Army, Navy, or Careening Yard, any Brandy, Gin, Rum, or other Distilled Spirituous Liquors, or any Wines or Brown Sugars, for which he shall have paid or secured the Duties and Rates imposed thereon by this Act, shall be entitled to have credit for, or to be repaid, such Rates or Duties, *Provided*, the said Brandy, Gin, Rum, or other Spirituous Liquors, or Wines, shall immediately on the importation or manufacture thereof, or being Prize Goods shall immediately on the sale thereof, pursuant to any order of the Court of Vice-Admiralty, be stored under the inspection of the Collector of Impost and Excise, in a proper Warehouse, in the joint custody of the said Collector, and of the Merchant, Distiller, or other person or Persons who shall supply the same; and unless such Brandy, Gin, Rum, or other Spirituous Liquors or Wines shall be delivered out of such Warehouse to the proper person or persons authorized to receive the same for the use of His Majesty's Navy, Army, or Careening-Yard, in the presence of such Collector, and unless the same shall also be immediately conveyed from the said Store or Warehouse on board of some one of His Majesty's Ships of War, or into the Careening Yard, or delivered over to the Commissary of His Majesty's Army in the presence of such Collector; and if any such Brandy, Gin, Rum, or other Distilled Spirituous Liquors, or Wines, so delivered for His Majesty's Service, shall afterwards be fraudulently relanded or sold in this Province, the same shall become forfeited to His Majesty, and every person or persons concerned in such fraudulent relanding or sale thereof shall forfeit and pay the sum of fifty pounds, to be recovered in the manner prescribed by this Act.

Survey of Wine
&c. intended for
Navy or Army

XX. *And be it further enacted*, That all Brandy, Gin, Rum, and other Distilled Spirituous Liquors and Wines, which shall be so stored for the purpose of supplying His Majesty's Army, Navy or Careening-Yard, shall be exactly gauged without any allowance for leakage, and the quantity contained in each cask shall be marked by the Gauger on the head thereof, on which quantity and no more the person supplying the same shall be repaid or allowed credit for the rates and duties by him secured and paid.

And whereas, it is expedient that Officers of His Majesty's Navy be relieved from the payment of any Provincial Duties on Wines by them exported and consumed on board the ships of war or elsewhere, without the limits of this Province,

Licence to pur-
chase Wines &c.
for the Navy

XXI. *Be it further enacted*, That it shall and may be lawful for the Governor, Lieutenant-Governor or Commander in Chief for the time being, on the application of the Captain or Officer Commanding any of His Majesty's Ships of War about to leave the Province, to grant a Licence to purchase for the use of the Officers of such Ships respectively so many Gallons of Wine, as shall be recommended by the Commissioners of the Revenue as a reasonable allowance for the use of the Officers of such Ships, so as the same be calculated to supply such Officers for a period of at least three months, and the name or names of the person or persons from whom such Wines are intended to be purchased shall be inserted in such Licence.

XXII.

XXII. *And be it further enacted,* That the person or persons so selling such Wines shall obtain the necessary Permit, and ship the said Wines, according to the provisions, and under all the regulations, herein before prescribed in cases of exportation of dutiable articles out of the Province, and shall also take the Exporter's Oath required in such cases; and the Officers for whose use such Wines shall have been so purchased and shipped, shall certify that such Wines are actually on board one or more of His Majesty's Ships then ready for sea; and that no part thereof shall, with their consent, privity or knowledge, be reloaded in this Province: which Certificate, together with the Licence for such purchases, shall be lodged with the Collector of Impost and Excise, and thereupon the person or persons from whom such Wines shall have been purchased, shall be entitled to a drawback of the Duties which shall have been paid or secured thereon, in the same manner as is allowed by this Act on Wines exported out of this Province.

Permission to
export dutiable
Articles

XXIII. *And be it further enacted,* That all and every of the said herein enumerated Articles, which have been or shall be brought into this Province under the denomination of Prize Goods, and which shall be sold therein by any Order of the Court of Vice Admiralty; and all such enumerated Articles, which shall hereafter become forfeit to His Majesty, on account of illegal importation, or upon any other causes whatsoever, shall be subject to all the rates and duties imposed upon such Articles by this Act; and the respective purchasers of such Articles shall be considered as the *bona fide* importers thereof, for the purposes of this Act, and shall make the payments or give the necessary Bonds and Securities accordingly, for the amount of the said rates and duties thereon.

Prize Goods,
&c.

And in order to prevent Frauds from being committed on the Revenue of this Province, in certain of the Out-ports, by Masters and Owners of Vessels,

XXIV. *Be it enacted,* That no ship or vessel entering the Gut of Annapolis shall pass the Town Plot of Digby, to unload at Bear River or Moose River, or the Creeks in the lower part of the Township of Granville, or any other place or places between the Townplot of Digby aforesaid, and the Townplot of Annapolis, until the Master, Owner or Consignee, of such Vessel and Cargo respectively, shall have made a report and entry with the Collector of Impost and Excise in the said Townplot of Digby, of the whole Dutiable Articles on board such ship or vessel, and shall have secured the Duties imposed thereon by this Act; nor shall any ship or vessel entering the Gut of Annapolis aforesaid, pass the Townplot of Annapolis, to unload at any place or places further up the said River, or to the Northward or Eastward of the said Townplot of Annapolis, until a report and entry shall have been made as aforesaid, with the Collector of Impost and Excise in the Townplot of Annapolis, of the whole Dutiable Articles on board such ship or vessel, and until all the Duties imposed thereon shall have been secured according to the provisions of this Act, under the penalty of One Hundred Pounds for every such offence, to be recovered from the Master, Owner or Consignee, of such ship or vessel.

Vessels enter-
ing the Gut of
Annapolis, la-
den with dutia-
ble articles

XXV. *And be it further enacted,* That all and every sum or sums of money arising from, or which shall be collected and paid under and by virtue of, this Act, after deducting the expence of collecting the same, shall be paid into the hands of the Treasurer of the Province quarterly, or oftener, if the same shall be by him demanded.

Revenue to be
paid to Treas-
urer

XXVI. *And be it further enacted,* That the Collector, Land Waiter, Weigher or Guager, or any one or more of them, shall and may immediately upon the arrival of any ship or vessel in any Harbour, Port or Creek, in this Province, either at or before her coming to an anchor or wharf, enter on board the same; and have full power and authority to take custody of, and to seize any ship, vessel, boat, cart, waggon, truck, sled or horse, on board of or on which any of the above enumerated Articles shall be laden or found contrary to the provisions of this Act, and to prosecute the same and all and every person or persons offending against all or any of the rules, regulations and provisions, thereof to final condemnation, judgment and execution; and shall and may enter into any

Power of Col-
lector, &c.

ships, vessels, boats, houses, shops or cellars, of all and any person or persons in which they, or either of them, shall have reasonable cause to suspect there is or are any Article or Articles herein enumerated, for which the Rates and Duties herein mentioned have not been paid or secured, or which has or have been fraudulently relanded within the Province. *Provided*, that every such Collector, Land Waiter, Guager and Weigher, shall, before they or either of them enter into any houses, shops, stores or cellars, on oath, inform some one of His Majesty's Justices of the Peace, for the County or Town wherein such houses, shops, stores or cellars, are situate, that he has cause to suspect there is or are any of the Article or Articles herein above enumerated, and for which the Rates and Duties herein mentioned have not been paid or secured, or which has or have been relanded as aforesaid within this Province. And the said Justice is hereby authorized and directed immediately on the information aforesaid, to attend and go with such Collector, Land Waiter, Weigher or Guager, to the houses, stores, shops or cellars, aforesaid, and shall then and there require to be admitted into the same, either by personally demanding entrance of some person in or belonging to such dwelling house, shop, store or cellar, or declaring the purpose for which he is about to enter into the same; after which demand or declaration made as aforesaid, in case the door or doors of such dwelling-house, shop, store or cellar, shall not be opened, it shall and may be lawful for such Justice of the Peace to direct and order the said Collector, Land Waiter, Guager or Weigher, forcibly to enter into such dwelling-house, shop, store or cellar, as aforesaid, at any time between sun-rising and sun-setting, and to search for any Articles herein enumerated, and to seize such of them whereon the said Rates and Duties shall not have been paid, secured, or permitted to be removed, agreeably to the provisions of this Act.

Penalties and
forfeitures for
violations of
this Act

XXVII. *And be it further enacted*, That the Collectors of Impost and Excise in their several Districts shall once in every three months, or oftener, if they shall think proper, take an account of all the Articles subject to Duty by virtue of this Act, which shall be in the possession of any person dealing in the said Articles, within their respective Districts, and for that purpose, shall and may at any time between the rising and setting of the sun, on any day, enter into any House, Cellar, Shop or Store-House, of any person or persons dealing in the said Articles; and if any person or persons so dealing in Articles liable to Duty as aforesaid, shall refuse to open the Door of his, her or their House, Cellar, Shop or Store-House, or shall obstruct or prevent such Collector from entering into such House, Cellar, Shop or Store-House, for the purpose aforesaid, such person or persons shall forfeit the sum of One hundred Pounds, to be recovered by such Collector by Bill, Plaint or Information, in any of His Majesty's Courts of Record within this Province.

Oaths appoint-
ed by this Act
--how admin-
istered

XXVIII. *And be it further enacted*, That each and every Collector shall, and are hereby authorized to administer any and all the Oaths by this Act appointed to be taken and made, and that if any such Collector shall omit to administer or shall dispense with any of the Oaths by this Act required to be taken by the persons therein mentioned, such Collector shall forfeit and pay the Sum of One Hundred Pounds for each and every neglect; and that in case any person or persons shall make Oath to any false Reports, or shall swear falsely to any other matter or thing hereby required to be verified on Oath before such Collector, the person or persons so offending shall be deemed guilty of corrupt and wilful perjury.

Obstructing the
Collector, &c.

XXIX. *And be it further enacted*, That if any person or persons shall obstruct, or assault with intent to obstruct, any Collector or other Officer of Excise in the execution of the duties of their respective office or offices, such person or persons so offending shall forfeit and pay the sum of One Hundred Pounds: one half thereof to and for the use of His Majesty, His Heirs and Successors, for the support of the Government of this Province; the other moiety to the use of any person or persons who shall sue for the same, by action of debt, bill, plaint or information, in His Majesty's Supreme Court.

XXX. *And be it further enacted*, That if any action or suit shall be commenced against

against any Collector, or other Officer or Officers, by any person or persons, for any thing by him or them done in the execution of his office, by virtue or in pursuance of this Act, he or they shall or may plead to such action, or suit, the general issue, and give the special matter in evidence at the trial to be had thereon; and if it shall appear to have been done in pursuance of, and under the authority of, this Act, the Jury shall find for the defendant or defendants, and such defendant or defendants shall recover his or their costs of suit.

Actions against Collector, &c.

XXXI. *And be it further enacted,* That all fines, penalties and forfeitures, for any offence against this Act, shall be prosecuted, levied and recovered, by bill, plaint or information, in any of His Majesty's Courts of Record within the Province: and that one moiety of such fines, penalties and forfeitures, shall be to His Majesty, his Heirs and Successors, to be applied to the support of the Government of this Province, the other moiety to him or them who shall discover, inform, or sue for the same, together with full Costs of Suit; and that on all prosecutions for any fines, penalties and forfeitures, for any offence against this Act, the prosecutor and defendant shall be entitled to demand a special Jury for the trial thereof, and to take the depositions of witnesses, to be used as evidence at such trial, as is practised and authorised by the Laws and usages of this Province, in civil actions.

Recovery of penalties, &c.

XXXII. *And be it further enacted,* That the Monies which shall be paid into the Treasury, by virtue of this Act, shall from time to time be drawn for by the Lieutenant Governor, or Commander in Chief for the time being, by Warrant under his Hand and Seal, pursuant to the instructions and directions of His Majesty, in payment and discharge of any Monies appropriated or to be appropriated by any Act or Acts of the General Assembly, for the support of His Majesty's Government, and for other public uses of this Province.

Application of Revenue

XXXIII. *And be it further enacted,* That out of the Monies which shall hereafter be secured, collected and paid, in Cash, into the Treasury of the Province, by the Collector of Impost and Excise, for the District of Halifax, by virtue of this Act, there shall be allowed and paid to the said Collector, the sum of Three Pounds Ten Shillings for every Hundred Pounds so by him collected and paid into the Treasury. *Provided always,* that if the amount of the Commissions granted by this Act, or any other Act of the General Assembly, to the Collector of Impost and Excise of the District of Halifax, shall exceed in the whole the sum of 700l. for any one year, during the continuance of this Act, the Surplus shall be accounted for, and paid by the said Collector into the Treasury of the Province.

Allowance to Collector of Halifax

XXXIV. *And be it further enacted,* That the Master of every registered vessel, shall, within twenty-four hours after its arrival in any Port, Harbour or Creek, of this Province, render an account or report, in writing, to the Collector of Impost and Excise, for the District in which such vessel shall arrive, of the Articles of Cargo laden on board such vessel at her last port, and then on board the same, and shall verify the said account or report, by the following Oath:—

Account of Cargo to be entered in 24 hours after arrival

I, A. B. do solemnly swear that the Account or Report which I have now made and subscribed, contains a true and just Account of all the Articles of every description laden on board the _____ called the _____ at _____ and that I have not landed or suffered to be landed, sold, delivered, bartered or exchanged, from or out of the said _____ any Article or Articles whatsoever, at any Place or Port, within this Province, or on the Coast thereof, since my sailing from _____ So help me God.

On Oath

XXXV. *And be it further enacted,* That if any Master of any Registered Vessel shall neglect to render the Account or Report aforesaid, or shall Break Bulk of or on board of such vessel, or shall unlade or land any Article whatever, before he shall have rendered the said Account or Report, such Master or the Owner of such Registered Vessel, shall forfeit and pay the Sum of Twenty Pounds, to be recovered by Bill, Plaint or Information, in any Court of Record of this Province, one half to His Majesty, His Heirs

Penalty to which Master is liable for neglecting to report

Heirs and Successors, for the support of the Government of this Province, the other half to the person who shall sue for the same, with Costs of Suit.

Live Stock or
Perishable Ar-
ticles on board
Vessels

XXXVI. *And be it further enacted,* That in case any Coasting Vessel, shall arrive at the Port of Halifax, with Live Stock or other perishable Articles on the deck of such vessel, after the hours of transacting business at the office of Impost and Excise there are passed, it shall and may be lawful for the Collector of Impost and Excise, the Guager or either of the Tide Waiters, to permit and suffer the Master thereof to unlade the Live Stock and other perishable Articles, before rendering the Account or Report herein before required to be made and rendered.

Seizures

XXXVII. *And be it further enacted,* That if any ship, vessel or goods, shall be seized for any cause of forfeiture, and any dispute shall arise touching a breach of the Revenue Laws, or whether the Duties for such goods have been paid, or whether the same have been legally imported, or exported, or concerning the place from whence such goods were brought, then and in such case the proof thereof shall lie upon the owner or claimant of such ship, vessel or goods, and not upon the officer who shall seize or stop the same, any law, usage or custom, to the contrary notwithstanding.

Powers of Of-
ficers of Excise

XXXVIII. *And be it further enacted,* That every person employed by the Collector of Impost and Excise for the District of Halifax, as a Waiter, Extra Waiter or Temporary Waiter, shall have all the powers and authority to enter on board any ship or vessel, and to seize any ship, vessel or boat, cart, waggon, truck, sled or horse, and to sue for any penalty or penalties that is or are now by Law possessed, or by this Act given to the Collector, Land Waiter or Guager; and the person making any seizure, or prosecuting for any penalty, shall be entitled to one half of such seizure or penalty, and no officer or person employed in the service of the Provincial Revenue shall be entitled to any part of any seizure or penalty, save and except the officer or person who shall actually have made the seizure, or shall have been the means of recovering any such penalties respectively.

Continuation
of Act

XXXIX. *And be it further enacted,* That this Act, and every matter, clause and thing, herein contained, shall be and remain in full force and virtue, until the thirty-first day of March, which will be in the year of Our Lord One Thousand Eight Hundred and Thirty-two, and no longer.

Act may be al-
tered, &c.

XL. *And be it further enacted,* That this Act may be added to, altered or amended, by any other Act or Acts that may pass the General Assembly in the present Session, any usage or custom to the contrary notwithstanding.

(Passed December 13, 1830.)

CAP. III.

An Act for applying certain Monies therein mentioned for the Service of the Year of Our Lord One Thousand Eight Hundred and Thirty-one, and for appropriating such part of the Supplies granted in this Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province.

MAY IT PLEASE YOUR EXCELLENCY,

WE, His Majesty's dutiful and loyal Subjects, the House of Assembly of His Majesty's Province of Nova-Scotia, towards appropriating the Supplies granted to His Majesty in this Session of the General Assembly, and for supplying the exigencies of His Majesty's Government, do humbly beseech, that it may be enacted, and

I. *BE it enacted by the Lieutenant-Governor, Council and Assembly,* That by or out of such Monies as now are, or from time to time shall be and remain in the Public Treasury of this Province, there shall be paid the sum of 200l. to the Speaker of the House of Assembly, for his Services during the present Session.

200l. Speaker

And a further sum of 100l. to the Solicitor-General, for his services for the present year.

100l. Solicitor General

And a further sum of 600l. to the Treasurer of the Province, for his Salary, and as Comptroller and Auditor of Public Accounts, and in lieu of Office Rent, Clerks, and all other contingent expences, for the same year.

600l. Treasurer

And a further sum of 100l. to the Clerk of the Council in General Assembly, and as Clerk of His Majesty's Council, for his services in the same year.

100l. Clerk of Council

And a further sum of 100l. to the Clerk of the House of Assembly, for his services for the present year.

100l. Clerk of Assembly

And a further sum of 30l. for defraying the expences of Council in General Assembly, for the same year, to be paid on the Certificate of the President of the Council, and not otherwise.

30l. Expences of Council

And a further sum to be paid on the Certificate of the Commissioners of the Revenue, at the rate of 7s. 6d. per day, to such Person or Persons as shall be employed during the year aforesaid, by the Collector of Impost and Excise for the District of Halifax, as extra Waiter or Waiters for the port of Halifax, and 5s. per day to such extra Waiter or Waiters, when unemployed, and at the rate of 5s. per day to temporary Waiters.

Allowance to Extra Waiters

And a further sum of 200l. to the Guager and Weigher for the Collector of Impost and Excise for the District of Halifax, for his services for the present year.

200l. Guager & Weigher

And a further sum of 40l. to the Messenger of the Governor, Lieutenant-Governor, or Commander in Chief for the time being, and His Majesty's Council, as well in their Legislative capacity as otherwise, for the same year.

40l. Messenger to Council

E

And

251 Archdeacon Willis

And a further sum of 25l. to the Venerable Archdeacon Willis, D. D. for his services as Chaplain to His Majesty's Council, during the present Session.

251 Reverend F. Uniacke

And a further sum of 25l. to the Reverend Fitzgerald Uniacke, for his services as Chaplain to the House of Assembly, during the present Session.

401 J. J. Sawyer

And a further sum of 40l. to John James Sawyer, Esquire, for his services as Sergeant at Arms to the House of Assembly, during the present Session.

301 M. Forrester

And a further sum of 30l. to Matthew Forrester, for his services as Assistant Sergeant at Arms to the House of Assembly, during the present Session.

391 John Gibbs

And a further sum of 30l. to John Gibbs, for his services as Messenger to the House of Assembly, during the present Session.

451 Clerk of Revenue

And a further sum of 45l. to the Clerk of the Commissioners of the Revenue, for his services for the present year.

201 Secretary of Province

And a further sum of 20l. to the Secretary of the Province, for Stationary, on account of Warrants, to be drawn on the Treasury, for the same year.

101 Law Library

And a further sum of 10l. to the Trustees of the Law Library, to be disposed of in such way as they may think proper, for the advantage of the said Library.

2221 4s 5d At.orney General

And a further sum of 222l. 4s. 5d. to the Attorney-General, for his services for the present year.

2501 Contingent Expenses

And a further sum of 250l. to defray such Contingent Expenses as may arise during the present year, to be drawn by Warrant from the Governor, Lieutenant-Governor, or Commander in Chief for the time being.

6001 Transient Poor

And a further sum of 600l. for the support of the Transient Poor, for the present year, to be paid to the Commissioners of the Poor at Halifax.

201 Keeper Gunpowder

And a further sum of 20l. to the Person who has the care of the Gunpowder at Halifax, for his services for the present year.

501 Parshorough Packet

And a further sum of 50l. to the Owners of the Packet running between Windsor and Partridge Island, to encourage the running of the said Packet between the said Places, under such regulations as may be made and ordered by the Justices in their Sessions, for the County of Hants, for the present year.

4001 Island of Sable

And a further sum of 400l. to the Commissioners of the Island of Sable, for the support of that Establishment for the present year.

1501 Adjutant General Militia

And a further sum of 150l. to the Adjutant-General of the Militia, in full for his services, and the payment of his Clerk, Stationary and Postage, for the present year.

251 Andrew Richardson

And a further sum of 25l. to Andrew Richardson, Guager and Weigher of the District of Halifax, in addition to his Salary, for the present year.

And a further sum of 1,362l. 10s. 9d. to the Commissioners of Light Houses, for balance due them, as reported by the Committee of Public Accounts in the last Session.

1362l 10s 9d.
Commissioners
Light Houses

And a further sum of 950l. for defraying the expence of a Post Communication for the year one thousand eight hundred and thirty, as heretofore kept up, and to extend the same to Economy.

950l Post
Communication

And a further sum of 270l. to Messrs. John Howe & Son, Printers, for printing for Government and the General Assembly, for the same year.

270l Howe
& Son

And a further sum of 122l. 10s. to Messrs. John Howe & Son, for extra printing, for the year one thousand eight hundred and twenty-nine, per account, rendered by them.

122l 10s Howe
& Son

And a further sum of 250l. to John Bainbridge, Esquire, the Agent of the Province, in London, for his services during the present year.

250l John Bain-
bridge

And a further sum of 100l. to William Hill, Esquire, Deputy-Secretary of the Province, for extra services in preparing Road Commissions and Warrants, School Acts, &c. for the year one thousand eight hundred and twenty-nine.

100l W Hill

And a further sum of 200l. to the Commissioners of the Bridewell, in the Town of Halifax, to aid in paying the Debts, and for the support, of that Establishment.

200l Commis-
sioners Bride-
well

And a further sum of 189l. 7s. 9d. to the Proprietors of the Halifax Sugar Refinery, being a Drawback on Nine Hundred and Forty-six Hundred Weight Three Quarters and Eighteen Pounds of Brown Sugar, manufactured by them into Refined Sugar, agreeably to a Report of the Committee

189l 7s 9d Su-
gar Refinery

And a further sum of 600l. to the Commissioners of the Poor for Halifax, to aid in the support of the Transient Poor of the Establishment under their charge, for the year one thousand eight hundred and thirty; also the sum of 312l. 2s. 11d. to assist them in discharging the Debt now due; also a further sum not exceeding 50l. to be applied by the Commissioners in repaying the expences incurred in transmitting, in future, Transient Paupers from the Country to Halifax.

600l—312l 2s
11d—and 50l
Commissioners
of Poor

And a further sum not exceeding 300l. at the disposal of His Excellency the Lieutenant-Governor, or Commander in Chief for the time being, to aid the Inhabitants to the extent of one half in defraying the expense of putting a new Roof upon the principal Building at the Asylum for the relief of the Poor, and excavating a Cellar under the Building used as an Asylum for Lunatics, agreeably to the recommendation of the Committee.

300l Repairs
Poor House

And a further sum of 25l. to the Commissioners of the Poor in Halifax, to defray the expense of continuing the School in the Poor House for the last year, for the benefit of Orphans and Poor Children, in that Establishment.

25l Commis-
sioners of Poor

And a further sum not exceeding 400l. to defray the expences of keeping in repair the Public Buildings, and to examine the Roof of the Province Building, in particular, and to take the best and cheapest method of keeping the water out of said Building; the same to be accounted for by the Commissioner at the next Session of the General Assembly.

400l Repairs
Public Build-
ings

And

1421 13s. 10d
Commissioners
Public Build-
ings

And a further sum of 142l. 13s. 10d. to the Commissioner of Public Buildings, to pay sundry Persons the amount due them, as reported by the Committee of Public Accounts in the last Session.

40l. Convey-
ance of the
Judges

And a further sum of 40l. at the disposal of His Excellency the Lieutenant-Governor to defray the expence of the Conveyance of the Judges of the Supreme Court, to Cape-Breton, to preside at their several Circuit Courts in that Island during the last year.

40l Clerks of
Custom House

And a further sum of 40l. to the Clerks of the Custom-House at Halifax, to remunerate them for extra services in preparing Accounts and Documents during the last Session for the use of the Assembly.

25l each Clerks
of Assembly

And a further sum of 25l. each to the Clerk and Assistant Clerk of the House of Assembly, towards remunerating them for the further trouble and expence incurred in preparing Indexes to all the Journals of the House of Assembly, pursuant to a Resolution of the House in the Session of the year One Thousand Eight Hundred and Twenty-Eight.

100l J B Uni-
acke

And a further sum not exceeding 100l. to James B. Uniacke, Esq. to pay him the Debt of 63l. 19s. due to him in February last, on account of the Expence of keeping the Provincial Stud—The balance to be applied in keeping said Stud (so far as the balance will extend) until the twentieth day of April last, and no longer.

Appropriation
Surveys in
Cape Breton

And a further sum of 250l. at the disposal of His Excellency the Lieutenant-Governor for Surveys made or to be made in the Island of Cape-Breton, of the new roads about to be opened in that County; also, the further sums of 180l. 17s. 6d. and 19l. 10s. to enable him to discharge the Accounts for Surveys in that County, under the orders of His Excellency Sir James Kempt.

75l 2s 6d John
Elder

And a further sum of 75l. 2s. 6d. to John Elder, to defray the expences of making the Surveys of Alterations of the Roads in King's County, and the County of Annapolis, during the year One Thousand Eight Hundred and Twenty-Nine.

1432l 4s 9d
Over-expendi-
tures on Great
Roads

And a further sum of 1432l. 4s. 9d. for the payment of several sums already expended on the Great Roads of the Province, to be applied in the following manner, that is to say:

To repay David Higgins and Joseph Wilson, for Monies expended by them in completing the Chegonoise Bridge, pursuant to the report of the Committee, 174l. 4s. 6³d.

To James Shipley, for monies by him expended in completing the Macan Bridge, 290l. 14s. 2³d.

To John Elder, for this sum expended by him to complete the road over Horton Mountains, 41l. 16s. 10d.

To Lewis Jenks, for completing the Road round the Dugway Hill, on the Main Post Road from Amherst to Parrsborough, in King's County, 18l. 19s. 6d.

To repay Lawrence E. Van Buskirk, for a sum expended by him on Walker's Bridge, on the main post road in King's County, 20l. 13s. 10d.

To repay Benjamin Dewolf, for completing the Stone Bridge near M. Latchy's, in Windsor, 65l.

To repay William Archibald, for a sum expended by him in securing the Upper Salmon River Bridge in Truro, 29l. 17s.

To repay John E. Morton and Thomas Smalle, for this sum expended by them upon the Racket Bridge, at Digby, 15l. 4s. 6d.

To repay John Fraser, for completing the New Bridge over the East River, near the Albion Mines, 102l. 6s.

To

To James M'Curdy, for a sum expended to alter the Main Road in Onslow, to enable the Public to cross the New Chegonsise Bridge, 25l.

To repay Robert N. Henry, for completing the Bridge over M'Cara's Brook, on the Main Road on the Gulph Shore, 31l. 16s. 9d.

To repay Thomas Corbet, for monies by him expended in completing the Great Village Bridge, 141l.

To Wentworth Taylor, for monies expended by him to complete the New Main Road in Guysborough, the Bridges on the old Road having fallen, and the same being impassable, 80l.

To William Holland, for making an Embankment by Fletcher's Bridge, on the Main Road leading to Truro, 252l. 16s. 7d.

To Fisher and Young, for work done upon the Embankment near Fletcher's Bridge, 142l. 15s.

And a further sum of 15l 17s. to Charles R. Fairbanks, Esq. to reimburse to him that amount, over-expended in purchasing certain Parliamentary Journals, Statutes at Large, &c. procured under a former Resolution of the Assembly.

15l C R Fairbanks

And a further sum not exceeding 200l. at the disposal of His Excellency the Lieutenant-Governor, for the purpose of providing Furniture for the Council Chamber, the same to be expended under the direction of the Honourable the President of His Majesty's Council, and paid on his Certificate.

200l Furniture for Council

And a further sum of 1500l. at the disposal of His Excellency the Lieutenant-Governor, to enable him to co-operate with the Government of Lower Canada, for the establishment and support of a line of Steam-Boats, between this Province and Quebec, for Three Years, the payment to be made in sums of 500l. annually.

1500l Halifax and Quebec Steam-Boat

And a further sum of 150l. to John Ward and others, to enable them to run a good and sufficient Steam-Boat between Annapolis, Digby and Saint John, for Seven Months in the present year, and a good and sufficient vessel for the remainder of the year, provided the said Proprietors carry the Mail if required, without any additional charge, the said sum of Money to be drawn upon the Certificate of the Commissioners of the Revenue, that the said service has been faithfully performed.

150l J Ward and others

And a further sum of 118l. 10s. to Timothy Ruggles, Esq. pursuant to the prayer of his Petition, and the Report of the Committee appointed to consider the same.

118l 10s T Ruggles

And a further sum of 140l. at the disposal of His Excellency the Lieutenant-Governor, to be applied by him in such way as he may deem most proper, for the relief of the Indians, of this Province.

140l Indians

And a further sum of 50l. to John Sterling and William Grigor, the Surgeons of the Halifax Dispensary, for the support of that Establishment, provided the same shall be open for the relief of any Person who shall produce a Certificate from a Subscriber to the Institution, or from any Magistrate or Medical Practitioner, at Halifax.

50l Drs Sterling and Grigor

And a further sum of 150l. to the Trustees of the Grammar School or Academy at Annapolis, to assist in the support and maintenance of that Institution for the present year.

150l Annapolis Grammar School

And a further sum of 500l. to the Committee of the Nova-Scotia Baptist Education Society, to assist in the purchase and erection of the Land and Buildings requisite for the establishing of its Seminary of Education, at Horton, to be paid when the Committee shall have actually expended double that sum towards the same objects.

500l Baptist Society

200l School
House Sydney

And a further sum not to exceed the sum of 200l. to the Trustees of the School Lands in Sydney, in the County of Cape-Breton, to erect a School House, on the Lot in that Town, the amount to be paid when the Inhabitants have expended 200l. raised by private subscription, and the same has been sufficiently certified.

16l 10s Mary
Crane

And a further sum of 16l. 10s. to Mary Crane, pursuant to the prayer of her Petition.

150l J Delancy

And a further sum of 75l. to John De Lancy, as a compensation for a Bridge, built by him over the Annapolis River, and also a further sum of 75l. to enable the said John De Lancy to fence the road through his Land leading to and from the Bridge, to the Main Roads in Annapolis and Wilmot, said last sum not to be paid until the said John De Lancy shall execute a legal conveyance of the Land forming the said Road to the Public.

20l J Pernette

And a further sum of 30l. to John Pernette, Esquire, the Keeper of La Have Ferry, to enable him to furnish an additional Horse Boat, and to erect a Pier or Slip on the east side of La Have River, the said sum to be paid when it shall be certified by the General Sessions that such additional boat has been provided, and such pier or slip erected.

35l T Green-
wood

And a further sum of 35l. to Theophilus S. Greenwood, for expences incurred by him in burying Shipwrecked Seamen in Cape-Breton, and for expenses in procuring Medical Aid for the Survivors, and for removing them to Sydney, pursuant to the report of the Committee of the House of Assembly.

60l J McGrig-
gor

And a further sum of 60l. to John M'Grigor, agreeably to the report of the Committee to whom his Petition was referred.

112l 10s W &
R Lawson

And a further sum of 112l. 10s. to William and Robert Lawson, agreeably to the report of the Committee.

50l Rev S
Lawlor

And a further sum of 50l. to the Rev. Simon Lawlor, to compensate that Gentleman, for the care and attention bestowed by him on the Indians of Cape-Breton, and for having established and supported a School wherein their Children are instructed and educated by him.

5l Fox Island
Fisheries

And a further sum of 50l. at the disposal of His Excellency the Lieutenant-Governor to be applied for the protection of the Fox Island Fisheries, during the last Season, in such manner as His Excellency may approve of.

50l Rt Rev
Bishop Fraser

And a further sum of 50l. to the Right Reverend Bishop Fraser, towards the support of a School under his charge.

150l Mount
Denson Bridge

And a further sum of 150l. for the purpose of rebuilding the Great Bridge, at Mount Denson, on the Lower Road to Horton.

100l Rev. R F
Uniacke

And a further sum of 100l. to the Reverend R. F. Uniacke, to enable him to defray the expences incurred to support the School for Poor Children in the North Suburbs of the Town of Halifax.

190l Halifax
Steam Boat

And a further sum of 190l. to the Halifax Steam Boat Company, in aid of the Communication maintained by them between Halifax and Dartmouth, for the Year One Thousand Eight Hundred and Thirty-One.

And a further sum not exceeding 250l. at the disposal of His Excellency the Lieutenant-Governor or Commander in Chief for the time being, to cause a Survey to be made of the Main Road from Hammonds Plains, to Chester, Lunenburg, Liverpool, and Shelburne, with such alterations to avoid the Hills as may be most advantageous to the Public.

250l. Surveys
Road from
Hammonds
Plains

And a further sum of 278l. 17s. 3d. to discharge the balances due on account of the preparation of the Provincial Maps;—and also a further sum of 221l. 2s. 9d. towards the prosecution of the Work to the end of the Year One Thousand Eight Hundred and Thirty One;—and also the further sum of 66l. 10d. for the discharge of Balances to that amount due for Surveys made of Roads, &c. in the Province, towards the execution of the Provincial Maps;—and also the further sum of 150l. to Charles Morris, Junior, in full for his services to the thirty-first day of December, in the Year One Thousand Eight Hundred and Thirty, on the said Maps, pursuant to the report of the Committee thereon.

Appropriation
relative to Pro-
vincial Maps

And a further sum of 60l. for completing the Road round the Hills over Horton Mountain, and for gravelling the same.

60l. Roads
Round Horton
Mountain

And a further sum of 150l. for repairs on the Main Road from Sackville Bridge to Hants County Line.

150l. Road from
Sackville
Bridge

And a further sum of 150l. for repairs on the Road from Halifax County Line to Avon Bridge.

150l. Halifax
County Line

And a further sum of 50l. to repair the Road from Avon Bridge to Half way River.

50l. Road from
Avon Bridge

And a further sum of 29l. 4s. to John H. Flieger, agreeably to the Report of the Committee.

29l. 4s. to J. H.
Flieger

And a further sum of 50l. to Richard Hichins and Edmund Crowell, for the purpose of employing two able-bodied men to reside with them on the Seal Islands, for the purpose of assisting Shipwrecked Mariners; one half of said sum to be paid in six months upon sufficient proof being produced to satisfy His Excellency the Lieutenant-Governor, that such men have been actually so employed, and the residue at the end of the then ensuing six months upon like proof.

50l. Hichins &
Crowell

And a further sum of 7l. 10s. to John D. Hawthorn, to compensate him for loss of time, and expenses incurred, as an Appraiser of a Road for Government.

7l. 10s. J. D.
Hawthorn

And a further sum of 100l. to assist the Inhabitants of Cape Sable Island, in the erection of an Aboiteau, across Baker's Inlet the money to be drawn from the Treasury, when it shall be certified by the Court of General Sessions of the Peace, that the sum of 300l. raised by private Subscription, has been applied and expended in the said work.

100l. Inhabi-
tants of Cape
Sable Island

And a further sum not exceeding 20l. to Francis J. Hall, for making a Plan and Survey of a Bridge over Wallace River, in the County of Cumberland.

20l. F. J. Hall

And a further sum of 26l. 14s. 6d. to Michael Calahan, in full compensation of his claim, for attending and boarding five shipwrecked Mariners at Canso, agreeably to the Report of the Committee.

26l. 14s. 6d. M.
Calahan

And

67l 7s 8d Re-
lief of Persons
Shipwrecked

And a further sum of 67l. 7s. 8d. at the disposal of His Excellency the Lieutenant-Governor, to pay the expenses incurred in providing assistance and Medical aid to certain Persons shipwrecked in the Brig Margaret, on the Coast of Cape-Breton, in September last, to be applied agreeably to the Report of the Committee of the House of Assembly.

1000l Briar
Island Light-
House

And a further sum of 1000l. at the disposal of His Excellency the Lieutenant-Governor, to enable him to re-build the Briar Island Light House, not to be drawn from the Treasury until it shall be certified to His Excellency that the Legislature of New-Brunswick have granted a like sum for the same purpose.

50l Expenses
C Williamson

And a further sum of 25l. at the disposal of His Excellency the Lieutenant-Governor to defray the expenses incurred with respect to Charles Williamson, a boy who was unfortunately shipwrecked, being one of the Crew of the Brig Nelson, and brought to this Province, by the Brig Mount Uniacke, and who has had both legs amputated.

300l Public
Buildings

And a further sum not exceeding 300l. to repair the Chimnies and other parts of the Public Buildings with the Fences around the same for the present year.

40l Clerks of
Custom House

And a further sum of 40l to the Clerks of His Majesty's Customs, for their services in preparing the Statements and Accounts, called for by the House of Assembly, during the present Session.

49l W Hill

And a further sum of 49l. to William Hill, Esq. Deputy-Secretary of the Province, for extra services by him performed for the Province during the year 1830.

375l Treasury
Note Commis-
sioner

And a further sum of 375l. to the Commissioners for Signing and Cancelling Treasury Notes, for their services in that respect, to the 31st Day of December, in the Year One Thousand Eight Hundred and Thirty.

200l Treasurer

And a further sum of 200l. to the Treasurer of the Province, for the like services during the same period.

1445l 11s 9d
Commissioners
Light Houses

And a further sum of 1445l. 11s. 10d. to the Commissioners of Light-Houses, for the balance due them for the last year, as reported by the Committee of Public Accounts.

40l Contingent
Expenses
House of As-
sembly

And a further sum of 40l. for the Contingent Expenses of the House of Assembly, to be drawn by the Speaker of the House of Assembly.

40l Conveyance
of the
Judges

And a further sum of 40l. at the disposal of His Excellency the Lieutenant-Governor, to defray the expense of conveying the Judges of His Majesty's Supreme Court to Cape-Breton, during the present Year, to preside at their several Circuit Courts in that Island.

950l Post
communication

And a further sum of 950l. for defraying the expense of a Post Communication for the present Year, as heretofore kept up.

270l Howe
& Son

And a further sum of 270l to Messrs. John Howe & Son, for printing for Government and the General Assembly, for the present Year.

And

And a further sum of 32l. to Messrs. John Howe & Son, for extra printing for the last year, per account rendered by them. 32l Howe & Son

And a further sum of 25l. to the Commissioners of the Poor in Halifax, to enable them to continue the School in the Poor House, for the present year, for the benefit of Orphans, and Poor Children, in that Establishment. 25l Commis- sioners of Poor

And a further sum not exceeding 75l. to the Clerk of the House of Assembly, to defray the expence of Stationary for the Council and House of Assembly, during the present Session. 75l. Clerk of Assembly

And further sum of 100l. to the Clerk of the House of Assembly, to defray the expence of extra servants, and other incidental expences, during the present Session. 100l Clerk of Assembly

And a further sum of 35l. to the Deputy-Clerk of the Council, for his services for the present Session. 35l Clerk of Council

Also the further sum of 65l. to the said Deputy-Clerk, for attendance and extra services in the Council, during the present Session. 65l do

And a further sum of 35l. to the Assistant-Clerk of the House of Assembly, for his services in drafting and copying Bills, for the Members of the House, during the present Session. 35l Assistant Clerk of Assembly

Also the further sum of 65l. to the said Assistant-Clerk, for attendance and extra services as such Assistant Clerk, during the present Session. 65l Ditto

And a further sum of 10l. to J. J. Sawyer, Esquire, High Sheriff of the County of Halifax, for his expences as such Sheriff, at the Opening and Closing of the present Session of the General Assembly. 10l J J Sawyer

And a further sum of 50l. to the Keeper of the Assembly House and Council Chamber, for the present Session. 50l Keeper of Assembly

And a further sum of 165l. to defray the expense of Fuel and Sundries, supplied for the use of His Majesty's Council, and the House of Assembly, in the present Session, to be paid on the certificate of the President of the Council, and the Speaker of the House of Assembly. 165l Expenses of Council, &c.

And a further sum of 50l. each, to the Clerk and Assistant-Clerk of the House of Assembly, for their extra services in attending Committees and otherwise, during the present Session. 50l each Clerk of Assembly

II. *And be it further enacted*, That the sum of 1l. per day, be paid to each and every of the Members of the House of Assembly, for the present Session, to be paid on certificate of the Speaker, also the travelling charges as heretofore, *Provided* that no Member shall receive pay for more than forty-two days attendance. Allowance to Members

III. *And be it further enacted*, That the Collector of Impost and Excise, at the Port of Halifax, shall, and he is hereby required and directed to keep a distinct Account of all Duties collected by him upon the importation from the United States of America, of Live Stock, Apples, Onions, Fruits, Biscuit and Bread, under the Act of the General Assembly, passed in the Tenth Year of the Reign of His late Majesty King George the Fourth, entitled, An Act for the further increase of the Revenue, by imposing a duty on Articles imported from Foreign Countries, and that the said duties upon the above specified articles during the present year, shall be paid quarterly to the Revenue appropriated to support of Poor Commissioners

Poviso

Commissioners of the Poor for the use of the Poor of the Town of Halifax, *Provided*, such payment do not exceed the sum of 1000*l.* during the present year.

Officers of Ar-
my relieved
from Duties on
Wines

IV. *And be it further enacted*, That the Commissioners of the Revenue, for the time being, be, and they are hereby, authorized and empowered to allow a Drawback upon all Wines imported for, or consumed by, the Commissioned Officers of His Majesty's Army, composing the several Regimental Messes of the Garrison at Halifax, or to relinquish the Duties upon all such Wines upon proof being made to the satisfaction of the said Commissioners, that the Wines, whereon a drawback or relinquishment of Duties is claimed, were actually imported for, or consumed by, such Officers of the Army, *Provided* that the whole amount do not exceed the sum of 300*l.* in any one year.

Sl. Clerks of
Pe. ce

V. *And be it further enacted*, That such sum be granted and paid to the Secretary of the Province, as will enable him to pay 5*l.* to each of the Clerks of the Peace, to whom His Excellency the Lieutenant-Governor, or His Honor the President, directed Road Commissions, with the Bonds to be executed, in the year one thousand eight hundred and twenty-nine.

259*l.* Andrew
Upham

VI. *And be it further enacted*, That the sum of 200*l.* appropriated by the Appropriation Act of this Session, for re-building the North River Bridge, in Onslow, be paid to Alexander M. Upham, (who has already rebuilt the same) in part payment of the expences incurred by him in erecting the said Bridge.

Sl. S. Archibald

VII. *And be it further enacted*, That out of the sum of 90*l.* appropriated this year for the Road between Gay's River and Truro, there be paid to Samuel Archibald the sum of 5*l.* expended by him last year, on the same line of Road.

15*l.* Bridge at
Herring Cove

VIII. *And be it further enacted*, That the sum of 15*l.* heretofore appropriated for procuring a Survey of the road from Prospect to Sambro, and remaining unexpended, be appropriated and paid for erecting a Bridge across the Herring Cove River, and for improving the Road towards Herring Cove and Ketch Harbour.

20*l.* Road from
Shubenacadie

IX. *And be it further enacted*, That the sum of 20*l.* granted for the Road from Shubenacadie to Gay's River, remaining undrawn from the Treasury, be appropriated for the road from Wilson's near the Shubenacadie, to the District Line at Gay's River.

45*l.* Road from
Chute Cove

X. *And be it further enacted*, That the sum of 12*l.* 10*s.* appropriated during the present Session, for the Cross Road in Granville, from the Widow Thorne's, over the North Mountain East, to the Land of Dewar Amberman; and the further sum of 12*l.* 10*s.* appropriated during the same Session for the Cross Road in Granville, on the East line of James Hall's land, over the Mountain, amounting together to the sum of 25*l.* be applied as follows, that is to say, for repairing the road from the Chute Cove Cross Road East to the Wilmot Line over the North Mountain in Granville, and for improving the Bridge on such road.

15*l.* River Phi-
lip Road

XI. *And be it further enacted*, That the sum of 15*l.* granted this Session for an alteration of Baxter's Hill, on the River Philip Road, be appropriated for an alteration near the Widow Wetherhead's, on the same road.

17*l.* Road in
Wilmot

XII. *And be it further enacted*, That the sum of 12*l.* granted in the year 1829 for the road in Wilmot, in the County of Annapolis, from the main road by Francis Smith's to the Bay of Fundy, and appropriated this Session to the road over the Mountain, through Gates's Settlement; and the sum of 5*l.* appropriated to the last mentioned road, be applied to the road in Wilmot, in the County of Annapolis, from the main road by Francis Smith's to the Bay of Fundy, and the repairing the Bridges on that road,

27*l.* 18*s.* S.
Muir

XIII. *And be it further enacted*, That, out of the sum appropriated for the Fish Bounties, for the year One Thousand Eight Hundred and Twenty-nine, there be paid to Samuel Muir, the sum of 27*l.* 18*s.*

111 5*s.* H. Fa-
der

XIV. *And be it further enacted*, That there be paid out of the sum, remaining undrawn from the Treasury on account of Fish Bounties, for the year One Thousand Eight Hundred and Twenty-Eight, 111*l.* 5*s.* to Henry Fader, agreeably to the prayer of his Petition last Session.

XV. *And be it further enacted*, That, out of the Monies appropriated for the service of Common Schools in the County of Lunenburg, there be paid to Daniel Owen 15l. 13s. 10d. for so much expended by him as Clerk to the Board of Commissioners of Schools of Lunenburg, agreeably to the prayer of his Petition.

15l D Owen

XVI. *And be it further enacted*, That the sum of 40l. granted in the year One Thousand Eight Hundred Twenty-six, for clearing out the Annapolis River, and remaining undrawn from the Treasury, be expended as follows: 25l. to assist the Inhabitants of the County of Annapolis to repair the Paradise Bridge, over the said River, and the sum of 15l. to assist the Inhabitants of Wilmot, to repair the Bridge called the Bayard Bridge.

25l Paradise Bridge

15l Bayard Bridge

XVII. *And be it further enacted*, That the sum of 15l. granted for the road from Black Rock Hill to Truro road, and remaining undrawn from the Treasury, be applied to the road from Black Rock, on the Truro road, to Wardrobe's Bridge at Shubenacadie.

15l Road from Black Rock

XVIII. *And be it further enacted*, That the sum of 10l. heretofore appropriated for the road from Simpson's, in Preston, to Cole Harbour, and remaining unexpended, be appropriated and paid for and towards the repairs of the Partridge River Bridge, and Salmon River Bridge, by Taylor's, on the main road through Preston.

10l Bridges in Preston

XIX. *And be it further enacted*, That the sum of 10l. appropriated during the present Session, for the Great Rock Road, and the road leading to the Harbour of Robert Samuel Duis, in Parrsborough, in the County of King's, be applied and paid for the Little York Road, and the road leading to the Harbour of Robert and Samuel Duis, 5l. to be applied for each road.

20l Little York Road, &c.

And whereas, the employment of a powerful and effective Steam-Boat, in maintaining the Communication between the Port of St. John, in New-Brunswick, and Annapolis in this Province, touching at Digby, for the conveyance of the Mails to and from the said Ports, and of Passengers and Commodities, will be attended with great benefit to the Public :

XX. *Be it therefore enacted*, That in aid towards the providing and maintaining the Establishment of such Steam-Boat, there be granted and placed at the disposal of His Excellency the Lieutenant-Governor, or Commander in Chief for the time being, the following sums of money, *Provided*, the like amounts be granted and provided therefor by the Legislature of New-Brunswick, that is to say, the sum of 500l. towards defraying the expence of building and providing for the said Station, a good, substantial and efficient, Steam-Boat, impelled by one Engine of at least Fifty-Horses Power, or by two Engines, each of at least Twenty-Horses Power, and manufactured either in this Province or Great Britain, and to be paid to James Whitney, or whosoever else shall first build and provide such Steam-Boat, and establish the same on the said Station, whenever it shall be certified to His Excellency the Lieutenant-Governor, by such persons as he shall appoint for this purpose, that such Steam Boat has been built, and been running three months on the said Station, and that Security has been given, that the same, unless presented by unavoidable accidents, shall be continued running on the said Station during at least Three Years from its commencement ; and the further sum of 200l. to be paid in each and every year for Five Years, by quarterly payments, to the Proprietor or Proprietors of such Steam-Boat as aforesaid, upon its being certified at the end of each quarter, by such persons as aforesaid, that such Boat has, unless prevented by unavoidable accidents, been continued in effective operation, and has crossed to and fro twice in each week, carrying the Mails, during seven months in each year, to and from Annapolis and Saint John, touching at Digby, and that, during the remainder of each year, a sufficient sailing Packet Vessel, carrying the Mails, has been maintained on the said Station, crossing once a week when the Steam-Boat shall be unable to run thereon.

Steam Boat between Annapolis and St. John

XXI. *And be it further enacted*, That the sum of 10l. granted the present Session for the road from Lake Egmont to the road leading from Gay's River to Musquodoboit road, be applied towards building a Bridge over the Narrows at Lake Egmont, the

10l Bridge at Lake Egmont.

the Owner of the Land through which the above road went, refusing to let it any longer be open, and the Bridge over which the Inhabitants used to pass being rotten and impassable.

Dutiable Arti-
cles exported
since March
last

XXII. *And be it further enacted,* That the Commissioners of the Revenue be authorised to grant a drawback or return of duties on all articles chargeable with duty, under any Act of this Province, which have been exported from this Province, since the thirty-first day of March, in the year One Thousand Eight Hundred and Thirty, and which had been imported previously to that day: *Provided always,* that the Exporter or Exporters of such Articles shall have complied with the several requisites, provisions, and regulations, by Law prescribed, and now or previously in force, for obtaining drawbacks and returns of Duties, on the exportation of such dutiable articles.

Machinery for
Canal exempted
from Duty

XXIII. *And be it further enacted,* That the Commissioners of the Revenue be authorised to relinquish the Duties claimed from the Shubenacadie Canal Company, upon certain Cast Iron Machinery and Wheel Work, imported for Lock Tunnels, in the Ship Atlantic, from Liverpool to Halifax.

69l Roads in
Pictou

XXIV. *And be it further enacted,* That the sum of 40l appropriated in the year 1829 to aid the Inhabitants to build a Bridge on Great Carriboo River; also, the sum of 29l granted during the present Session for the same purpose, and to repair the road to Pictou, now remaining undrawn from the Treasury, be appropriated as follows—20l to repair the road from R. M'Leod's to the Bridge at the head of the tide on said River, on the new road leading to Toney's River from Pictou; 29l to repair the road from Pictou to Carriboo River, past Duncan M'Kenzie's; and 20l to repair the road from Denson's, on the shore road, to Spring Point.

14l Road from
Tatamagouche

XXIV. *And be it further enacted,* That the sum of 10l granted during the present Session, and appropriated to alter the Road from J. M'Culley's to Robinson's, be appropriated to repair the Road and Bridges from the Tatamagouche Road to Rude's Bridge, in Onslow, the alteration contemplated having been abandoned by the Court of Sessions.

30l Bridges be-
tween Cumber-
land and
Parrsborough

XXV. *And be it further enacted,* That the sum of 20l remaining undrawn from the Treasury, for Ratchford River Bridge, in Parrsborough, be applied to the several Bridges on the Main Road leading from Cumberland Road to Advocate, in Parrsborough.

si ditto

XXVI. *And be it further enacted,* That the sum of 18l appropriated for the Road from Parrsborough to Cumberland line, remaining undrawn from the Treasury, be applied to the Bridges on said road.

29l Bridges in
Aylesford

XXVII. *And be it further enacted,* That the sum of 30l granted for clearing out the River at Aylesford, undrawn from the Treasury, be applied to the repair of the following Bridges, that is to say,

For the Bridge and Cross-way, on the Great Road between the Clermont road and John Dugan's, 7l. 10s.

For the Bridge and Cross-way over the Aylesford River, near Caton's Mills, 7l. 10s.

For the Bridge over the River on the road leading from the Post Road by Samuel Parker's to Canaan, 7l. 10s.

For the Bridge over the Aylesford River, near Nicholl's Mills, 7l. 10s.

Sections 41,
Geo. IV. con-
tinued

XXVIII. *And be it further enacted,* That the Ninth, Twelfth, Sixteenth, Eighteenth and Nineteenth Sections or Clauses of the Act, made and passed in the Forty-First Year of the Reign of His late Majesty King George the Third, entitled, An Act for applying certain Monies therein mentioned, for the service of the Year of Our Lord One Thousand Eight Hundred and One, and for appropriating such part of the Supplies granted in this Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province, shall be revived, and be, and continue in full force and virtue, until the Thirty-First Day of March, which will be in the Year of Our Lord One Thousand Eight Hundred and Thirty-two, in as full and ample a manner as the same Clauses would be, were they again repeated word for word.

(Passed the 11th Day of January, 1831.)

CAP. IV.

An Act in addition to, and amendment of, the Act concerning the Common of Halifax.

[Passed the 11th Day of January, 1831.]

WHEREAS, in the Tenth year of the Reign of His late Majesty King George the Fourth, a certain Act of the General Assembly of the Province of Nova-Scotia, was made and passed, entitled, An Act concerning the Common of Halifax, but with and subject to a Proviso, that nothing therein contained should be of any force or effect until His Majesty's Pleasure should be known thereupon :

Preamble

AND WHEREAS, His Majesty's Pleasure hath not yet been signified touching the said Act, and since the passing thereof it has been found expedient to alter and amend the said Act, as is hereinafter mentioned :

AND WHEREAS, certain Fortifications, for the protection and defence of the Town of Halifax, are now being constructed on the Grounds called the Citadel Hill, on the west side of the said Town, and for and towards the completion of the said Works, and for other Military purposes, it hath been found necessary, not only to prevent any further building upon and enclosure of the said Common Lands, within a certain distance from the said Fortifications ; but also to obtain and appropriate for Military purposes, from and out of the tract or parcel of Land in the said Act referred to, and mentioned as the Common of Halifax, the piece or parcel of Land hereinafter described, that is to say ; All that piece or parcel of Land, parcel of the Common of Halifax, and lying on the western side of the Lands or Grounds called the Citadel Hill, and adjoining to the same, and described as follows, that is to say—beginning at the north-west angle of the Fence now enclosing the said Citadel Hill Grounds—which angle is formed by the intersection of the south side line of the Street running westwardly from the North Suburbs by the North Barracks, with the east side line of the Common, then from the said angle to run as the Picket Fence now stands, south two degrees east, twenty-five chains and thirty-six links, thence south forty-four and a half degrees east eight chains fifty-two links, to a point in the eastern side-line of the Common, at the distance of fifty feet from the north-west corner of the Field now or lately owned by Doctor Lewis Johnston, and in a line with the west-side of that Field—then from the said point to run east eight chains and forty links, more or less, and in a line with Sackville-Street, till it strikes the Fence of the Citadel Hill Grounds, opposite the Artillery Park, and on the north side of Sackville Street, aforesaid, and thence to the bounded by the Citadel Hill Grounds, to the place of beginning, containing about twelve acres, more or less, as in and by a plan of the said piece of Land and the roads thereon, filed in the Office of the Surveyor-General, at Halifax, and signed by the Officers of the Ordnance Department, and by His Excellency the Lieutenant-Governor, will on reference thereto more particularly appear.

AND WHEREAS, for the purposes of the said Fortifications, it also is necessary that the Public Highways now running across and through the said described piece or parcel of Land, should be changed, and that, instead thereof, another Highway be made and formed in the line or direction on the said plan, represented by yellow lines, and as is hereinafter set forth.

I. Be it therefore enacted by the Lieutenant-Governor, the Council and Assembly, That henceforth so much and such part of the above described parcel of Land as forms a portion of, or is comprehended within, the original grant of the Tract called the Common of Halifax, shall be, to all intents and purposes, and fully and absolutely granted, assigned, appropriated to, and vested in His Majesty, His Heirs and Successors, forever, to and for such Military uses and purposes, connected with the said Fortifications, or otherwise, as to His Majesty, His Heirs or Successors, or to the Commander in Chief for the time being of His Majesty's Forces in this Province, or other His Majesty's Officers

Grant of portion of the Common to His Majesty

cers in charge of the said Fortifications, shall appear necessary or expedient, and free and absolutely discharged and released of and from all claim, title and interest, whatsoever, of the Trustees of the said Common, or their Heirs or Assigns, or of the Inhabitants of Halifax, in, to or upon, the said described Land or Premises, or any part thereof, with the appurtenances thereto belonging.

Roads to be
made

II. *Provided always, and be it further enacted*, That the said Grant and Appropriation of the said piece or parcel of Land, part of the said Common, to and for Military purposes as aforesaid, is made on the express condition that the proper Officers of His Majesty's Ordnance or Engineer Departments, or others thereto appointed, do and shall, as soon as conveniently may be, make, form and construct a good and sufficient new Public Main Road or Highway, of the breadth of fifty feet, commencing at the corner of the Artillery Park, and to run in prolongation of Sackville-Street aforesaid,— Westwardly along the North side of the Fields or Property of the late John George Pyke, Esquire, and of the said Doctor Lewis Johnston, to the west side line of the property of the said Doctor Johnston, being the east side line of the Common aforesaid, and thence to continue on a line running north forty-four and a half degrees west along part of the piece of land above described, and to be continued in a straight line on the said course till it strikes the Main Road near to the Bridge thereon, situate about the centre of the Common aforesaid; and do and shall also make and construct the Cross Road laid down on the said plan, and coloured yellow, to connect the Road last described with the old Road along the Picket Fence, and outside the piece of Land herein before described. *And provided also*, that the said New Road or Highway so to be opened in the direction aforesaid, be made and completed as a Main Road, and in all respects to the satisfaction of the Lieutenant-Governor or Commander in Chief for the time being, and without cost or charge therefor to the Inhabitants of Halifax.

Land granted
may be en-
closed

III. *And be it further enacted*, That when and so soon as the said new Main Roads or Highways in the courses and direction above described, shall have been made and completed to the satisfaction of His Excellency the Lieutenant-Governor for the time being, it shall and may be lawful for the Officers in charge of, or entrusted with, the construction of the said Fortifications, to shut up, stop, and entirely close, the way or passage now used, in, through and over, the roads or highways which pass from the corner of the Artillery Park aforesaid, through the piece or parcel of Land herein before particularly described, and set out by metes and bounds as aforesaid: and thenceforth the said Roads and Highways, and all right of way and passage, in, to, over and upon the same, as now used, shall absolutely cease and determine; and the scite of the said Roads and Highways shall be wholly appropriated to and for Military purposes as aforesaid.

Leases of
Common Lots
confirmed with
reservations

IV. *And be it further enacted*, That the several and respective Lessees of Lots of Land on the said Common of Halifax, as set forth in the Fourth Section of the said above recited Act, entitled, An Act concerning the Common of Halifax, and the several and respective assigns of the said Lessees, shall and may severally and respectively hold, occupy and enjoy, the several demised lots and parcels of Land and Premises, for the residue of the terms in the Leases thereof respectively mentioned, and in manner and form as in the said Fourth Section of the said Act is provided: but nevertheless, as to such, and so many and such, parts of the said Lots, as are situate and lying within the space or circuit of six hundred yards from the salient angles or extreme points of the Fortifications of the said Citadel Hill, subject to, and under the further condition and restriction, that there shall not henceforth be built, made or erected, on any part of the said Lots lying within the space or distance aforesaid from the said Fortifications, any Houses, Buildings, Walls, Ditches, or Permanent Fences whatsoever, other than and except such Houses, Buildings, Walls, Ditches and Fences, as His Excellency the Lieutenant-Governor or Commander in Chief for the time being may deem it proper to permit to be built and erected thereon, and which he shall think may be erected without obstructing or injuring the defences of the said Citadel Hill. *Provided always*, that, whenever, for the protection and security thereof, or for the defence of Halifax, the said

Lieutenant

Lieutenant-Governor or Commander in Chief for the time being, shall, in time of War, or of attacks threatened on Halifax, deem it necessary to remove such Buildings so permitted, or to prostrate and level the Walls or Fences, or fill up the said Ditches, it shall and may be lawful for him to order the same to be removed, levelled or destroyed, to such extent, as the security and defence of the said Citadel may require, and without any claim for indemnification therefor, to be had, made, preferred or allowed, against such Governor or Commander in Chief or His Majesty's Government or this Province, on occasion of any losses or damages to be sustained thereby by any persons whomsoever.

V. *And be it further enacted*, That no Houses, Buildings or Walls, nor any other than Fences of Wood, shall be erected or built on any part of the said Common of Halifax, lying to the northward and eastward of the said Lots so Leased, as in the Fourth Section of the Act above recited is mentioned, and within the space or distance of six hundred yards from the salient angles of the Fortifications aforesaid; but the said portion of the said Common may be Leased and appropriated to and for the purpose of Gardens or Orchards, or other purposes, from which no injury or impediment can result to the defence of the said Citadel. *Provided always*, that all trees, whether for fruit or ornament, planted on those portions of the said Common, shall and may be subject to be cut down and destroyed, whenever in time of war, and of attacks threatened on Halifax, the defence thereof shall appear to the Governor or Commander in Chief to require the removal of such trees: *And provided always*, That no indemnification for the value of the said trees shall be demanded, other than the value thereof, as fuel, if used by or for the Garrison.

No Buildings to be erected on Common Lots within 600 yards of the Fortifications

VI. *And be it further enacted*, That all Leases of any part of the said Common within the limits aforesaid, to be given, granted or confirmed, under and by virtue of the said Act concerning the Common of Halifax, shall contain the conditions, limitations and restrictions, herein before prescribed, with respect to the erection of Buildings, Walls, Fences and Ditches, thereon, and in all other respects, and for all other purposes, the said Act as herein amended shall go into full force and operation.

Future Leases of Common to contain the reservations

VII. *Provided always, and be it further enacted*, That nothing in this Act, or in the said Act concerning the Common of Halifax, shall be of any force or effect until His Majesty's Assent to the said Acts shall have been duly signified.

Act requires His Majesty's Assent

CAP. V.

An Act to regulate the opening and holding a Poll for the Election of Representatives to serve in General Assembly for the County of Cape-Breton, and for the removal or adjournment of the same.

[Passed the 11th day of January, 1831.]

WHEREAS doubts exist where the Poll should first open for the said County, and whether the same should be removed or adjourned, whereby vexation and expence happen to the Freeholders and Electors of, and Candidates seeking to Represent, the said County.

Preamble

BE it enacted by the Lieutenant-Governor, Council and Assembly, That, from and after the passing of this Act, it shall be imperative on the Sheriff or other proper Officer holding Polls for the Election of Persons to represent said County of Cape-Breton, to first open the same at the Court House at Sydney, and continue the said Poll for six days, or until all the Electors then and there present be Polled; and, upon application for the removal or adjournment of said Poll, the Sheriff or other proper Officer holding it shall, if thereto required, as by Law directed, give Notice, according to Law,

Polls to be held at Sydney, Arichat and Cheticamp

Law, that the Poll will be adjourned and opened at the Court House at Arichat, on the tenth day after the opening at Sydney, and shall so remove the said Poll, and there continue the same for the space of four days, or until the Electors then and there present be Polled; and, after having received the Votes of the Electors, as by Law directed, shall remove or adjourn the Poll on the tenth day after its opening at Arichat, to the Court-House at Port Hood, and there continue the same for the space of four days, or until all the Electors then and there present be Polled, unless sooner closed according to Law; and, after having received the Votes of the Electors, as by Law directed, shall remove or adjourn the Poll on the tenth day after its opening at Port Hood, to some central and convenient place at Cheticamp, in the said County, and there continue the same for the space of four days, or until all the Electors then and there present be Polled, unless sooner closed according to Law.

Qualification of Candidate

II. *And be it further enacted*, That, from and after the passing of this Act, if any Candidate or Agent of a Candidate, at any Election to be held in any part of the Province, shall be questioned by any Elector at the commencement of the Poll, as to the qualification of such Candidate, and be required to take the Oath as by Law directed, it shall not be imperative on said Candidate, or Agent, to attend in person to take and subscribe the same, but a deposition in writing (containing the description and situation of the Lands by which he claims to be legally qualified as such Candidate) made and subscribed by such Candidate or Agent, before one of the Judges of the Supreme or Inferior Courts of this Province, and delivered to the Sheriff or other proper Officer holding said Election, shall be sufficient. *Provided*, that the said Candidate, thus called upon to exhibit and attest to his qualification, shall, if elected and required before he assume his Seat or Vote in General Assembly, take and subscribe the Candidate's Oath by Law directed, and deliver to the Clerk of said House of Assembly, the Title Deeds under which he holds the Lands, Tenements or Hereditaments, whereby he seeks to make out his Qualification, or True Copies of the same.

CAP. VI.

An Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton.

[Passed the 11th day of January 1831.]

Four Persons to be Commissioned to Select Pilots

BE it enacted by the Lieutenant-Governor, Council, and Assembly, That it shall and may be lawful for the Governor, Lieutenant-Governor and Commander in Chief, for the time being, by and with the advice of His Majesty's Council, to appoint and commission, during pleasure, four Persons (three of whom to be a Quorum) to examine and select Pilots for the Port of Sydney; and that vacancies in such commission shall be filled up by the same Authority of the Governor, Lieutenant-Governor or Commander in Chief, and Council, and that before any such Commissioner shall act under such appointment he shall take the oath contained in the Schedule annexed to this Act, marked A, before one of the Judges of the Inferior Court of Common Pleas.

Commissioners empowered to License Pilots

II. *And be it further enacted*, That the said Commissioners shall from time to time license as many fit Persons, by them examined, as they shall think necessary to act as Pilots for the Port of Sydney, and to grant to each licensed Pilot a Certificate in the form contained in the Schedule hereunto annexed, marked B, for which Certificate the Person receiving it shall pay the sum of Twenty Shillings, and the Certificate so granted shall be numbered and registered in a book, to be kept for that purpose, and shall be annually renewed on payment of the sum of Ten Shillings.

Rates of Pilots to be established

III. *And be it further enacted*, That the Rates of Pilotage into and from the Harbour of Sydney, to which such licensed Pilots shall be entitled, when employed by any vessel, shall be according to the Table of Rates contained in the Schedule annexed to this Act

Act, marked C; and on every Vessel entering the Port spoken by a licensed Pilot, such Pilot, when his services are accepted, shall be entitled to the Pilotage fixed in the Table C.

IV. *And be it further enacted,* That any Person taking charge of any Vessel, as a Pilot, not being Licensed, shall be bound to give up the guidance of the said Vessel to the first Licensed Pilot, who shall board such vessel, under a penalty of Five Pounds.

Unlicensed Pilots taking charge of Vessels

V. *And be it further enacted,* That no Pilot shall be taken off to sea against his will, by any Master or Commander of any Vessel, under penalty of Twenty-five Pounds, except when through stress of weather, the taking of a Pilot off to sea shall be inevitable; and in all cases when any Person acting as a Pilot, shall be taken to sea against his will, he shall be entitled to receive, from the Master or Owners of such Vessel, a compensation for loss of time at the rate of Five Pounds per Month, and be provided with a passage home at their expense, which shall be sued for and recovered by the party aggrieved, by any action of debt, bill, plaint or information, in His Majesty's Supreme or Inferior Courts in the County of Cape-Breton.

Pilots taken off to sea

VI. *And be it further enacted,* That every Pilot so Licensed shall be bound to carry such flag, and to have his boat so marked and rigged as shall be directed by the said Commissioners, under a penalty not exceeding Twenty-Shillings, nor less than Five Shillings; and that any unlicensed person carrying such flag, shall be liable to a penalty of Ten Pounds; and that a Pilot taking charge of any Vessel, shall in all cases behave himself civilly, and be strictly orderly and sober while in discharge of his duty, and use his utmost care and diligence for the safety of the ship, and to prevent her doing damage to others, under the penalty of Ten Pounds for the first offence, and also to a suspension for a certain time, or dismissal if the Commissioners think proper; and on a second conviction for a similar offence, the said Pilot shall lose his License, and be no more capable of being Licensed.

Designations of Pilots

VII. *And be it further enacted,* That no Licensed Pilot shall lend or transfer his Certificate under the penalty of Five Pounds, and that any Pilot exacting a larger sum for his services or taking a lesser sum than is allowed by Law, shall forfeit for such offence the sum of Two Pounds, and, when he has exacted, shall also refund the excess by him received.

Pilots Certificate of License not to be transferred

VIII. *And be it further enacted,* That it shall and may be lawful for the said Commissioners from time to time, with the approbation of the General Sessions at Sydney, to establish Bye-Laws for the further regulation of Pilots, and for extra remuneration in cases of any extraordinary kind, and for the adjustment and decision of questions arising between Masters of Vessels, Pilots and others, respecting Pilotage, and also respecting the salvage of Anchors and Cables, and to enforce such Bye-Laws, by reasonable penalties to be thereunto annexed.

Bye-Laws may be established for regulation and extra remuneration of Pilots

IX. *And be it further enacted,* That nothing herein contained shall be construed to extend or deprive any other person who may act as a Pilot in the absence of licensed Pilots, from receiving payment for his services according to the said Table of Rates, or to relieve any licensed or other Pilot from his responsibility to answer for the amount of any loss sustained through his improper conduct, in a civil action, at suit of the party injured.

Any Person may act as Pilot in the absence of the regular Pilots

X. *And be it further enacted,* That all penalties imposed by this Act, or hereafter to be imposed by any Bye-Law, made by virtue hereof, and not exceeding the sum of Ten Pounds, shall be sued for and recovered before any two of His Majesty's Justices of the Peace, for the County of Cape-Breton, and shall be levied with Costs by Warrant of Distress, under the Hand and Seal of such Justices, on the Goods of the Offender, and for want of Goods the said Justices shall order such Offender to be imprisoned for a term not exceeding one day, for every Five Shillings in the said penalty, or until the penalty be paid; and that one third of such penalties shall go to the use of the Informer, and the remainder, together with the Fees received for such Certificates, shall form a Fund, in the hands of the said Commissioners, to defray the Salary of a Secretary,

Recovery and application of Penalties

and other Contingent Expences attending the execution of this Act; and the surplus, if any, to be appropriated by them for the benefit of infirm and disabled Pilots: *Provided always*, that any person who may think himself aggrieved, may appeal from the decision of such Justices to the next General Sessions of the Peace at Sydney, when the Penalty shall exceed Two Pounds; and shall be entitled to demand a Jury at the said Sessions, to try such Appeal when the penalty shall exceed Three Pounds; but that a Writ of Certiorari or other Appeal shall be allowed from the said General Sessions, to any higher or other Court, in the Case of any penalty imposed by this Act or the said Bye Laws.

Continuance of Act

XI. *And be it further enacted*, That this Act shall continue and be in force for One Year, and thence to the end of the next Session of the General Assembly.

SCHEDULE A.

Oath to be taken by Commissioners

I. A. B. do swear that I will act diligently and impartially in the Selection and Examination of Pilots, for the Port of Sydney.

SCHEDULE B.

Province of Nova-Scotia.

No. Port of Sydney.

Pilot's License

We, (names of Commissioners) Commissioners appointed by a Law of the Province, to examine and select Pilots for the Port of Sydney, certify that (name of the Pilot) of (place of abode) having been examined by us at Sydney, was by us judged a fit and proper person to undertake the Pilotage of Vessels of every Description, into and out of the said Port of Sydney, and on the day of A. D. 183 was by us Licensed to act in that Capacity.

(Signed)

Commissioners of Pilotage at Sydney.

Entered in the Register of Pilots Licenses

day of

18

(Signed)

C. D. Secretary.

This License cannot be lent or transferred.

Description of		(Name of Pilot)	No.	
Age	Height	Complexion	Colour of Hair and Eyes	Remarks

SCHEDULE C.

Table of Rates of Pilotage of Vessels into, and out of, the Harbour of Sydney.

Rates of Pilotage

On Vessels of 200 Tons and under	L2 0 0	Sydney	L1 10 0	Plant's Bar.
Ditto 200 to 300 and upwards	2 5 0		1 15 0	Ditto
His Majesty's Ships under 6th rate	2 0 0		1 10 0	Ditto
Ditto 4th, 5th and 6th rates	2 5 0		1 15 0	Ditto
Ships of the Line	2 15 0		2 0 0	Ditto

On Vessels entering the Port, if boarded to the Southward and Westward of Cranberry Island, one fourth less than the above Rates.

CAP. VII.

An Act for the establishing Courts of Probates of Wills, and granting Letters of Administration, in the Southern and North-Western Districts of the County of Cape-Breton.

[Passed the 11th day of January, 1831.]

WHEREAS much inconvenience is experienced by Persons residing in the Southern and North-Western Districts of the County of Cape-Breton, in consequence of there being but one Court of Wills, and granting Letters of Administration, established for the whole County, as held at Sydney:

Preamble

I. BE it therefore enacted by the Lieutenant-Governor, Council and Assembly, That it shall and may be lawful for the Lieutenant-Governor or Commander-in-Chief, for the time being, to commission and appoint two fit and proper Persons to be Judges of the Courts of Probates of Wills, and granting Letters of Administration, for the Southern and North-Western Districts of the County of Cape-Breton, that is to say, one Person to act as such Judge in each of the said Districts; which Persons so commissioned and appointed shall possess all the privileges, and have and exercise the same jurisdiction, within the said Districts respectively, as Judges of the Courts of Probate of Wills, and granting Letters of Administration, possess and exercise in the respective Districts and Counties in the Province of Nova-Scotia, for which they are commissioned and appointed.

Judges of Courts of Probate of Wills, &c. to be appointed for Districts of Cape Breton

II. And be it further enacted, That, from and after the passing of this Act, it shall not be lawful for the present Judge of the Court of Probate of Wills, and granting Letters of Administration, in the County of Cape-Breton, to exercise any jurisdiction under or by virtue of that office, or in his capacity of such Judge, save and except within and for the first or North-Eastern Districts of the said County of Cape-Breton.

Their Jurisdiction

III. And be it further enacted, That the said Courts of Probates of Wills, and granting Letters of Administration, shall be hereafter held at Sydney, Arichat, and Port Hood, in the respective Districts of the County of Cape-Breton, at such times as the Judges of the said Courts may respectively appoint.

Probate Courts to be held at Sydney, Arichat and Port Hood

CAP. VIII.

An Act to continue the several Acts of the General Assembly, for raising a Revenue to repair the Roads throughout the Province, by laying a Duty on Persons hereafter to be Licensed to keep Public Houses or Shops, for the retail of Spirituous Liquors.

[Passed the 11th Day of January, 1831.]

BE it enacted by the Lieutenant-Governor, Council, and Assembly, That an Act, passed in the Thirty-ninth Year of the Reign of His late Majesty King George the Third, entitled, An Act for raising a Revenue to repair the Roads throughout the Province, by laying a Duty on Persons hereafter to be Licensed to keep Public Houses and Shops, for the Retail of Spirituous Liquors, and for regulating such Public Houses and Shops: Also, the several Acts, passed in the forty-first, forty-sixth and fifty-fifth years of His said late Majesty's Reign, for reviving, altering, continuing, amending and adding to, the said Act, and every matter, clause and thing, in the said Acts contained, shall be continued, and the same are hereby severally continued, from the thirty-first day of March, which will be in the Year of Our Lord One Thousand Eight Hundred and Thirty-one, until the thirty-first day of March, which will be in the Year of Our Lord One Thousand Eight Hundred and Thirty-two, and no longer.

Act—39th, 41st, 46th and 55th Geo. III. continued

CAP.

CAP. IX.

An Act to continue the Act to suspend the operation of the Acts to prevent Forestalling, Regrating and Monopolizing, of Cord Wood, in the Town of Halifax.

[Passed the 11th day of January, 1831.]

Act 7th Geo.
IV, continued

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the seventh Year of the Reign of His late Majesty King George the Fourth, entitled, An Act to suspend the operation of the Acts to prevent Forestalling, Regrating and Monopolizing, of Cord Wood in the Town of Halifax—and every matter, clause and thing, in the said Act contained, shall be continued, and the same are hereby continued for Five Years, and from thence to the end of the then next Session of the General Assembly.

CAP. X.

An Act to continue the Act to suspend the operation of several Acts of the General Assembly, passed to prevent Forestalling, Regrating and Monopolizing.

[Passed the 11th day of January, 1831.]

Act 7th Geo.
IV, continued

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the seventh Year of His late Majesty King George the Fourth, entitled, An Act to suspend the operation of several Acts of the General Assembly, passed to prevent Forestalling, Regrating and Monopolizing—and every matter, clause and thing, in the said Act contained, shall be continued, and the same are hereby continued for Five Years, and from thence to the end of the then next Session of the General Assembly.

CAP. XI.

An Act for raising an additional Duty on Persons hereafter to be Licensed to keep Public Houses or Shops.

[Passed the 11th day of January, 1831.]

Preamble

WHEREAS, in and by an Act, passed in the thirty-ninth Year of the Reign of His late Majesty King George the Third, entitled, An Act for raising a Revenue to repair the Roads throughout the Province, by laying a Duty on Persons hereafter to be Licensed to keep Public Houses and Shops for the Retail of Spirituous Liquors, and for regulating such Public Houses or Shops; and, in and by certain Acts in addition, alteration or amendment, of the above recited Act, certain Duties are imposed on Persons to whom Licenses for Selling Wine, Ale, Cyder, Perry, Rum, or Distilled Spirituous Liquors, called Tavern Licenses, or Licenses called Shop Licenses, or General Licenses, may be granted, as by reference to the said Acts will at large appear.

AND WHEREAS, it is expedient to increase the Duties on the said several Licenses hereafter to be granted to Persons within the Peninsula of Halifax:

Licenses Duties
increased

I. Be it therefore enacted by the Lieutenant-Governor, Council and Assembly, That there shall be raised, levied, collected and paid, of, from and by, each and every Person

son within the Town and Peninsula of Halifax, to whom any or either of the Licenses in the said Acts, or any of them mentioned and thereby required to be issued, and denominated respectively Tavern Licenses, Shop Licenses or General Licenses, shall hereafter be granted under or by virtue of the said Acts, or any of them, an additional Duty or Sum of Four Pounds Currency, over and above the respective Duties of Four Pounds, of Six Pounds, and of Six Pounds and Ten Shillings, to which the persons to whom the said Licenses respectively are granted were and are now subject and liable by Law.

II. *And be it further enacted,* That the said additional Duty of Four Pounds by this Act imposed on each and every person so to be hereafter Licensed under any or either of the Licenses aforesaid, shall be levied, collected and paid, at the same time, and in the same manner and under the same penalties and regulations, as the Duties by the above recited Act or Acts are now raised, levied, collected and paid, within the Town and Peninsula of Halifax.

III. *And be it further enacted,* That, as well the said additional License Duties hereby imposed, as also, all that part and portion of the License Duties imposed by the Acts above referred to, which is by the said Acts appropriated for the repair of the Roads within Ten Miles of the Town of Halifax, shall be paid over to, and be received by, the Commissioners of Streets at Halifax, and be by them applied and expended in and for the repairs, alterations and improvements, of the Public Streets and Highways of the Town and Peninsula of Halifax.

IV. *And be it further enacted,* That for every License to be taken out hereafter under the said Acts or the present Act, the Clerk of the Peace in Halifax, shall, for his attendance to take the usual Recognizance, and for the other proceedings required thereon, be allowed the same Fee as is receivable by the Clerk of the Licenses.

V. *And be it further enacted,* That this Act shall continue and be in force until the thirty-first day of March, which will be in the Year of Our Lord One Thousand Eight Hundred and Thirty-two, and no longer.

How to be levied and collected

Appropriation of Duties

Allowance to Clerk of Peace

Continuation of Act

CAP. XII.

An Act in amendment of the Act to regulate the Pilotage of Vessels, at the Port of Halifax.

[Passed the 11th Day of January, 1831.]

BE it enacted by the Lieutenant-Governor, Council and Assembly, That whenever any ship or vessel shall require a Pilot from and out of the Port or Harbour of Halifax, the Master of such ship or vessel so requiring such Pilot shall make the same known by hoisting an Union Jack, if a British vessel, or, if a Foreign vessel, such Flag as is usually worn by such Foreign vessel, during day-light, at the fore top gallant mast-head of such ship or vessel, at least twelve hours before the time of the sailing of such ship or vessel; and in case no Licensed Pilot shall offer himself during that time, the said Master shall then be at liberty to employ such other person as he may think fit, although such person may not be a Licensed Pilot.

II. *And be it further enacted,* That any person taking charge of any vessel bound outwards, not being Licensed, shall give up the guidance of the said vessel to the first Licensed Pilot, who shall tender his services within the time herein before prescribed, under a penalty of Five Pounds, to be sued for, recovered and applied, in like manner and by the same means as are prescribed in and by the Eleventh Section of the Act of which this is an amendment, in regard to penalties imposed by that Act.

III. *And be it further enacted,* That the Rates of Pilotage for taking any ship or vessel from and out of the Harbour of Halifax, shall be one third less than the Rates hereinafter established for the Pilotage of ships and vessels into the said Harbour.

Vessels outward bound requiring Pilots

Licensed Pilots offering within a certain time

Charge of Pilotage of outward bound Vessels

Rate of Pilotage into Halifax

IV. *And be it further enacted*, That in lieu of the Table of Rates of Pilotage in the Schedule C. annexed to the said Act hereby amended, the following Table of Rates of Pilotage for any ship or vessel coming into the said Harbour of Halifax, shall be substituted, that is to say,

Table of Rates of Pilotage into the Harbour of Halifax.

On Vessels of two hundred tons and under,	L2 0 0
On Vessels from two hundred tons to three hundred tons,	2 10 0
On Vessels of three hundred tons and upwards,	3 0 0
On His Majesty's Ships under Sixth Rates,	2 0 0
On His Majesty's Ships of Fourth, Fifth and Sixth Rates,	2 10 0
On His Majesty's Ships of Line,	3 0 0
On Vessels entering the Port of Halifax, if boarded to the northward of Herring Cove and Thrum Cap Island, One Fourth less than the above Rates.	

CAP. XIII.

An Act to continue the Act of the General Assembly, for raising a Duty of Excise, and the Act for the continuing and amending thereof.

[*Passed the 11th day of January, 1831.*]

Act 32d Geo. III with exceptions continued

BE it enacted by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the Thirty-second Year of the Reign of His late Majesty King George the Third, entitled, An Act for the further increase of the Revenue, by raising a Duty of Excise on all Goods, Wares and Merchandize, imported into this Province, and every matter, clause and thing, in the said Act contained, save and except the third, fourth, fifth and sixth Sections of the said Act, and so much thereof as has been altered or amended by the Act for continuing and amending thereof, passed in the Seventh Year of the Reign of His late Majesty King George the Fourth: and also the said Act, passed in the said Seventh Year of the Reign of His said late Majesty King George the Fourth, entitled, An Act for the further increase of the Revenue of the Province, by continuing and amending an Act of the General Assembly, for raising a Duty of Excise, with every matter, clause and thing, in the said last mentioned Act contained, shall be continued, and the same are hereby severally continued from the Thirty-first day of March, which will be in the Year of Our Lord One Thousand Eight Hundred and Thirty-one, until the Thirty-first day of March, which will be in the Year of Our Lord One Thousand Eight Hundred and Thirty-two, and no longer.

Act 7 Geo. IV continued

Coffee & Molasses exempted from Excise Duties

II. *And be it further enacted*, That, from and after the Publication of this Act, besides the several Articles exempted from Duties of Excise, under and by virtue of the Third clause of the said last mentioned, passed in the said Seventh Year of His said late Majesty's Reign, the following Articles namely, Coffee and Molasses, imported into this Province, shall also be wholly free and exempt from the said Duties of Excise imposed by the several Acts hereby continued.

CAP. XIV.

An Act to continue the Act more effectually to secure the payment of the Provincial Duties of Excise, and to prevent Frauds in the collection of the Provincial Revenue.

[Passed the 11th day of January, 1831.]

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, made and passed in the Third Year of the Reign of His late Majesty King George the Fourth, entitled, An Act more effectually to secure the payment of the Provincial Duties of Excise and to prevent Frauds in the Collection of the Provincial Revenue, and every matter, clause and thing, in the said Act contained, shall be continued, and the same are hereby continued from the Thirty-first day of March, which will be in the Year of Our Lord One Thousand Eight Hundred and Thirty-one, until the Thirty-first day of March, which will be in the Year of Our Lord One Thousand Eight Hundred and Thirty-two, and no longer.

Act 31 Geo.
IV continued

CAP. XV.

An Act to continue the Act to prevent Disorderly Riding, and to regulate the driving of Carriages on the Streets of Halifax, or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned.

[Passed the 11th day of January, 1831.]

BE it enacted by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the Fourth Year of the Reign of His late Majesty King George the Fourth, entitled, An Act to prevent Disorderly Riding, and to regulate the driving of Carriages on the Streets of Halifax, or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned, and every matter, clause and thing, in the said Act contained, shall be continued, and the same are hereby continued for Five Years, and from thence to the end of the then next Session of the General Assembly.

Act 4th Geo.
IV continued

CAP. XVI.

An Act to continue the Act in addition to the Act for regulating the Rates and Prices of Carriages.

[Passed the 11th day of January 1831.]

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the Fiftieth Year of the Reign of His late Majesty King George the Third, entitled, An Act in addition to an Act, passed in the Thirty-third Year of the Reign of His late Majesty King George the Second, entitled, An Act for regulating the Rates and Prices of Carriages, and every matter, clause and thing, therein contained, be continued, and the same are hereby continued for Five Years, and from thence to the end of the then next Session of the General Assembly.

Act 50th Geo.
III continued

CAP. XVII.

An Act to alter the times of the Sittings of the Inferior Court of Common Pleas and General Sessions of the Peace, for the County of Queen's County.

[Passed the 11th day of January, 1831.]

Court Common
Pleas in
Queen's County
held in April
and October

BE it enacted by the Lieutenant-Governor, Council and Assembly, That, from and after the publication hereof, the Inferior Court of Common Pleas and General Sessions of the Peace, for the County of Queen's County, shall be held at Liverpool, on the Fourth Tuesday of April, and the Third Tuesday of October, instead of the Times heretofore appointed for holding the same—and all Judges, Justices, Sheriffs, Constables, Jurors, Criers, and other Officers, and all and every Person or Persons whom it may concern, are to take notice of this Act, and govern themselves accordingly.

CAP. XVIII.

An Act to repeal an Act, passed in the Third Year of the Reign of His late Majesty King George the Fourth, entitled, An Act for the greater Security of the Town of Halifax against Fire, and the preventing the erection of Wooden Buildings, beyond a certain height, within the same.

[Passed the 11th day of January, 1831.]

Preamble

WHEREAS, the said Act has been found extremely injurious to the interest of a large proportion of His Majesty's Subjects within the Town of Halifax: for remedy whereof,

Act 3d Geo.
IV repealed

I. BE it enacted by the Lieutenant-Governor, Council and Assembly, That the said Act, and every matter, clause and thing, therein contained, be repealed, and the same are hereby repealed accordingly.

Prosecutions
withdrawn

II. And be it further enacted, That, from and after the passing of this Act, all Prosecutions now pending under the Act hereby repealed, shall cease and be discontinued, upon payment of all costs of such Prosecutions, or other expences incurred, to be respectively made by the parties prosecuted or proceeded against.

Houses ex-
empted from
Fire Tax

III. And be it further enacted, That all Houses, Stores and other Buildings, constructed and made of Stones or Bricks, and covered with slate, tiles, tin, copper, lead or iron, which have been, or shall at any time hereafter be, erected and built within the said Town, shall be exempted from all contribution towards paying for any House or other Building which may be pulled down to prevent the spreading of Fire, and shall not be liable to any assessment therefor.

CAP. XIX.

An Act relating to the Common at La Have.

[Passed the 11th day of January, 1831.]

Preamble

WHEREAS, the Island which lies off the Mouth of La Have River, in the County of Lunenburg, and is known by the name of La Have Island, was granted by His late Majesty King George the Third, in the Year of Our Lord One Thousand Seven

Seven

Seven Hundred and Eighty-five, to Joseph Pernette, Henry Volger, Matthew Park, Joseph Whitford, George Grieser and John Baker, or the Survivor or Survivors of them, and their several and respective Heirs, in trust for the use and benefit of the Inhabitants of the Township of New Dublin, and of all those Persons who were then settled in the Eastern side of the River of La Have, extending from Park's Farm, so called up to the Falls in the said River, and their several and respective Heirs and Assigns, for a Common for feeding and depasturing their Cattle.

AND WHEREAS four of the said Trustees have since departed this life ; and the said Grant contains no provisions for supplying the vacancies which have thus been created, or may in future occur :

I. *BE it therefore enacted by the Lieutenant-Governor, Council and Assembly,* That it shall and may be lawful for the Governor, Lieutenant-Governor or Commander in Chief for the time being, to nominate and appoint three fit and proper Persons to be Trustees, in conjunction with the two surviving Trustees, mentioned in the said Grant, namely—the aforesaid George Grieser and John Baker, of and for the said Common, which said Trustees, so to be nominated and appointed, shall be invested with all the authorities and powers conferred on the original Trustees and their Heirs, in and by the said Grant.

Lieutenant-Governor appointed to fill up the present vacancies in the Trust

II. *And be it further enacted,* That it shall and may be lawful for the Governor, Lieutenant-Governor or Commander in Chief for the time being, from time to time, and at all times hereafter, on the death or continued absence from the Province, or refusal to act, of any of the said Trustees, or, at his pleasure, to nominate and appoint other fit and proper Persons to hold and exercise the said Trust, in room of such of the said Trustees as may die, absent themselves, be removed, or refuse to act as aforesaid.

Empowered to fill up future vacancies

CAP. XX.

An Act to enable those interested in La Have Common, to make Regulations for the management thereof.

[Passed the 11th day of January, 1831.]

WHEREAS the Island which lies off the mouth of La Have River, in the County of Lunenburg, and is known by the name of La Have Island, was granted by His late Majesty King George the Third, in the year of Our Lord One Thousand Seven Hundred and Eighty-five, to Joseph Pernette, Henry Vogler, Matthew Park, Joseph Whitford, George Grieser and John Baker, or the Survivor or Survivors of them, and their several and respective Heirs, in trust for the use and benefit of the Inhabitants of the Township of New Dublin, and of all those Persons who were then settled on the Eastern side of the River of La Have, extending from Park's Farm so called, up to the Falls of the said River, and their several and respective Heirs and Assigns, for a Common for feeding and depasturing their Cattle, and for no other use or purpose whatever.

Preamble

AND WHEREAS it is expedient to give to the Survivors of the said Trustees, and to such other Trustees of the said Common who may be hereafter duly appointed, and to the Persons beneficially interested therein, under the said Grant, the power of making Regulations, in respect thereof, in manner and form hereafter mentioned.

I. *BE it therefore enacted by the Lieutenant-Governor, Council and Assembly,* That such Trustees as aforesaid of the said Common, shall once in every year, in the early part of the Spring, convene a Public Meeting in the said Township of New Dublin, of all the Inhabitants and Settlers beneficially interested in the said Common, under the aforesaid Grant, which Meeting shall be advertised by Notices in Writing put up in four of the most Public Places in the said Township twenty days at the least before the day appointed for such Meeting, and the majority of such persons, then and there assembled, shall have power to adopt such Regulations as they shall think fit, in respect to the mowing, feeding and depasturing, of the said Common, the cutting of wood, the kindling

Trustees may annually call Public Meetings in New Dublin

Meeting em-
powered to
make necessa-
ry Regulations
—to appoint
a Keeper of
Common, and
a Clerk

of fires, and taking of the sea-manure thereon, and all other matters touching the use and occupation of the said Island, for the ensuing year. And shall also have power to appoint one or more Keepers of the said Common, who shall be sworn before one of His Majesty's Justices of the Peace, to the faithful discharge of his or their office for the said year, and shall receive such compensation as may be directed by the majority at such Meeting; and the said majority shall also have power to choose a Clerk, to enter and record the proceedings of such Meetings, and all votes and orders of the said Trustees in respect of the said Common during the year, and who shall be sworn, and compensated for his services as aforesaid, and shall furnish Copies of such Regulations, Proceedings and Orders, to any person or persons who may at any time require the same and pay him therefor at the rate of Six-pence for every Ninety Words contained in such Copies; and the said majority shall likewise have power to fix and impose pecuniary penalties for the breach of any of the Regulations to be adopted as aforesaid, to be recovered on due proof before any one of His Majesty's Justices of the Peace, with costs, in the name of the said Clerk, and applied to the use of the said Common; and may also empower the said Keeper or Keepers to impound such Cattle as may be found upon the said Island, contrary to the Regulation to be adopted in that behalf, and to sell the same under the direction of a Justice of the Peace, at Public Auction, after ten days Public Notice thereof by Advertisement in Writing, and ten days Notice to the Owner thereof if to be found in the said Township or Neighbourhood, for payment of the expenses thereon, and the penalties that may have been incurred by the Owners thereof under the said Regulations, unless such Owners shall previously pay such expences and penalties to the said Trustees or some of them; and in the event of such Sales being held, the surplus of the net proceeds if any, after satisfying such expences and penalties, shall be paid by the said Trustees on demand to the Owners of such Cattle. *Provided always*, That no Regulations shall be made to prevent persons from taking sea-weed and sea-manure from the reserved shores and beaches of the said Island, in the manner they have been heretofore accustomed to do.

Proviso

Encroachments
or Trespasses
may be prose-
cuted

Assessments
may be made
for necessary
purposes

II. *And be it further enacted*, That the said Trustees may sue, commence and prosecute, any Actions or Suits respecting encroachments or trespasses on the said Common, or the management thereof, in any Court or Courts competent to try the same, and in like manner defend any Actions or Suits that may be brought against them—and that the majority of persons interested as aforesaid, and assembled at such Annual Meeting, shall have power to order the raising of any sum or sums of money that shall be by such majority thought necessary for the prosecuting or defending of such Actions or Suits, and for carrying on and managing of any affairs relating to the said Common, at any time hereafter, and defraying any necessary expences hereafter to be incurred in and about the same, and to appoint five of the Inhabitants or Settlers interested in the said Common, to apportion such sums so to be raised for the ends and uses aforesaid upon all the persons interested as aforesaid, according to their ability, and to authorise the said Clerk to gather in and collect the same: which said sums shall be collected by the said Clerk, and the payment thereof enforced in like manner as taxes may be collected and levied for the support of the Poor, and shall be duly accounted for by the said Clerk to the said Trustees, as and when he shall receive the same.

Penalties limit-
ed

Proviso

III. *Provided always, and be it further enacted*, That the penalties to be imposed for the breach of any of the Regulations to be made from time to time as aforesaid, shall in no case be less than Twenty Shillings nor exceed Sixty Shillings for each offence—and that such Regulations shall not be contrary to the Laws of this Province. *Provided also*, That any Commoner who may conceive himself aggrieved by the enforcing of such Regulations or any of them, may appeal therefrom, on giving sufficient Security by recognizance to prosecute such Appeal before the next Supreme Court or General Sessions of the Peace, the Justices whereof shall have full power to inquire into and determine the same in a summary way, or otherwise as they shall think fit.

IV. *And be it further enacted*, That the said Trustees shall be at liberty on giving due

due Notice as aforesaid, to convene other Meetings besides the Annual Meeting of such Commoners, at which Meetings the majority may adopt and pass such orders as may appear to them expedient for the present government and regulation of the said Common, but so as the same shall not go to the raising of any Monies, nor extend beyond the period of the Annual Meeting, then next to be convened as aforesaid.

Other than
Annual Meet-
ings may be
called

V. *And be it further enacted*, That this Act shall continue and be in force for Two Years, from the publication thereof, and from thence to the end of the next Session of the General Assembly.

Continuation
of Act

CAP. XXI.

An Act to continue the Act for the further increase of the Revenue, by imposing a Duty upon Articles imported from Foreign Countries.

[Passed the 11th day of January, 1831.]

BE it enacted by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the tenth year of the reign of His late Majesty King George the Fourth, entitled, An Act for the further increase of the Revenue, by imposing a Duty upon Articles imported from Foreign Countries, and every matter, clause and thing, in the said Act contained, shall be continued, and the same are hereby continued from the thirty-first day of March, which will be in the year of our Lord One Thousand Eight Hundred and Thirty-one, until the thirty-first day of March, which will be in the year of our Lord One Thousand Eight Hundred and Thirty-two, and no longer.

Act 10th Geo.
IV. continued

CAP. XXII.

An Act to continue the Acts for granting a Drawback of the Duties on Brown or Raw Sugar, used in the Manufacture of Refined Sugars within the Province, and for regulating the mode of obtaining the same.

[Passed the 11th day of January 1831.]

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, made and passed in the Fifty-seventh Year of the Reign of His late Majesty King George the Third, entitled, An Act for granting a Drawback of the Duties on Brown or Raw Sugar, used in the Manufacture of Refined Sugars within the Province, and for regulating the mode of obtaining the same; and also the Act, passed in the seventh year of His said late Majesty's Reign, to revive, amend and continue, the said Act, and every matter, clause and thing, in the said Acts contained, shall be continued, and the same are hereby continued from the thirty-first day of March, which will be in the year of our Lord One Thousand Eight Hundred and Thirty-one, until the thirty-first day of March, which will be in the Year of Our Lord One Thousand Eight Hundred and Thirty-two, and no longer.

Act 7th and
7th Geo. III.
continued

CAP. XXIII.

An Act for the appointment of Commissioners to report upon the advantages that may be derived to the Proprietors of the Grand Dyke and Union Dyke, in the Township of Cornwallis, by the Building of the Wellington Dyke.

[Passed the 11th day of January, 1831.]

Preamble.

WHEREAS, William Allen Chipman, William Dickie, David Dickie, John Eaton, William Borden, David Eaton, John Newcomb, and Benjamin Kaud, the Commissioners of Sewers for the Township of Cornwallis, in the year of Our Lord One Thousand Eight Hundred and Twenty-five, finished a certain Aboiteau or Embankment across the Canaar River, in Cornwallis aforesaid, which is described and known by the name of the Wellington Dyke, and which with the other Dykes connected therewith, and completed by the said Commissioners of Sewers in the same year, inclose a large quantity of Lands redeemed thereby from the Sea, and rendered suitable for the purposes of Agriculture: *And whereas*, the said Aboiteau or Embankment, and the said Dykes connected therewith, serve also to inclose and protect against the tides which used to flow in the said River, a large tract of Marsh Land lying further up the said River, and inclosed by a Dyke, called the Grand Dyke, as likewise another Tract inclosed by a Dyke called the Union Dyke, and lying on the same River: *And whereas*, in consideration of the benefits derived by the said last mentioned Lands from the Building of the said Wellington Dyke, and Dykes connected therewith, as well as of other circumstances, the said Commissioners of Sewers caused Assessments to be made upon the whole of the Lands within the Wellington Dyke, and also within the said Grand Dyke and Union Dyke, which assessments have been paid by many of the Owners of such Lands, but others have refused to pay those Assessments, and it has been decided that the Proprietors of the Lands comprehended within the Grand Dyke and Union Dyke, are not by Law liable to be assessed towards the expence of making the Wellington Dyke: *And whereas*, it is reasonable and just that the Owners of Lands lying within the Grand Dyke and Union Dyke, should contribute towards the expence of the Wellington Dyke, in proportion to the benefit derived or to be derived to them by the Building of the Wellington Dyke. *Provided*, the extent and amount of that benefit can be ascertained with reasonable certainty.

Lieutenant Governor to appoint Commissioners

I. *BE it therefore enacted by the Lieutenant-Governor, Council and Assembly*, That it shall and may be lawful for the Governor, Lieutenant-Governor or Commander in Chief for the time being, by and with the advice of His Majesty's Council, immediately after the passing of this Act, to appoint and commission five fit and proper Persons, not resident in the said County, to be Commissioners for the purposes hereinafter mentioned, which said Commissioners shall be sworn before one of the Judges of His Majesty's Supreme Court, or one of the Justices of the Inferior Court of Common Pleas for the County of King's County, impartially and faithfully to discharge, to the best of their ability, the duties intrusted to them by this Act.

Power of Commissioners

II. *And be it further enacted*, That such Commissioners so appointed and sworn, or any three of them, shall have full power to call before them at such times and places as they shall think fit and reasonable, notice thereof being given the said Commissioners of Sewers, or any of them, and all or any of the Proprietors of Lands within the said Grand Dyke and Union Dyke, and to examine as well the said parties as all witnesses who may be produced before them, upon oath, which oath the said Commissioners, or any of them, are hereby authorized to administer, and fully to investigate as well the Original Agreements for the Building of the said Dyke, called the Wellington Dyke, as also all subsequent agreements and undertakings in respect thereto; and to inquire particularly into the advantages which all or any of the Marsh Lands lying within the said Grand Dyke and

and Union Dyke, may heretofore have derived or are likely hereafter to derive from the completion of the said work; and to make a statement and report thereof under their hands or the hands of any three of them, and to return the same into the Office of the Secretary of the Province, to be laid before the Legislature at the next Meeting of the General Assembly.

III. *And be it further enacted*, That no Action or Suit shall be commenced or prosecuted in any Court of Law or Equity within this Province, before the end of the next Session of the General Assembly, for or on account of any Assessment made by the said Commissioners of Sewers, or at their instance, or of any liability incurred, or act done, by them, or by their authority, in the execution of their duty as such, upon or in respect of the said Lands.

Actioner's Bill
commenced

CAP. XXIV.

An Act concerning the Poor-House in Halifax.

[Passed the 11th day of January, 1831.]

WHEREAS, the Paupers, and other infirm and destitute Persons, admitted into the Poor-House at Halifax, have hitherto been maintained partly at the expense of the Town of Halifax, and partly at the expense of the Province, and, without reference to the proportions which the numbers of Town Paupers and Transient Paupers, received into the said Poor-House, respectively bear to each other; *And whereas*, upon a Statement of the Accounts of the Commissioners of the Poor for the Town of Halifax, for the support of that Establishment, it hath been found that a debt of One Thousand and Ninety Pounds, or thereabouts, will be due and payable for the expences incurred, until the last day of December, One Thousand Eight Hundred and Thirty. *And whereas*, it is expedient to provide for the immediate liquidation of the said debt, and for the support of the said Establishment; *And whereas*, to provide more effectually for the health and comfort of Paupers within the Poor-House, and for the care of the Children who now are receiving, or hereafter may claim, the benefits of the said Establishment, it has become necessary to separate such Children from the other Paupers, and to procure other and more convenient Buildings for their reception.

Preamble

I. *BE it therefore enacted by the Lieutenant-Governor, Council and Assembly*, That, for and towards the liquidation of the said balance of One Thousand and Ninety Pounds, there shall be granted and paid to the Commissioners of the Poor for the Town of Halifax, the sum of Five Hundred Pounds; for which sum it shall be lawful for the said Lieutenant-Governor to draw a Warrant on the Treasury in favor of the said Commissioners.

5001 Commis-
sioners of the
Poor

II. *And be it further enacted*, That the sum of Five Hundred and Ninety Pounds, being the residue of the said debt of One Thousand and Ninety Pounds so found due from the said Establishment, shall forthwith, under the direction of the Justices for Halifax in any General or Special Sessions, be assessed upon, and shall be raised, levied, collected and paid, from and by the Inhabitants of the Town of Halifax, and in such and the like manner as other sums for the support of the Poor, within the said Town, after being voted and presented, are by Law appointed, to be raised, assessed and collected, on and from the said Inhabitants.

Balance due
from Commis-
sioners to be
assessed

III. *And be it further enacted*, That the Accounts for the expenses of the maintenance and support of the said Establishment, shall be made up and stated to the Thirty-first day of December, in every year, and also quarterly, if need be, and shall be rendered to the House of Assembly as soon as may be after the commencement of each Session, and shall be examined, and be yearly audited, both by the Grand Jury for the County of Halifax, and by any Committee of the House of Assembly appointed to audit the same.

Accounts to be
audited

Appropriation
of Land for
Orphan Estab-
lishment

IV. *And be it further enacted*, That, upon the application of the said Board of Commissioners, in case they shall deem the scite hereinafter mentioned, necessary for the purpose of an Orphan House; it shall and may be lawful for His Excellency the Lieutenant-Governor or Commander in Chief for the time being, by and with the advice and consent of His Majesty's Council, to assign, lay off, and appropriate by any Order or Orders of the Governor in Council, from and out of the south part or moiety of the Tract of Land on the Peninsula of Halifax, called, and granted in Trust as, a Common for the Inhabitants of Halifax, a lot or piece of Land not exceeding five acres for the scite of an Establishment for the reception of poor and destitute Children, to be called the Orphan House, and thereafter the lot of Land so to be assigned and set off from the said Common for the scite of an Orphan House, shall remain and be used, and appropriated, for the purposes of such Establishment, and under the charge, management, and direction, of the said Board of Commissioners, or such other Persons as may hereafter be intrusted therewith.

Appropriation
in aid of Orphan
Establishment

V. *And be it further enacted*, That for and towards the erection of the necessary Buildings and Accommodations for such Orphan House as aforesaid, wheresoever the same shall be placed, there shall be granted and paid a sum not exceeding Six Hundred Pounds, as and for the contribution of the Province, to the expence of the establishment of such Orphan House, and it shall and may be lawful for the Lieutenant-Governor or Commander in Chief, for the time being, to draw by Warrant on the Treasury, from time to time, for the payment of the said sum of Six Hundred Pounds, when and so soon as and not before the sum of Twelve Hundred Pounds shall have been actually raised, contributed and paid in, towards such Orphan House, by the Inhabitants of Halifax, either by private subscription or by assessments, on the said Town, for the purpose of such Orphan House.

Assessment of
Inhabitants of
Halifax

Appropriation
for support of
Orphans

VI. *And be it further enacted*, That it shall and may be lawful for the Grand Jury, for the County of Halifax, from time to time, to present and vote for and towards the erection of such Orphan House, such sum or sums of Money as they shall think necessary, and such Presentment being confirmed by the Court in which it is made, the amounts so voted and presented shall be assessed, levied, collected and paid, in such and the like manner, and by the like means, as other Monies for the support of the Poor of the said Town.

CAP. XXV.

An Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton.

[Passed the 11th day of January, 1831.]

Preamble

WHEREAS it is enacted in and by the second Section of the Act whereof this Act is in amendment, that the Supreme Court shall be held at Sydney, in the County of Cape-Breton, on the last Tuesday of August, and at Arichat, in the said County, on the first Tuesday of September, in each year.

AND WHEREAS, in consequence of the uncertainty attending passages by Water, it may sometimes happen that the Judges may be unable to arrive at the before mentioned places of Sydney and Arichat, on the day so appointed by Law:

Court may be
adjourned for
arrival of
Judges

I. BE it therefore enacted by the Lieutenant-Governor, Council and House of Assembly, That in such cases, where the Judges have been prevented by weather or other unavoidable accident, from arriving at the said places of Sydney and Arichat, on the day or days appointed by Law, that it shall and may be lawful for the Sheriff of the County

of Cape-Breton, or his lawful Deputy, to give public notice at the respective Court-Houses in Sydney and Arichat, to all Suitors, Defendants, Jurors, Witnesses, and all other Persons bound to attend the said Courts, that the said Court will meet for the despatch of business on the following day.

II. *And be it further enacted*, That the said Sheriff of the County of Cape-Breton, or his lawful Deputy, shall continue to give such notice *de die in diem* for three successive days, or until the Judges, authorized to hold the Court at the said respective places, or one of them, do arrive.

Adjournment
continued *de*
die in diem

III. *And be it further enacted*, That all Suitors, Defendants, Jurors, Witnesses, and all other Persons who were bound by Law to attend the said Court, on the days named in the said Act of which this is an amendment, shall be bound to attend on the following day or days, which the Sheriff or his Deputy shall nominate, as herein directed.

Attendance of
Suitors, Jurors,
&c.

IV. *And be it further enacted*, That all the Proceedings of the said Supreme Court, as well in Criminal Cases as in Civil Cases, shall be equally valid, legal, and binding, when the said Court shall be opened in conformity to this Act, at Sydney or Arichat as aforesaid, as if the said Court had commenced its Sittings on the days appointed by Law in the Act of which this Act is an amendment.

Validity of
Proceedings

Provided, That nothing herein contained shall authorize or be construed to authorize the Judges to open the Court or continue its Sittings at Sydney or at Arichat, after the expiration of four days from the days so named in the said Act, of which this Act is an amendment, for the commencement of the said Court at Sydney and at Arichat.

Proviso

V. *And be it further enacted*, That this Act shall continue and be in force for Two Years, from the passing hereof, and from thence to the end of the then next Session of the General Assembly.

Continuation

215.

For the acts which should follow here,
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