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ANNO DECIMO OCTAVO

VICTORIÆ REGINÆ.

CAP. I.

AN ACT to continue and amend the Act for granting to Her Majesty certain Duties on Goods, Wares, and Merchandise, imported into this Colony and its Dependencies.

[Passed 26th May, 1855.]

WHEREAS it is expedient to continue and amend an Act passed in the Thirteenth Year of the Reign of Her Majesty, entitled "An Act for granting to Her Majesty certain Duties on Goods, Wares and Merchandise, imported into this Colony and its Dependencies."

Preamble:

Be it therefore enacted, by the Governor, Council and Assembly, in Legislative Session convened—

I.—That the said recited Act passed in the Thirteenth Year of the Reign of Her present Majesty, entitled "An Act for granting to Her Majesty certain Duties on Goods, Wares and Merchandise, imported into this Colony and its Dependencies," and every clause, matter and thing therein contained, save and except as is hereinafter provided, shall be and the same are hereby continued, in full force and effect, for One Year from and after the Twenty-seventh day of May, in the Year One Thousand Eight Hundred and Fifty-five, and until the Twenty-eighth day of May which will be in the Year One Thousand Eight Hundred and Fifty-six, anything in the said recited Act to the contrary notwithstanding.

Continuance of 13. Vic. Cap. 1.

II.—That from and after the passing of this Act, there be levied, collected and paid, upon every Gallon of Rum imported into this Colony, the duty of Three Pence in addition to the present Duty of Nine Pence per Gallon now imposed thereon: which Duties shall be respectively levied, collected and paid, in like manner and under and subject to the like regulations and provisions as are expressed in the said recited Act, or any Act of the Legislature of this Colony providing for the collection and management of Customs Duties.

Additional Duty of 3d. per gallon on Rum imported.

Duty on Neat Cattle to be paid after deducting Freight.

III.—The Duty imposed upon Neat Cattle by the said recited Act shall be levied, collected and paid upon the proceeds of sale appearing upon the production of the original Account Sales, when such Cattle shall have been sold, or upon the appraised value, as provided for by the third section of the said recited Act, after deducting the amount of Freight of any such Cattle in either case.

£30 to Keeper of Custom House St. John's

IV.—That the sum of Thirty Pounds be allowed and paid to the Keeper of the Custom House in St. John's.

Furniture &c., of Immigrants exempt from duty.

V.—All Furniture that has actually been in use, Working Tools and Implements, the property of Immigrants or Persons coming to reside in this Colony, and not intended for Sale, shall be placed in the Table of Exemptions to the said Act.

Duty of 4½d. per Gallon on Spirits distilled in this Island.

VI.—And whereas it is expedient to impose a Duty on Spirits distilled in this Island or its Dependencies: Be it further enacted by the Authority aforesaid—

That from and after the passing of this Act, the Duty of Four Pence Half-Penny Sterling per Gallon shall be levied and paid on each and every Gallon of Spirituous Liquors manufactured, extracted, or distilled, in this Island or its Dependencies.

Returns of Spirits manufactured to be rendered on oath quarterly.

VII.—The owner of any Distillery, or any other person who shall manufacture any Distilled Spirituous Liquors in this Island, shall, on the first Monday in January, April, July and October, render a just and true account, in writing, to the nearest Collector or Sub-Collector of Customs of the quantity of all Distilled Spirituous Liquors manufactured, extracted, or distilled by him for the Quarter last past; and shall thereupon make and subscribe, before the said Collector or Sub-Collector, the following oath, which oath he is hereby empowered to administer:

Form of Oath.

I, A. B, do swear that the account which I have now rendered and subscribed, contains a just and true account of all the Rum, Brandy, Gin and Whisky, and other Distilled Spirituous Liquors, manufactured, extracted, or distilled by me, or any person or persons under me, or on my behalf, since the _____ day of _____ last past.
Sworn to at _____ this _____ day of _____

A. D. 185

Before me,

Collector (or Sub-Collector.)

So help me God.

A. B.

Duty to be paid to Collector.

VIII.—And the said Owner, or any such Person so manufacturing such Spirituous Liquors as aforesaid, after making and subscribing the above mentioned Oath, shall forthwith pay unto the said Collector or Sub-Collector the amount of Duty hereinbefore imposed on such Distilled Spirituous Liquors so manufactured, extracted, or distilled, by him, during the Quarter last past; the said Duties to be paid and appropriated in the way and manner, and under the like regulations, as Duties are payable and appropriated by this or any other Act of the General Assembly now in force relating to the importation of Spirituous Liquors into this Island.

Appropriation of Duties.

Penalty on persons neglecting to make affidavit, returns, &c.

IX.—If any Person shall neglect to make affidavit of his intention to Distil, as hereinafter mentioned, or to make such a Return as aforesaid, or shall make a false Return, of the quantity of Distilled Spirituous Liquors so manufactured, extracted, or distilled by him, or shall refuse to account

for or pay the amount of any such Duty as shall then be due as aforesaid, such Person shall, for each and every such offence, forfeit and pay the sum of One Hundred Pounds.

X.—Any Person who shall be convicted of having wilfully and fraudulently made a Return short of the real quantity of such Spirituous Liquors, so made by him, or those employed by him, or who shall be convicted of having refused to account or pay at the times prescribed by Law, or who shall have delayed his Return or Payment for more than six days after the expiration of the Quarter, from that day whereon he last accounted, shall on conviction thereof, over and above the aforesaid penalty, be held not entitled to distil for Six Months from and after the date of such conviction, under the penalty of Fifty Pounds for each and every day he or those employed by him, shall so distil after such conviction.

Penalty on persons convicted of wilfully making false returns, &c.

XI.—Any Person who shall hereafter manufacture, extract, or distil any Spirituous Liquors in this Island or its Dependencies, shall (six days before he shall first commence to do so) make affidavit before the Collector or Sub-Collector for the district or place wherein he resides, of his intention so to distil, and shall also state in such affidavit the locality of the premises wherein he intends so to distil, and also the name of the person who may have the right of Property in such Distillery and the Liquors distilled or made therein, and all other matters and things relating thereto, which affidavit the said Collector or Sub-Collector is hereby authorised to take from such party as aforesaid.

Affidavit to be made of intention to distil.

XII.—All Fines and Penalties mentioned in this Act relating to the Distillation of Spirituous Liquors within this Island or its Dependencies, and the Duties imposed on such Spirituous Liquors by this Act, may be sued for and recovered with Costs, by Bill, Plaint or Information, in Her Majesty's Supreme Court or in any of the Circuit Courts of this Island, and paid one half to the person who shall inform and sue for the same, and the other half to the Treasurer of this Island; to and for the use of Her Majesty's Government therein.

Recovery and appropriation of Penalties.

XIII.—Provided always that it shall be lawful to expend the sum of One Hundred and Twenty Pounds in addition to the Salaries hereinbefore appropriated to the Second-class Tide Waiters in St. John's.

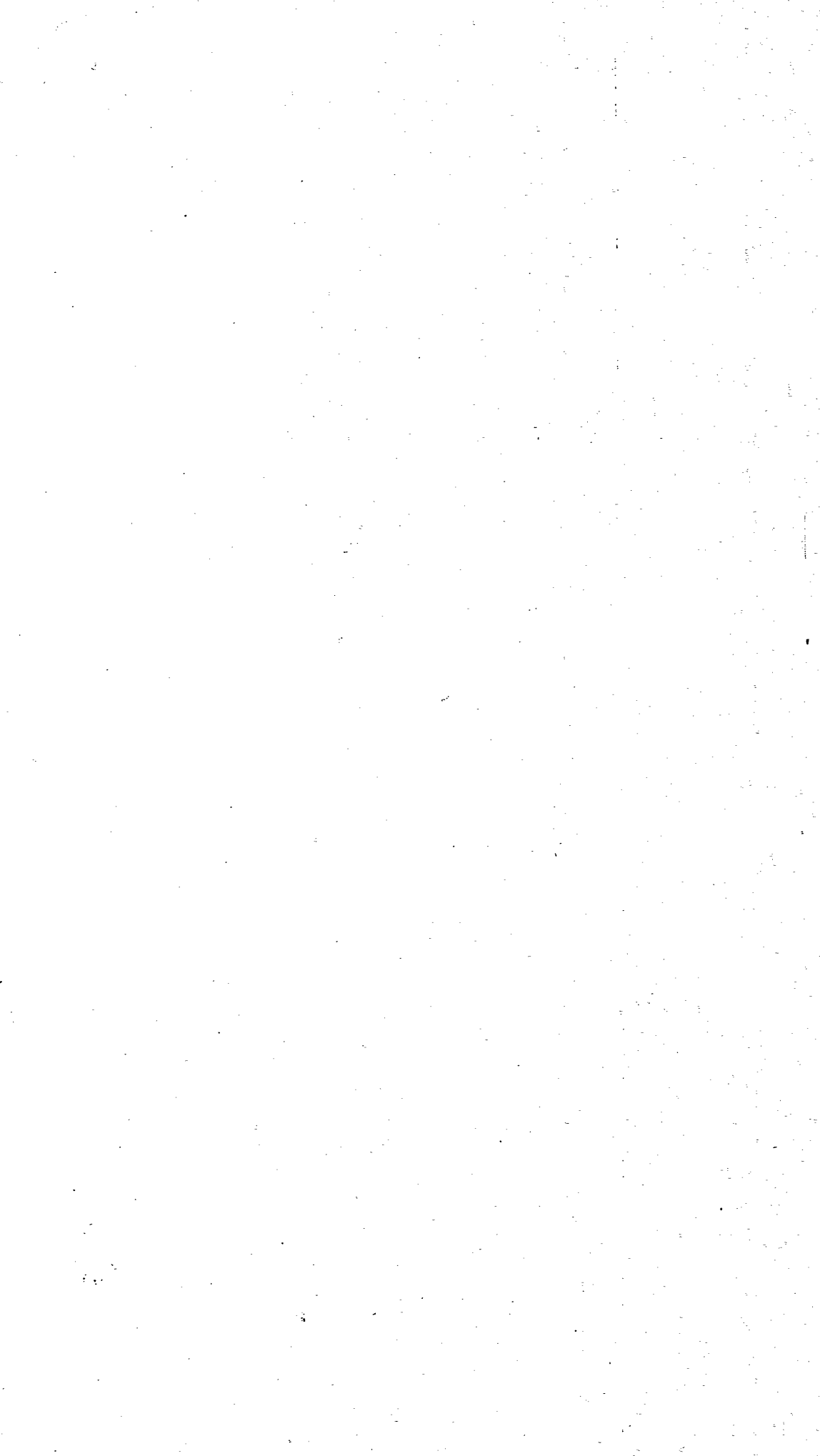
£120 additional to second-class Tide Waiters, in St. John's.

XIV.—This Act may be amended, altered, or repealed, by any Act or Acts to be passed during the present Session of the Legislature.

Act may be amended in present Session.

XV.—This Act shall go into operation on the Twenty-eighth day of May in the Year One Thousand Eight Hundred and Fifty-five, and not before, and shall continue in force for One Year and no longer.

Continuance of Act.





ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. II.

AN ACT to give effect, on the part of the Island of Newfoundland, to a certain Treaty between Her Majesty and the United States of America.

[Passed 7th July, 1855.]

WHEREAS it is expedient to provide for giving effect, as regards the Island of Newfoundland and its Dependencies, to the Treaty between Her Majesty and the United States of America, signed on the Fifth Day of June in the Year of our Lord One Thousand Eight Hundred and Fifty-four: Preamble.

Be it therefore Enacted, by the Governor, Legislative Council, and Assembly, in Legislative Session convened, as follows:

1st.—That whenever the Governor of this Island shall, by Proclamation, declare that the Treaty has taken effect, according to the terms thereof, the Articles enumerated in the Schedule to this Act, being the Growth and Produce of the United States of America, shall be admitted into this Colony and its Dependencies Free of Duty, so long as the Treaty shall remain in force; any Law, Act or Statute to the contrary notwithstanding; except that if at any time the United States shall, under the terms of the Treaty, suspend the operation of the Third Article thereof, so far as this Island is affected thereby, then the Governor of this Island may, if he see fit, declare such Suspension by Proclamation; after which, the Exemption from Duty under this Act shall cease while such Suspension shall continue; but the Governor may again, whenever such Suspension shall cease, declare the same by Proclamation, from and after which such Exemption shall again take effect. Articles in Schedule to be free of duty, when Treaty declared in force.

Further power to the Governor to do anything necessary to give effect to Treaty.

2nd.—It shall be lawful for the Governor in Council, by any Order or Orders to be made for that purpose, to do anything further, in accordance with the spirit and intention of the Treaty, which shall be found necessary to be done on the part of this Island, to give full effect to the Treaty; and any such Order shall have the same effect as if the object thereof were expressly provided for by this Act.

Suspension of certain Laws, &c. on Treaty coming into operation.

3rd.—When and so soon as this Act shall have been approved by Her Majesty, and the Treaty shall be declared by Proclamation of the Governor to be in force, and to have taken effect according to the terms thereof, as provided for by the First Section of this Act; all such provisions of all Laws, Acts or Statutes of this Island, now in force, as are contrary to or inconsistent with the terms and spirit of the Treaty, are hereby declared to be Suspended, as regards Citizens and Inhabitants of the United States of America, and Vessels, Boats and Crafts, belonging to the Citizens and Inhabitants of that Country; and shall continue to be so suspended, and not in force, so long as the Treaty shall continue and be in force, any Law, Act or Statute to the contrary notwithstanding.

SCHEDULE TO THIS ACT.

Schedule.

Grain, Flour, and Bread-Stuffs of all kinds;
 Animals of all kinds:
 Fresh, Smoked, and Salted Meats;
 Cotton Wool, Seeds, and Vegetables;
 Undried Fruits, Dried Fruits;
 Fish of all kinds;
 Products of Fish and of all other Creatures living in the Water;
 Poultry;
 Eggs;
 Hides, Furs, Skins, or Tails, undressed;
 Stone or Marble, in its crude or unwrought state;
 Slate;
 Butter, Cheese, Tallow;
 Lard, Horns, Manures;
 Ores of Metals of all kinds;
 Coal;
 Pitch, Tar, Turpentine, Ashes;
 Timber and Lumber of all kinds, round, hewed and sawed, unmanufactured, in whole or in part;
 Firewood;
 Plants, Shrubs, and Trees;
 Pelts, Wool;
 Fish Oil;
 Rice, Broom Corn, and Bark;
 Gypsum, ground or unground;
 Hewn or wrought or unwrought Burr or Grind Stones;
 Dye Stuffs;
 Flax, Hemp and Tow, unmanufactured;
 Unmanufactured Tobacco;
 Rags.







ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. III.

AN ACT for granting to Her Majesty certain Duties on Goods, Wares, and Merchandize, imported into this Colony and its Dependencies.

[Passed 21st July, 1855.]

MAY IT PLEASE YOUR MAJESTY :—

WE, Your Majesty's most dutiful and loyal Subjects the Commons of Newfoundland, in General Assembly convened, towards raising ^{Preamble.} the necessary Revenue to defray Your Majesty's public expenses in this Colony, have freely and voluntarily resolved to give and grant unto Your Majesty the Duties hereinafter mentioned; and do therefore beseech Your Majesty that it may be enacted, and

Be it therefore Enacted, by the Governor, Legislative Council and Assembly, in Legislative Session convened :

I.—That from and after the passing of this Act, and during the continuance thereof, there shall be raised, levied, collected, and paid, unto Your Majesty, Your Heirs and Successors, upon all Goods, Wares, and Merchandize, imported or brought into this Island and its Dependencies, ^{Duties imposed.}

the several and respective Duties inserted, described and set forth in Figures in the Table of Duties hereinafter contained, denominated "Table of Duties," opposite to and against the respective articles in the said Table mentioned, described, and enumerated, and according to the value, number or quantity of such articles therein specified, as follows; that is to say :

(No. 1.)

TABLE OF DUTIES.

		£	s.	d.
Table of Duties.	Ale, Porter, Cider, and Perry, viz :			
	In Bottles, the dozen, of 2 Gallons	—	—	0 0 9
	In Casks	—	—	the Gallon 0 0 3

ANIMALS, viz :

{	Horses	—	—	Each	—	0 10 0
	Oxen and Cows	—	—	"	—	0 5 0
{	Sheep, Swine and Calves	—	—	"	—	0 1 0
	Apples	—	—	the Barrel	—	0 1 6
	Bacon, Hams, Tongues, Smoked Beef & Sausages,	—	—	the Cwt.	—	0 7 6
	Beef, salted and cured	—	—	the Brl. of 200 lb.	—	0 2 0
	Biscuit	—	—	the Cwt.	—	0 0 3
	Butter	—	—	"	—	0 3 0
	Cheese	—	—	"	—	0 5 0
	Chocolate and Cocoa	—	—	the lb.	—	0 0 1
	Cigars	—	—	the M.	—	0 10 0
	Coals	—	—	the ton	—	0 1 0
	Coffee	—	—	the lb.	—	0 0 1
	Feathers	—	—	the lb.	—	0 0 1
	Flour	—	—	the Brl.	—	0 1 6
	Fruit, dried	—	—	the lb.	—	0 0 1
	" other descriptions	—	—	the £100	—	10 0 0
	Lumber	—	—	the M.	—	0 2 6
	Leather, Manufactures of, viz : Boots, Shoes,					
	Saddlery and Harness	—	—	the £100	—	10 0 0
	Molasses	—	—	the Gallon	—	0 0 2 $\frac{1}{2}$
	Oatmeal and Indian Meal	—	—	the Brl.	—	0 0 6
	Pork	—	—	"	—	0 3 0
	Ready Made Clothing	—	—	the £100	—	10 0 0
	Salt	—	—	the ton	—	0 0 6
	Shingles	—	—	the M.	—	0 1 0

SPIRITS, viz :

Brandy, Gin, Whiskey, and Cordials, or other Spirits not herein defined or enumerated, and not exceeding the strength of proof by Sykes's Hydrometer, and so in proportion for any greater strength than the strength of proof,				the gallon,	—	0 4 0
	Rum,	do.	do.	"	—	0 1 6

SUGAR, viz. :

{	Loaf and refined	—	—	the Cwt.	—	0 12 0
	Unrefined	—	—	"	—	0 7 6
	Bastard	—	—	"	—	0 7 6
	Tea	—	—	the lb.	—	0 0 4

Timber, including Balk and Scantling	—	the Ton	—	0	1	0	Table of Duties.
Tobacco, manufactured and leaf	—	the lb.	—	0	0	3	
“ Stems	—	the Cwt.	—	0	2	0	
Vinegar	—	the gallon	—	0	0	3	

WINE, viz.:

In Bottles,	—	the gallon	—	0	5	0
Wines in wood and other vessels, not being bottles, viz : Port, Madeira, Hock, Burgundy, Claret, Dry Lisbon,	} —	the gallon	—	0	4	0
Sherry	—	the gallon	—	0	2	6
		and 2½ per cent ad valorem.	}			
All other Wines	—	the gallon	—	0	2	0

- Anchors
- Barley and Oats
- Canvass
- Cordage and Cables
- Copper and Composition Metal for
Ships, viz : Sheathing, Bar,
Bolt and Nails
- Corks and Corkwood
- Fishing Tackle
- Indian Corn
- Iron, viz : Bar, Bolt, Sheathing and
Sheet, Wrought Nails
- Medicines
- Oakum
- Peas
- Pitch, Tar, Turpentine and Rosin
- Poultry and Fresh Meat

the £100 5 0 0

- Cotton, Manufactures of, except Can-
vas and Ready Made Clothing
- Linen, Manufactures of, except Canvas
and Ready-made Clothing
- Woollen, Manufactures of, except Rea-
dy-made Clothing
- Leather in the hide

the £100 7 10 0

- Goods, Wares and Merchandize, not
otherwise enumerated, described
or charged with duty in this Act,
and not otherwise exempt

the £100 10 0 0

Silk, Manufactures of, in whole or in part. the £100 10 0 0

LOCAL DISTILLATION.

- Rum, not exceeding the strength of
proof by Sykes's Hydrometer,
and so in proportion for any grea-
ter strength than the strength of
proof

the gallon 0 0 8

Exemptions. 2.—All Articles in the following Table shall be exempt from any Duty, viz:—

(No. 2.)

TABLE OF EXEMPTIONS.

Printed Books
 Pamphlets
 Maps and Charts
 Coin and Bullion
 Hemp
 Flax, Tow
 Plants, Trees and Shrubs
 Specimens illustrative of Natural History
 Works of Art, viz :
 Engravings
 Paintings
 Statuary
 Manures of all kinds
 Provisions for H. M. Land and Sea Forces
 Passengers' Baggage
 Household Furniture, and Working Tools and Implements used and in the use of persons arriving in this Island
 Refuse of Rice
 Seeds for Agricultural purposes
 Vegetables of all sorts
 Mules and Asses
 Animals, certified by President of Agricultural Society to be imported for improvement of Stock
 Printing Paper, Royal and Demi, in use for Newspapers
 Cotton Yarn
 Pig Iron

Products of United States admitted free under Treaty when in force.

III.—When the Governor of this Island shall, by Proclamation, declare that the Treaty between Her Majesty and the United States of America, signed on the Fifth day of June, A. D. 1854, has taken effect in this Island, according to the terms thereof, the following Articles, being the growth and produce of the United States of America, mentioned and enumerated in the Schedule to an Act made and passed in the present Session of the Legislature, entitled "An Act to give effect, on the part of the Island of Newfoundland, to a certain Treaty between Her Majesty and the United States of America," namely—

Grain, Flour and Bread Stuffs of all kinds
 Animals of all kinds
 Fresh, smoked and salted Meats
 Cotton Wool, Seeds and Vegetables
 Undried Fruits, Dried Fruits
 Fish of all kinds
 Products of Fish and all other Creatures living in the water
 Poultry, Eggs
 Hides, Furs, Skins, or Tails, undressed
 Stone or Marble in its crude or unwrought state
 Slate
 Butter, Cheese, Tallow, Lard
 Horns, Manures
 Ores of Metals of all kinds

Coal

Pitch, Tar, Turpentine, Ashes

Timber and Lumber of all kinds, round, hewed and sawed, unmanufactured in whole or in part

Firewood

Plants, Shrubs and Trees

Pelts, Wool

Fish Oil

Rice, Broom Corn, and Bark

Gypsum, ground or unground

Hewn or wrought or unwrought Burr or Grindstones.

Dye Stuffs

Flax, Hemp and Tow, unmanufactured.

Unmanufactured Tobacco

Rags

Table of Articles
free of Duty under
Treaty.

shall be introduced into this Island Free of Duty, so long as the said Treaty between Great Britain and the United States of America, in the said recited Act mentioned, shall remain in force in this Island.

IV.—When the Governor shall issue his said Proclamation, it shall be lawful for him also to declare by Proclamation that the following articles be admitted into this Island and its Dependencies Free of Duty, when imported directly from the United Kingdom, the British North American Provinces, and the Island of Prince Edward, and being the growth, produce or manufacture of the said United Kingdom, or of the said Provinces or Island respectively, notwithstanding any law to the contrary ; viz :

Certain Products
of the United
Kingdom and the
Colonies admitted
duty free on Pro-
clamation.

Animals, Beef, Pork

Biscuit, Bread, Butter, Cocoa Paste

Corn or Grain of all kinds

Flour

Fish, fresh or salted, dried or pickled

Fish Oil

Furs or Skins, the produce of Fish or creatures living in the sea

Gypsum, Horns, Poultry

Plants, Shrubs and Trees

Potatoes and Vegetables of all kinds

Seeds of all kinds

Pelts, Skins, Furs, or Tails, undressed

Wood, viz : Boards, Planks, Staves, Timber and Firewood

And it shall also be lawful for the Governor to declare by the said Proclamation that the following articles be admitted into this Island and its Dependencies Free of Duty, when imported directly from the Provinces of Nova Scotia, New Brunswick and Prince Edward Island, and being the growth, produce, or manufacture of the said Provinces or Island respectively ; viz :

Grain and Breadstuffs of all kinds

Vegetables, Fruits, Seeds, Hay and Straw

Hops, Animals, Salted and Fresh Meats

Butter, Cheese,

Chocolate and other preparations of Cocoa

Lard, Tallow, Hides, Horns, Wool

Undressed Skins and Furs of all kinds

Ores of all kinds, Iron in Pigs and Blooms

Copper, Lead in Pigs

Grindstones and Stones of all kinds

Earth, Coals, Lime
 Ochres, Gypsum, ground or unground
 Rock Salt
 Wood, Bark, Timber and Lumber of all kinds
 Firewood, Ashes
 Fish
 Fish Oil, viz. : Train Oil, Spermaceti Oil, Head Matter and Blubber
 Fins and Skins the produce of Fish, or Creatures living in the Sea.

Strength of Li-
 quors of home
 manufacture, and
 duty thereon.

V.—From and after the passing of this Act the Duty to be levied, paid and collected on Spirituous Liquors manufactured, extracted, or distilled in this Island, shall be, on such Spirituous Liquors not exceeding the strength of proof by Sykes's Hydrometer, the sum of Eight Pence per gallon; and so in proportion for any greater strength, and for any greater or less quantity than a gallon; as mentioned in the Table of Duties to this Act.

Duties &c. to be
 in Sterling money

VI.—All sums of Money granted or imposed, either as Duties, Penalties, Forfeitures, or otherwise, by this or any Act or Acts of the General Assembly of this Island, shall be deemed and are hereby declared to be in Sterling Money of Great Britain, and shall be received, taken and paid in such Sterling Money, or in Foreign Coins at such rates as they are now received in payment of Colonial Duties in this Island; and that all such Duties shall be paid and received according to Imperial Weights and Measures now by law established in this Colony; and that in all cases where such Duties are imposed according to any specific quantity or any specific value, the same shall be deemed to apply in the same proportion to any greater or less quantity or value.

Yachts sailing
 under Admiralty
 Warrant exempt
 from Duty, &c.

VII.—All Yachts sailing under Warrant of the Lords of the Admiralty, as belonging to the Royal Yacht Club, shall be exempted, on view of the said Warrant, from payment of all Local Duties whatsoever.

Importer to pay
 Duties; power
 and mode of col-
 lecting the same.

VIII.—The several Duties imposed, and in the said Table of Duties mentioned in this Act, shall be paid by the Importer or Importers of such articles respectively, and shall be collected and secured by means of and under the regulations and penalties, and in the way and manner, provided by any Act or Acts of the General Assembly of this Island for collecting the Revenues of this Island and its Dependencies.

Salaries of officers
 of Customs.

IX.—There shall be allowed and paid to the following Officers of Her Majesty's Customs in this Colony, hereinafter mentioned, to defray all expenses of remuneration for the collection of the Colonial Revenue, and charges incidental thereto, the sums set opposite the names of the said Officers, for the period during which this Act shall be in operation; viz.

The Assistant Collector at St. John's, the sum of Three hundred pounds.
 The Landing and Tide Surveyor, Two hundred and fifty pounds.
 Two Landing Waiters at St. John's, each Two hundred pounds.
 First Clerk and Ware-house Keeper at St. John's, Two hundred pounds.
 Second Clerk at St. John's, One hundred and fifty pounds.
 Third Clerk at St. John's, One hundred and twenty pounds.
 Two Lockers at St. John's, Twenty pounds each, and three shillings per day when employed.
 The Sub-Collector at Lamaline or Ojerin, One hundred pounds, and Two and a-half per cent. on all duties collected.
 The Sub-Collector at Fogo, One hundred pounds, and Two and a-half per cent on all Duties collected.
 The Sub-Collector at LaPoile, One hundred pounds, and Two and a-half per cent on all Duties collected.

- The Sub-Collector at Greenspond, One hundred pounds, and Two and a-half per cent on all Duties collected.
- The Sub-Collector at Gaultois, One hundred pounds, and Two and a-half per cent on all Duties collected.
- The Sub-Collector at Twillingate, One hundred pounds, and Two and a-half per cent on all Duties collected.
- The Sub-Collector at Trinity, One hundred and fifty pounds, and Two and a-half per cent on all Duties collected.
- The Sub-Collector at Harbour Grace, One hundred and sixty pounds and Two and a-half per cent on all Duties collected.
- The Sub-Collector at Carbonear, One hundred pounds, and Two and a-half per cent on all Duties collected.
- The Sub-Collector at Brigus, One hundred pounds, and Two and a-half per cent on all Duties collected.
- The Sub-Collector at Placentia, One hundred pounds, and Two and a-half per cent on all Duties collected.
- The Sub-Collector at Burin, One hundred pounds, and Two and a-half per cent on all Duties collected.
- The Sub-Collector at Harbor Briton, One hundred pounds, and Two and a-half per cent on all Duties collected.
- The Preventive Officer at Bay of Bulls, Fifty pounds.
- The Sub-Collector at Ferryland, One hundred pounds, and Two and a-half per cent on all Duties collected.
- To defray the expense of Tide Waiters and Preventive Boats and Crews at St. John's, and Tide Waiters at Harbour Grace, a sum not exceeding Eleven Hundred and Fifty Pounds.
- Stationery and Printed Forms, Postages and other incidental expenses, Fifty five pounds.
- The Keeper of the Custom House at St. John's, Forty Pounds.

X.—When and so soon as this Act shall come into operation, the Act of the Legislature of this Colony passed in the present Session thereof, intituled “An Act to continue and amend the Act for granting to Her Majesty certain duties on Goods, Wares and Merchandize imported into this Colony and its Dependencies,” shall be repealed, and the same shall stand repealed: provided always that all Bonds given and Payments made for Duties under the said Act, are hereby confirmed and declared valid, and nothing herein contained shall be construed to affect the same.

The present Revenue Act to stand repealed, on this one coming into operation

Proviso.

XI.—This Act shall continue in force for one year from the passing thereof, and no longer.

Continuance of Act.



Amended by 19th Victoria - Cap 2.
Also amended by 21st Victoria. Cap. 5. 7



ANNO DECIMO OCTAVO ET DECIMO NONO,

VICTORIÆ REGINÆ.

CAP. IV.

AN ACT for the Establishment of a Board of Revenue, and for the Regulation, Management, and Collection of all Duties Granted to Her Majesty, Her Heirs, and Successors, on Goods, Wares, and Merchandize imported into this Island and its Dependencies, and to Repeal certain Acts relating thereto.

[Passed 4th August, 1855.]

WHEREAS it is necessary that provision should be made for the more efficient Management of the Customs and Revenue Department in this Colony; and that an Act passed in the twelfth year of the Reign of Her Majesty, intituled "An Act to provide for the Regulation, Management and Collection of all Duties granted to Her Majesty, Her Heirs and Successors, on Goods, Wares and Merchandize, imported into this Island and its Dependencies;" and an Act passed in the thirteenth year of the Reign of Her Majesty, intituled "An Act to amend an Act entitled 'An Act to provide for the Regulation, Management, and Collection of all Duties granted to Her Majesty, Her Heirs and Successors, on all Goods, Wares and Merchandize, imported into this Island and its Dependencies;'" should be respectively repealed, and other provisions adopted in lieu thereof: Preamble.

Be it therefore Enacted, by the Governor, Legislative Council and Assembly of this Island, in Legislative Session convened:—

I.—That the said Act passed by the Legislature of this Colony, in the twelfth year of the Reign of Her Majesty, intituled "An Act to provide for the Regulation, Management, and Collection of all Duties granted to Her Majesty, Her Heirs and Successors, on Goods, Wares, and Merchandize imported into this Island and its Dependencies;" and the said Act of the Legislature of this Colony, passed in the thirteenth year of Her Majesty's Reign, intituled "An Act to amend an Act to provide for the Regulation, Management, and Collection of all Duties granted to Her Repeal of the 12th,
Vic. Cap. 4 &
13 Vic. Cap. 5.

Proviso

Majesty, Her Heirs and Successors, on all Goods, Wares, and Merchandize, imported into this Island and its Dependencies ;” shall be, and the same are, hereby severally repealed : Provided always, that nothing here- in contained shall be construed to annul, make void, or in any way affect, any proceedings, matters, or things, done or performed under and by virtue of the said several recited Acts.

Board of Revenue.

II.—That the Receiver-General shall be the President of, and with three other persons, to be appointed by the Governor in Council, shall constitute the Board of Revenue, and hold office during pleasure ; the members thereof shall be sworn into office—the President, and any other two members, to be a quorum for the transaction of business ; and that there shall be paid to each non-official member, for every day’s attendance at the Board, half a guinea a day ; Provided the amount so to be paid shall not exceed the sum of fifty pounds in any year for the whole of the said expenditure.

Power of Board.

III.—The Board shall superintend the working and practical operations and effects of the Revenue system, and report thereon to the Governor, when required ; they shall examine disputed claims for Drawbacks, and grant certificates therefor when allowed ; and shall direct and carry on Prosecutions against Delinquent Officers and their Sureties, and also prosecutions for Seizures, Forfeitures, Penalties, and Breaches of Revenue Laws, over which they shall have a general control ; and they may remit penalties in whole or in part, and direct the restoration of property seized, under such terms as they may deem just.

Governor to ap-
point Revenue
Officers &c.,

IV.—It shall be lawful for the Governor in Council to appoint proper persons to execute the Duties of the several Officers necessary to the due Collection and Management of the Revenue now levied, or which may hereafter be levied, on Goods, Wares, and Merchandize, imported into this Island and its Dependencies ; that is to say :—

Officers.

The Receiver-General at St. John’s, who shall superintend the Collection, Receipt and Payment, of all the said Revenue, and shall have under his direction and control an Assistant Collector, at St. John’s.

Landing and Tide Surveyor.
Two Landing Waiters.
First Clerk and Warehouse Keeper.
Second Clerk.
Third Clerk.
Two Lockers.
Tide Waiters.
Boat and Hands.
Preventive Officer at Bay Bulls.
Sub-Collector at Lamaline.
“ at Fogo.
“ at Twillingate.
“ at Greenspond.
“ at Galtois.
“ at Trinity.
“ at Harbcur Grace.
“ at Carbonear.
“ at Brigus
“ at Placentia.
“ at Burin.
“ at Harbour Britain.
“ at La Poile.
“ at Ferryland.

V.—The Governor in Council shall have power to alter the limits of Ports and to abolish any office of Sub-Collector and substitute a Preventive Officer therefor, subject to the approval of the Legislature.

Governor power to alter the limits of Ports &c.

VI.—It shall be lawful for the Governor, by and with the advice of Her Majesty's Council, on the recommendation of the said Board of Revenue, to appoint, from time to time, such additional or extra Officers and Tide Waiters as shall be necessary for the due security and collection of the Revenue, and to grant to such additional or extra Officers and Tide Waiters, so appointed, such salaries or allowances as may be deemed reasonable: Provided always, that no salary or allowance so granted shall exceed in amount the salary or allowance payable to the like officer: Provided also, that a copy or copies of the Warrant or Warrants appointing such extra or additional Officer or Officers shall be laid before the Legislature, if then in session, or if not then in Session, then within one month from the commencement of its next following Session.

Appointment of extra officers.

Proviso.

VII.—If any Officer, Clerk, or other person, acting in any office or employment under this Act, shall take or receive any Fee, Perquisite, Gratuity or Reward, whether pecuniary or of any other sort or description whatever, directly or indirectly, from any person (not being a person duly appointed to some office under this Act), on account of anything done or to be done by him in, or in anywise relating to, his said office or employment, except such as he shall receive under any order or permission of the Governor, any such officer so offending shall, on proof thereof to the Governor in Council, be dismissed from his office; and if any person (not being a person duly appointed to some office under this Act) shall give, offer, or promise to give, any such Fee, Perquisite, Gratuity or Reward, such person, for every such offence, shall forfeit the sum of One hundred pounds.

Officers taking fee or reward not allowed, shall be dismissed.

Penalty.

VIII.—Every person who shall be appointed to any office or employment under this Act, shall, on his admission thereto, make the following declaration, that is to say;—"I, A. B., do declare that I will be true and faithful in the execution, to the best of my knowledge and power, of the Trust committed to my charge and inspection; and that I will not require, take or receive, any Fee, Perquisite, Gratuity or Reward, whether pecuniary or of any sort or description whatever, either directly or indirectly, for any Service, Act, Duty, Matter or Thing, done or performed, in the execution or discharge of any of the duties of my office or employment, on any account whatever, other than my salary, and what is or shall be allowed me by Law, or by any Special Order of the Governor, or Officer Administering the Government of this Island and its Dependencies.

Declaration on admission to office.

IX.—The several Officers appointed as aforesaid, shall enter into, and they are hereby required to give, such security, by Bond, to Her Majesty, Her Heirs and Successors, with Two sufficient Sureties, for the due Collection and Safe-keeping of such Public Monies as may come into their hands, and for their good conduct in their respective Offices and employments, as the Governor shall, by and with the advice of Her Majesty's Council, deem reasonable and necessary.

Officers to give security by bond.

X.—No person appointed to any office or employment under this Act, shall, during the time of his acting in such office or employment, be compelled to serve in any Corporate or Parochial or other Public Office or employment, or to serve on any Jury or Inquest; any Law, Usage or Custom, to the contrary thereof notwithstanding.

Officers not liable to serve Parochial or other local offices.

XI.—That no Day shall be kept as a Public Holiday by the Officers appointed under this Act, except Christmas Day and Good Friday in

Public Holidays.

every year, and any Days appointed by the Governor, by Proclamation, for purpose of a General Fast, or General Thanksgiving, and also such days as shall have been or shall hereafter be appointed for the celebration of the Birth-day of Her Majesty and Her Successors.

XII.—The Master of every Ship arriving in any Port or Place in this Island or its Dependencies, whether laden or in ballast, shall come directly, and before bulk is broken, to the office of the Receiver-General, Assistant or Sub-Collector of the said Duties, of the Port or District where he arrives, and there make a Report in writing, to the said Receiver-General, Assistant or Sub-Collector, or other proper Officer, of the arrival and voyage of such Ship, stating her Name and Tonnage, the name of the Master, and the number of the Crew of such Ship, and whether she be laden or in ballast, and if laden, the Marks, Numbers and Contents of every Package and Parcel of Goods on board, and where the same were respectively laden, and where and to whom Consigned, and where any and what Goods, if any, had been unladen during the voyage, as far as any such particulars can be known to him; and the Master shall further answer all such questions concerning the Ship and Cargo, and the Crew and the Voyage, as shall be demanded of him by such Officer; and if any Goods be unladen from any Ship before such Report be made, or if the Master fail to make such Report, or make an untrue Report, or do not truly answer to the questions demanded of him, he shall forfeit the sum of One hundred pounds; and if any Goods be not Reported, such Goods shall be Forfeited.

Ship and cargo reported on arrival.

Particulars of Report.

Penalty for false Report.

XIII.—The Master of every Ship shall, at the time of making such Report, deliver to the said Receiver-General, Assistant or Sub-Collector or other proper Officer, a Manifest of the Cargo of such Ship; and every such Manifest shall set forth the Name and Tonnage of the Ship, the Name of the Master, and the Place or Places where the Goods, if any, were respectively taken on board, and of the Place or Places for which they are respectively destined; and shall contain a particular account and description of all the Packages on board, with the Marks and Numbers thereon, and of the sorts of Goods, and of the different kinds of each sort contained therein, to the best of the Master's knowledge and belief; and the particulars of such Goods as are stowed loose; and the names of the respective Consignees, so far as the same can be known to the said Master; and to such particular account shall be subjoined a general account or recapitulation in words at length, of the total number of the Packages of each sort, describing the same by their usual names, or by such description as the same can be known by, and the different Goods therein, and also the total quantities of the different Goods stowed loose; and that all Goods not so Manifested shall be Forfeited.

Master to deliver manifest.

Particulars thereof.

Goods not manifested forfeited.

XIV.—It shall be lawful for the Tide Surveyor, or other proper Officer, to board any such Ship arriving at any such Port or Place in this Island or its Dependencies, and freely to stay on board until all the Goods laden therein shall have been duly delivered from the same; and such Officer shall have free access to every part of the Ship; with power to fasten down Hatchways, and to Mark any Goods before landing, and to Lock up, Seal, Mark, or otherwise secure, any Goods on board such Ship; and if any place, or any box or chest, be locked, and the keys be withheld, such Officers, if they be of a degree superior to Tidesmen or Boatmen, may open any such place, box or chest, in the best manner in their power; and if any Goods be found concealed on board of any such Ship, they shall be Forfeited; and if the Proper Officer shall place any Lock, Mark, or Seal, upon any Goods on board any such Ship, and such Lock, Mark, or Seal, be wilfully opened, altered, or broken, before due delivery of such Goods, or if any such Goods be secretly con-

Officers may board ship.

If Seal &c. be broken, Master to forfeit a sum not exceeding £100.

veyed away, or if the Hatchways, after having been fastened down by such Officer, be opened, the Master of such Ship shall forfeit a sum not exceeding One hundred pounds: Provided always that Tidewaiters on duty on board of any Vessel shall be provided with suitable boarding and accommodation therein, by the Captain or Owner of such Vessel.

XV.—No Goods shall be unladen from on board any Ship, in any Port or Place in this Island or its Dependencies, until due Entry shall have been made of such Goods, and Warrant granted for the unloading of the same; and that no Goods shall be so unladen, except at some Place at which an Officer is appointed to attend the unloading of Goods, or at some Place for which a Sufferance shall be granted by the Receiver-General, Sub-Collector, or other principal Officer of the Port or District, for the unloading of such Goods; and that no Goods shall be so unladen except in the presence, or with the permission, in writing, of the proper Officer; and that all Goods unladen contrary to the Regulations of this Act shall be forfeited.

Entry of Goods to be unladen.
Forfeiture.

XVI.—That whenever Goods are entered to pay Duty according to the value thereof, such value shall be stated in the Entry; and the Importer, or his known Agent, shall make a Declaration written upon the Entry, setting forth that such value is the true value thereof; and if any person shall make such Declaration, not being the Importer or Proprietor of such Goods, nor his Agent duly authorised by him, or if any person shall make an untrue Declaration, such person shall forfeit the sum of One Hundred Pounds; and such affirmation shall be binding on the person by or on behalf of whom the same shall be made, and shall be in manner and form following; that is to say:

Goods subject to ad valorem Duties.
Forfeiture.

I, (A. B. the Importer, or C. D. the known Agent of the Importer as the case may be,) do declare that the Articles mentioned in the Entry above written, and contained in the packages therein specified, are of the value of _____ pounds _____ shillings and _____ pence sterling; and that such value is the true value thereof; and I do now tender the same for all duties.

Witness my hand
this _____ day of _____ 1855.

Taken before me, A. B. or C. D.

as the case may be, this _____ day of _____ 1855.

(E. F. Receiver-General, Assistant, or Sub-Collector, as the case may be.)

XVII.—That at the time of entering such Goods, Wares or Merchandize, the Importer thereof, or his known Agent, shall, if required by the Receiver-General, Assistant, or Sub Collector, or other proper Officer, exhibit the original Invoices of such Goods, Wares or Merchandize, and shall, if required, certify on Oath that they are the original Invoices, and that they contain all the Dutiable Goods imported by or belonging to or consigned to him in the packages specified in the Entry, to the best of his knowledge or belief; or if he has not and cannot procure the original Invoices, he shall, if required, make Oath thereof, and account for the want of the same; and shall also state on Oath what he believes to be the true value of the Goods at the place whence they were imported, as near as can be ascertained. All such Oaths shall be signed by the party attesting, and taken before the Receiver-General, Assistant Collector, or other proper Officer.

Importer to exhibit Invoice, and declare Invoice value of Goods on oath, if required.

XVIII.—At any time after Entry, or within Five Days after landing, the Importer thereof, or his known Agent, shall, if required by the Receiver-General, Sub-Collector, or other proper Officer, produce the Invoice of such Goods, Wares or Merchandize, and shall answer on Oath all such questions relating to the value thereof, as shall be put to him by such

Importer to produce Invoice.

Officer, who is hereby authorized to administer such Oath ; and in case of failure or refusal to produce such Invoice, (unless there be no Invoice) or to answer such questions, or to answer them truly, or if other than the true and real Invoice be produced, or if such true and real Invoice be altered by such Importer or his known Agent, then and in every such case, such Importer shall forfeit the Sum of One Hundred Pounds.

Penalty.

Goods under-valued may be detained and sold,

XIX.—If upon examination it shall appear to the Receiver-General, Assistant or Sub-Collector, Landing Waiter, or other proper Officer, that such Articles are not valued according to the true value thereof, it shall be lawful for such Officer aforesaid, to detain and secure such Articles, and within Three Days from the Landing thereof, to take such Articles for the use of the Crown; and the said Receiver-General, Assistant or Sub-Collector or other Officer, shall, thereupon, in any such case, cause the amount of such valuation, with an addition of Ten Pounds per Centum thereon, and also the Duties paid upon such Entry, to be paid to the Importer or Proprietor of such Articles, in full satisfaction for the same, and shall dispose of such Articles for the benefit of the Crown; and if the produce of the sale shall exceed the sum so paid, and all charges so incurred by the Crown, one moiety of the overplus shall be given to the Officer or Officers who shall have detained or taken such Articles, and the other moiety, detained for the benefit of the Crown, shall be paid to the Receiver-General of this Island, to be applied to the public uses of the Colony, as the Legislature shall direct: Provided always, that should any Articles whatsoever, seized and detained under this Act, be of a perishable nature, and likely to deteriorate in value by being kept to abide the provisions hereof, it shall be lawful for the Receiver-General, Assistant or Sub-Collector, or other proper Officer aforesaid, at the expiration of Two Days after such seizure and detention aforesaid, to cause any such Articles aforesaid to be sold; and the proceeds thereof shall be subject to the same provisions and conditions as are contained in this Act with respect to the said Articles themselves.

Proviso,

Goods subject to duty by weight may be detained and sold, if true weight not given,

XX.—When the true weight shall not be given of Articles subject and liable to Duty according to Weight, it shall be lawful for the Receiver General, Assistant or Sub-Collector, or other proper Officer, to detain and secure so much of such Articles as may be over the Weight set forth in the Entry; and within Three Days from the landing thereof, to take such Articles for the use of the Crown; and the said Receiver General, Assistant or Sub-Collector, or other proper Officer, shall thereafter, in any such case, cause the valuation to be calculated on such Articles so detained as aforesaid, at the prices stated in the Invoices, should the true Invoices be produced by the Importer to the satisfaction of the Receiver General, Assistant or Sub-Collector, or other proper Officer; otherwise such Articles to be appraised by two fit persons to be chosen by the said Officer; and it shall be the duty of such Appraisers to estimate such Articles according to such value as they shall deem to be a fair first cost market price of such Articles, free of charge, at the place from whence such Goods may have been imported; and the said Officer shall cause the amount of either of such valuations, together with an addition of Ten per centum thereon, to be paid to the Importers or Proprietors of such Articles, in full satisfaction of the same, and shall dispose of such Articles for the benefit of the Crown; and the produce of such sale shall be appropriated in the manner provided by the foregoing Section of this Act, in respect of Goods detained and sold as undervalued.

Articles may be sold for the benefit of the Crown, and appropriated.

Particulars of Entry.

XXI.—The Person entering any Goods shall deliver to the Receiver General, Assistant or Sub-Collector or other proper Officer, a Bill of the Entry thereof, fairly written in words at length, containing the name of the Importer, and of the Ship, and of the Master, and of the Place whence

the Goods were Imported, and of the Place within the Port or District where the Goods are to be unladen, and the particulars of the quality and quantity of the Goods, and the Packages containing the same, and the Marks and Numbers on the Packages, and shall also deliver at the same time, one or more Duplicates of such Bill, in which all sums and numbers may be expressed in figures; and the particulars to be contained in such Bill of Entry, shall be written and arranged in such form and manner, and the number of Duplicates shall be such, as the Receiver General, Sub-Collector or other principal Officer shall require; and such person shall, at the same time, pay down or otherwise secure all Duties due upon the said Goods; and the said Officer shall thereupon grant his Warrant for the unloading of such Goods.

XXII.—No Entry nor any Warrant for the landing of any Goods or for the taking of any Goods out of any Warehouse, shall be deemed valid, unless the particulars of the Goods and Packages in such Entry shall correspond with the particulars of the Goods and Packages purporting to be the same in the Report and Manifest of the Ship, or in the Certificate, or other Document, where any is required, by which the Importation or Entry of such Goods is authorised, nor unless the Goods shall have been properly described in such Entry by the denominations and with the character and circumstances according to which such Goods are charged with Duty or may be Imported; and any Goods taken or delivered out of any Ship or out of any Warehouse by virtue of any Entry or Warrant not corresponding or agreeing in all such respects, or not properly describing the same, shall be deemed to be Goods landed or taken without due Entry thereof, and shall be Forfeited.

Entry not to be valid, if Goods be not properly described in it.

XXIII.—If the Importer of any Goods shall make and subscribe a Declaration before the Receiver General, Assistant or Sub-Collector, or other proper Officer, that he cannot, for want of full information, make perfect Entry thereof, it shall be lawful for such Officer to receive an Entry by Bill of Sight for the Packages or Parcels of such Goods by the best description that can be given, and to grant a Warrant thereupon, in order that the same may be landed and secured to the satisfaction of the proper Officer, and at the expense of the Importer, and may be seen and examined by such Importer in the presence of the proper Officer; and within Three Days after the Goods shall have been so landed, the Importer shall make a perfect Entry thereof, and pay down or otherwise secure all Duties due thereon, and in default of such Entry, such Goods shall be secured by the proper Officer; and if the Importer shall not within One Month after such landing, make perfect Entry of such Goods, and pay down, or otherwise secure the Duties due thereupon, together with charges of Removal and Warehouse Rent, such Goods shall be sold for the payment thereof, and the overplus, if any, shall be paid to the Proprietor of the Goods.

Entry by Bill of Sight.

Duties to be paid or secured within three days.

XXIV.—It shall and may be lawful for the proper Officers to take such Samples of any Goods as shall be necessary for ascertaining the amount of any Duties payable on the same, and that all such Samples shall be disposed of and accounted for in such manner as the Governor shall, with the advice of Her Majesty's Council, direct.

Samples may be taken.

XXV.—In any case where the Duty set forth in any Entry shall not amount to Forty Pounds, the Receiver General, Assistant or Sub-Collector, or other proper Officer, shall forthwith collect the same before granting his Warrant for the removal of the Articles Imported; and in case such Duties shall amount to Forty Pounds, then the Receiver General, Assistant, or Sub-Collector, or Officer aforesaid, shall be at liberty to secure the said Duties by taking Bond from the Importer, Owner, or

Bond may be taken for Duties to £40

Consignee, to Her Majesty, Her Heirs and Successors, with two sufficient securities for the payment thereof, in Four Months from the date of such Bond.

Master of Steam-boat allowed to land & warehouse cargo.

XXVI.—The Receiver-General, Assistant or Sub-Collector, may permit the master of any Steam-boat employed regularly in the conveyance of passengers, upon due report of such boat, to deposit the cargo in a Warehouse, to be provided by the Owner or Agent of the Boat and approved by the Receiver-General, the Owner or Agent of the Boat having first given general security by Bond, with two Sureties, for payment of the full Duties of Importation on all such Goods as shall be at any time so Warehoused therein, or for the Exportation thereof; and Goods so deposited shall be deemed to be on board the Importing Steamboat, and shall be subject to the same Regulations, Penalties and Forfeitures, as if they had not been taken thereout; and the Master or Owner of the Steam-boat shall have the same lien on the Goods, for freight or other charges, as if the same had not been deposited in the Warehouse, but shall not be entitled to any Rent for the Goods so deposited. The Owner or Consignee of the Goods must make Entry thereof within Six days from the time of their being deposited in the Warehouse.

Cattle allowed to be landed on arrival.

Proviso.

XXVII.—The Receiver-General, Assistant or Sub-Collector, or other proper Officer at the Port where any Vessel, having on board any Cattle, may arrive, shall, upon the application of the Importer thereof, permit the immediate landing of the same; Provided that at the time of Entry of such Vessel, due Entry of and payment of the Duties imposed by Law on such Cattle shall be made.

Goods Imported from Places beyond the Seas must appear in Cockets &c. in certain cases

XXVIII.—No Goods shall be Imported into this Island and its Dependencies as being Imported from Places beyond the Seas, if any advantage attach to such distinction, unless such Goods appear by the Cocket, Clearance, or other proper Document for the same, to have been duly shipped and cleared outwards at the Port of Exportation.

Surplus Stores in certain cases to be treated as Imported by way of Merchandize.

XXIX.—The surplus Store or Stores remaining unconsumed on board of any Ship arriving from Ports beyond the Seas in this Island or its Dependencies, shall be subject to the same Duties, Restrictions, and Regulations as the like sort of Goods shall be subject to when Imported by way of Merchandize; Provided always, that if it shall appear to the Receiver-General, Assistant or Principal Officer in charge of the Port or District where such Ship shall arrive, that the quantity or description of such Stores is not excessive or unsuitable under all the circumstances of the voyage, such Stores, if not landed, shall be Duty Free.

If Goods be not Entered in 20 days Officers may land and secure them.

XXX.—Every Importer of any Goods shall, within Twenty Days after the arrival of the Importing Ship, make due Entry of such Goods, and land the same; and in default of such Entry and landing, it shall be lawful for the Proper Officers to land and convey such Goods to the Crown's Warehouse; and if the Duties due upon such Goods be not paid within Three Months after such Twenty Days shall have expired, together with all charges of Removal and Warehouse Rent, the same shall be sold, and the Produce thereof shall be applied, first to the payment of Freight and Charges, and next of the Duties, and the overplus, if any, shall be paid to the Proprietor of the Goods, or any other person authorised to receive the same.

Duties not paid within 3 months, Goods to be sold.

Duty may be remitted on Damaged Goods.

XXXI.—If any Goods, Wares or Merchandize, which are rated to pay Duty according to the Tale, Weight, Gauge or Measure thereof, shall receive damage during the voyage, an abatement of such duties shall be allowed in proportion to the damage so received; provided proof

be made to the satisfaction of the Officer in charge of the Port or District in which the Vessel importing such Goods, Wares or Merchandize, shall have arrived, that such damage was received after such Goods, Wares or Merchandize were shipped, and before they were landed in this Island or its Dependencies, and that such abatement be claimed at the time of the first examination of such Goods, Wares, or Merchandize.

XXXII.—Upon such claims as aforesaid, the Officers appointed to superintend the landing of such Goods, Wares, or Merchandize, shall examine the same with reference to such damage, and shall thereupon state the amount of damage received, and make a proportionate abatement of Duties accordingly: Provided, that if such Officers be incompetent to estimate such damage, or if the Importer of such Goods, Wares, or Merchandize, be not satisfied with the abatement made by them, the Receiver-General, Assistant or Sub-Collector, or other Principal Officer in charge of the Port or District, shall appoint two disinterested persons experienced in the nature and value of such Goods, Wares, or Merchandize, to examine the same, and to report, in Writing, the amount of damage so received as aforesaid, and an abatement of Duties shall thereon be made in proportion to the amount of damage thus ascertained.

Amount of duty to be remitted—how settled.

XXXIII.—Whenever and so often as any Goods, Wares, or Merchandize, subject to Duty, shall be reported for Importation at a Port or Place within this Island or its Dependencies other than the Port or Place at which the Importing Ship shall first arrive, or for Exportation, such Goods, Wares, or Merchandize, shall be subject and be under and liable to all the Rules and Regulations, Forms and Restrictions, that the like Articles are subject and liable to, when Exported from the Warehouse.

Goods reported for exportation.

XXXIV.—It shall be lawful for the Governor, by and with the advice of Her Majesty's Council, to constitute and appoint any port in this Island or its Dependencies to be a Warehousing Port for the purposes of this Act; and for the Receiver General, the Assistant or Sub-Collector of any Port so constituted and appointed, by notice in Writing under his hand, to appoint from time to time such Warehouses at such Port as shall be approved by him for the Warehousing and securing of Goods therein, and also in such notice declare what sort of Goods may be so Warehoused, and also by like Notice to revoke or alter any such appointment or declaration: Provided always, that every such notice shall first be transmitted to the Colonial Secretary, and be published in such manner as the Governor shall direct.

Governor may appoint Warehousing Ports.

XXXV.—It shall be lawful for the Importer of any such Goods into the said Ports, to Warehouse the same in the Warehouses so appointed, without payment of any Duty on the first Entry thereof; subject nevertheless to the Rules, Regulations, Restrictions and Conditions hereinafter contained.

Goods may be Warehoused without payment of duty.

XXXVI.—All Goods so Warehoused shall be stowed in such parts or divisions of the Warehouse, and in such manner, as the Receiver General, Assistant or Sub-Collector aforesaid, shall direct; and that the Warehouse shall be locked and secured in such manner, and shall be opened and visited only at such times, and in the presence of such Officers, and under such Rules and Regulations, as the said Receiver-General, Assistant or Sub-Collector, shall direct; and that all such Goods shall, after being landed upon Importation, be carried to the Warehouse, or shall, after being taken out of the Warehouse for Exportation, be carried and Shipped, under such Rules and Regulations as the Receiver General, Assistant or Sub-Collector of the Port, shall direct.

Stowage of Goods in the Warehouse

Locking &c.

Warehouses.

Carrying Goods, to and from Warehouses.

XXXVII.—Upon the Entry of any Goods to be Warehoused, the Importer of such Goods, instead of paying down, or otherwise securing the Duties due thereon, shall give Bond, with two sufficient Securities to be approved of by the Receiver-General, Assistant or Sub-Collector of the Port, in Treble the Duties payable on such Goods, with condition for the safe depositing of such Goods in the Warehouse mentioned in such Entry, and for the payment of all Duties due upon such Goods, or for the Exportation thereof, according to the first account taken of such Goods upon the landing of the same; and with further condition, that no part thereof shall be taken out of such Warehouse until cleared from thence upon due Entry and payment of Duty, or upon Entry for Exportation; and with further condition, that the whole of such Goods shall be so cleared from such Warehouse, and the Duties upon any deficiency of the quantity according to such first account, shall be paid within Two Years from the date of the first Entry thereof; and if after such Bond shall have been given, the Goods or any part thereof shall be sold or disposed of, so that the original Bonder shall be no longer interested in or have any control over the same, it shall be lawful for the said Receiver General, Assistant or Sub-Collector, to direct fresh Security to be given by the Bond of the new Proprietor or other Person having control over such Goods, with his sufficient Securities, and to cancel the Bond given by the original Bonder of such Goods, or to exonerate him to the extent of the fresh security given.

Bond upon Entry of Goods to be Warehoused.

Purchaser of Goods may give bond in lieu of original bond.

Goods not duly Warehoused &c. to be forfeited.

XXXVIII.—If any Goods which have been Entered to be Warehoused shall not be duly carried into and deposited in the Warehouse, or shall afterwards be taken out of the Warehouse without due Entry and Clearance, or having been Entered and Cleared for Exportation from the Warehouse, shall not be duly carried and Shipped, or shall afterwards be re-landed, except with the permission of the proper Officer, such Goods shall be Forfeited.

Account of Goods to be taken on landing.

XXXIX.—Upon the Entry and Landing of any Goods to be Warehoused, the Proper Officer shall take a particular Account of the same, and shall Mark the Contents on each package, and shall enter the same in a Book to be kept for that purpose; and no Goods which have been so Warehoused shall be taken or delivered from the Warehouse, except upon due Entry and under the care of the Proper Officer, for Exportation, or upon due Entry and payment of Duty for Home Use; and whenever the whole of the Goods Warehoused under any Entry shall be cleared from the Warehouse, or whenever further time shall be granted for any such Goods to remain Warehoused, an Account shall be made out of the Quantity upon which the Duties have been paid, and of the Quantity Exported, and of the Quantity (to be then ascertained) of the Goods still remaining in the Warehouse, as the case may be, deducting from the whole the quantity contained in any Original Package, if any, which may have been abandoned for Duties; and if upon such Account there shall in either case appear to be any Deficiency of the Original Quantity, the Duty payable upon the Amount of such Deficiency shall then be paid.

Samples may be taken.

XL.—It shall be lawful for the Receiver General, Assistant or Sub-Collector of the Port, under such Regulations as he shall see fit, to permit moderate Samples to be taken, without Entry, of any Goods so Warehoused, and without Payment of Duty, except as the same shall eventually become payable, as on a Deficiency of the Original Quantity.

Goods may be sorted and re-packed.

XLI.—It shall be lawful for the Receiver General, Assistant or Sub-Collector of the Port, under such Regulations as he shall see fit, to permit the Proprietor or other Person having control over the Goods so Warehoused, to sort, separate, pack and repack any such Goods, and to make

such lawful alterations therein, or arrangements and assortments thereof, as may be necessary for the Preservation of such Goods, or in order to the Sale, Shipment, or legal disposal of the same, and also to permit any Parts of such Goods so separated to be destroyed, without prejudice to the claim for Duty upon the whole Original Quantity of such Goods : Provided always, that it shall be lawful for any Person to abandon any Original Package for the Duties, without being liable to any Duty upon the same.

Duty due on first quantity.

Original packages may be abandoned for Duty.

XLII.—All Goods Warehoused at any Warehousing Port in this Island or its Dependencies, being first duly entered, may be delivered, under the authority of the proper Officer, without payment of Duty, except on any Deficiency thereof, for the purpose of removal to another Warehouse, in the same or any other Warehouse Port therein, under Bond, to the satisfaction of such officer, for the due arrival and Re-Warehousing such Goods at such other Port.

Goods Warehoused may be delivered for removal without payment of Duty.

XLIII.—All Goods which have been so Warehoused or Re-Warehoused shall be duly cleared, either for Exportation or for Home Consumption, within two Years from the day of the first Entry for the Warehousing thereof; and if any such Goods be not so cleared, it shall be lawful for the Receiver General, Assistant or Sub-Collector of the Port or District, to cause the same to be Sold; and the produce shall be applied, first to the payment of Duties, next of Warehousing Rent and other charges, and the overplus, if any, shall be paid to the Proprietor : Provided always that it shall be lawful for such Officer to grant further time for any such Goods to remain Warehoused, if he shall see fit to do so.

All Goods to be cleared within Two Years, or Sold.

Further time may be granted.

XLIV.—Upon the Entry outwards of any Goods, to be Exported from the Warehouse, the Person entering the same shall give security by Bond in Treble the Duties of Importation on the quantity of such Goods, with two sufficient Sureties, to be approved by the Collector of the Port or District, that the same shall be landed at the Place for which they are entered outwards, or be otherwise accounted for to the satisfaction of the said Receiver General; Assistant or Sub-Collector.

Bond on Entry for Exportation.

XLV.—There shall be allowed, upon the Exportation from this Island and its Dependencies to the United Kingdom, to any other British Possession, or to any Foreign Port or Place, of any Goods, Wares or Merchandize, the Duties on which were chargeable and paid, according to the Tale, Weight, Gauge or Measure thereof, a Drawback of the full Duties which shall have been so paid, as aforesaid : Provided that on every such Exportation, the Exporter of such Goods, Wares, or Merchandize, shall, before the same be laden on board of any Ship or Vessel, give notice, in writing, of such intended Export, and shall deliver to the Receiver General, Assistant or Sub-Collector, or other principal Officer in charge of the Port or District, an account specifying the several articles intended to be Exported, their nature, quality and quantity, and shall annex to the said account an affidavit, to be made before the Receiver General, Assistant or Sub-Collector, or other principal Officer aforesaid, or any Justice of the Peace for the District, that the full Duties on such Goods, Wares or Merchandize, were paid at the time of the Importation or Entry thereof, and setting forth the date of such Importation or Entry, the name of the importing vessel, of the Master thereof, and of the Place whence such Goods, Wares and Merchandize were Imported, and of the Establishment where such Goods were manufactured—which Account shall, on the clearance of such Goods, Wares and Merchandize, be signed by the Receiver General, Assistant or Sub-Collector, or other principal Officer aforesaid; and on the production of Certificates under the hand of the Collector of Her Majesty's Customs at the Port of Importation in the

Drawbacks on exports and imports.

Proviso.

Account of articles exported.

Certificate.

United Kingdom, or of the Receiver General or Collector of the Duties in such other British Possession, or under the hand and seal of the British Consul or Vice Consul in such Foreign Port or Place; or if there be no Consul or Vice Consul in such Foreign Port or Place, then under the hands and seals of Two well known Merchants, of the actual and due landing of the several Articles specified in such account, as aforesaid, at such Port in the United Kingdom or in such British Possession, or in such Foreign Port or Place, such Exporter shall be entitled to receive the Drawback granted by Law; Provided always, that no Drawback shall be allowed on any such Goods, Wares or Merchandize, unless the same shall be Exported in Boats or Vessels exceeding in burthen Forty Tons of Registered Tonnage, and unless such Drawback shall exceed the amount of Three Pounds on each Article so Exported, and be claimed within one year from the day of shipment aforesaid: Provided, nevertheless, that the Receiver General, Assistant or Sub-Collector, or other proper Officer, may allow a further time for the production of such Certificate, on reasonable cause shewn: Provided further, that if it be proven to the satisfaction of the Receiver General, Assistant Collector, or other proper Officer, that the Vessel in which such Goods so exported has been lost at Sea, or otherwise destroyed, and that such Goods so exported are totally lost, it may be lawful for the Receiver General, Assistant Collector, or other proper Officer, to return the Duties paid on such Goods, as if proof had been given of the actual and due landing of the same.

Proviso.

Proviso.

Six months after Act goes into force, no Rum, &c. to be imported in casks containing less than 50 gallons.

XLVI.—After Six Months from the time this Act shall come into operation, no Rum, Brandy, Gin, or Alcohol, shall be imported or brought into this Colony in Casks not capable of containing at least Fifty Gallons; nor shall any such Liquors in any smaller Casks or Packages be exposed for sale, or be in the possession of any Person unless Imported before the said time, or unless the same shall have been transferred to such smaller Casks or Packages after it shall have been brought into this Island, or its Dependencies; of all which the proof shall be upon the party in possession; any Person offending against any of the Provisions of this Section shall forfeit Ten Pounds for every such Cask or Package, and the Liquor shall be forfeited. Nothing in this Act contained shall apply to any such Liquors imported into this Island or its Dependencies from Europe, the British West Indies, or any of the British Possessions in North America.

Penalty.

Provisions respecting Distilleries, &c.

XLVI.—The Owner or Manager, or their authorized Agent, of every Establishment where Spirituous Liquors are made, shall, the first Monday in every Month, render to the Receiver General, or his Assistant or Sub-Collector of the Colonial Revenue, an account of the Spirituous Liquors made at the Establishment since the last preceding account, and shall subscribe before the Receiver General, Assistant or Sub-Collector, the following Oath:

Oath.

“I, A. B., do swear that the account which I have now rendered is a correct account of all Spirituous Liquors made at the Establishment of _____ since the _____ day of _____ and that no Spirituous Liquors, to my belief, have been removed from the Establishment without being guaged and strength ascertained according to Law, or without a permit from the Receiver General or Assistant or Sub-Collector of the Colonial Revenue for the District.”

Entry of quantity & amount Duty paid.

XLVIII.—Entry shall at the same time be made of the Liquors and the Duties thereon paid, or the Liquors warehoused. If the Duties are paid, the Receiver General, Assistant or Sub-Collector, shall give a removal permit in the following form:

“Permit A. B. to receive from the Stock of the following Permit to remove.
Liquors made by him, that is to say : this day
Given under my hand at
A. D., 185
(Signed) C. D. Receiver General, Assistant or Sub-Collector,
(as the case may be.”)

XLIX.—No Spirituous Liquors, if of the value of Five Pounds, shall be removed or transferred to another Person without the removal permit. Permit required when quantity amounts to £5 and upwards.

L.—For investigating into the correctness of the accounts, and for ascertaining the true quantity of Liquors made at any Establishment, the Revenue Officers shall have the same power as by Law conferred with respect to the Dutiable Goods imported. Revenue Officers to investigate. &c Liquors.

LI.—If any such Spirituous Liquors shall be found in any Establishment after the day on which the same ought to have been reported, without having been reported and entered, the same shall be forfeited. Unreported Liquors forfeited.

LII.—If the Duty on Entry for home use be not paid within twenty-four hours thereafter, the Receiver General, Assistant or Sub-Collector or other Officer, shall take the Liquor into his custody, and shall within fifteen days sell at Public Auction, giving ten days' public notice thereof, so much of the Liquors as shall suffice to pay the Duties on the whole, with the charges of storage and sale, and shall pay the surplus monies and deliver the remaining Liquors to the Person entitled thereto. Duty not paid within time, Liquor to be sold therefor.

LIII.—If any Spirituous Liquors shall be found in the possession of any person other than the maker, or laden on any carriage or animal, or on board any vessel or boat, without the duties thereon having been paid, or without the removal permit when required, the person in possession shall forfeit fifty pounds, and the liquor, carriage, animal, vessel or boat, shall be forfeited. The duty shall be deemed unpaid until the contrary be shown. Liquor found in possession of parties, the Duty not paid & no removal permit, subject to forfeiture.

LIV.—The Board of Revenue shall, if they see fit, employ Officers for attending the Manufactories or Distilleries, so that one Officer shall always be present at every Manufactory or Distillery while in operation; and the Officers under the direction of the Board, or of the Receiver-General, Assistant or Sub-Collector, shall be employed alternately in superintending the progress of the Manufactory or Distillery, and shall report the same at least twice a week to the Receiver General, Assistant or Sub-Collector. Board to appoint Officers to attend the Distilleries.

LV.—The Officers shall be sworn by the Receiver General, Assistant or Sub-Collector, faithfully to attend the Establishment to which they may be appointed, and to report to the Receiver General, Assistant or Sub-Collector, to the best of their belief, all quantities of Spirituous Liquors made thereat, and to use their utmost exertion in preventing evasion of the Revenue Laws. Officers to be sworn to do their duty.

LVI.—The Officers shall be entitled to receive from the Office of the Receiver General, on the Certificate of the Board, at the rate of five shillings a day while actually employed. Compensation of such Officers.

LVII.—If any Officer shall absent himself from the Establishment to which he may have been appointed while at work, or shall in any way connive at an evasion of the Revenue Laws, he shall be forthwith dismissed from Office, and forfeit Fifty Pounds. Punishment of Officer neglecting duty, &c.

Board to make regulations for Officers and for Distilleries.

LVIII.—The Board may make Regulations, if they see fit, respecting the attendance of the Officers, and the seasons of the year, and hours, at which Distilleries and Manufactories shall be allowed to work, and for checking frauds therein, for the supervision of the buildings in which the same are conducted when not in operation as well as when at work, and for keeping closed such buildings when the Manufactory or Distillery may not be in operation, and for the expenses incident thereto, and for searching for concealed pipes and other secret means by which fraud may be perpetrated, and with that object for opening doors or windows, or otherwise entering buildings, and taking down and removing partitions and other impediments to search, which it may be proper to take down or remove for that purpose, and also for making the owners or occupiers of the buildings, when fraud shall be detected, liable for the expenses incident thereto, and generally for insuring a faithful account of the Duties payable and for carrying into effect the provisions of this Act in relation to the manufacture and distillation of such Liquors. Manufacturers and Distillers shall observe the regulations made under the preceding Section, and give free access to the Officers at all times, by day or by night, when required; and any Manufacturer who shall not obey such Regulations, or shall impede the Officer in the execution of his duty, shall, for every such offence, forfeit Fifty Pounds.

Manufacturers to observe Regulations.

Carriages, &c., used in removing Goods liable to forfeiture, forfeited.

LIX.—All Vessels, Boats, Carriages and Cattle, made use of in the removal of any Goods liable to Forfeiture under this Act, shall be Forfeited, and every Person who shall assist, or be otherwise concerned in the Unshipping, Landing, or Removal, or in Harboursing of such Goods, or into whose hands or possession the same shall knowingly come, shall forfeit Treble the value thereof, or the Penalty of One Hundred Pounds, at the election of the Officers appointed, or to be appointed under this Act; and the Averment in any Information or Libel to be exhibited for the Recovery of such Penalty, that the Officer proceeding has elected to Sue for the Sum mentioned in the Information, shall be deemed sufficient Proof of such election without any other or further evidence of such fact.

Goods, Vessels, &c., liable to forfeiture, may be seized by Officers.

LX.—All Goods, and all Ships, Vessels, and Boats, and all Carriages and all Cattle, liable to Forfeiture under this Act, shall be and may be seized and secured by any Officer appointed under this Act, or other Person employed for that purpose; and any Person who shall in any way hinder, oppose, molest or obstruct any Officer, or any Person employed as aforesaid, in the exercise of his Office or Employment, or any Person acting in his aid or assistance, shall, for every such offence, forfeit the Sum of Two Hundred Pounds; and if any Person shall, by force or violence, assault, resist, oppose, molest, hinder or obstruct, any Officer appointed under this Act, or other Person employed as aforesaid, in the exercise of his Office or Employment, or any Person acting in his aid or assistance, such Person, being convicted thereof, shall be adjudged a Felon, and shall be proceeded against as such, and punished at the discretion of the Court before whom such Person shall be tried.

Officers making collusive Seizures or taking Bribes, and Persons giving Bribes, subject to Penalties.

LXI.—If any Officer appointed under this Act, or any Person duly employed for the prevention of Smuggling, shall make any Collusive Seizure, or deliver up, or make any Agreement to deliver up, or not to seize, any Vessel, Boat, Carriage, or any Cattle or Goods, liable to forfeiture under this Act, or shall take any Bribe, Gratuity, Recompense or Reward, for the neglect or non-performance of his duty, every such Officer or other Person shall forfeit, for every such offence, the sum of Five Hundred Pounds; and every Person who shall give, or offer, or promise to give, or procure to be given, any Bribe, Recompense or Reward to, or shall make any Collusive Agreement with, any such Officer or Person, as

aforesaid, to induce him in any way to neglect his Duty, or to do, conceal or connive at, any thing whereby the Provisions of this Act may be evaded, shall forfeit the sum of Two Hundred Pounds.

LXII.—All Vessels, Boats, Goods, and other things which shall be seized as forfeited under this Act, shall be deemed and taken to be condemned, and may be dealt with in the manner directed by Law in respect of Vessels, Boats, Goods, and other things, seized and duly condemned for breach of the provisions of this Act, unless the person from whom such Vessels, Boats, Goods, and other things, shall have been seized, or the Owner of them, or some person authorised by him, shall, within One Calendar Month from the day of seizing the same, give notice in writing to the Person or Persons seizing the same, or to the Officer in charge of the nearest Port or District, that he claims the said Vessel, Boat, Goods, or other things, or intends to claim them.

Seized Goods, if unclaimed for a Month, to be condemned and dealt with accordingly.

XLIII.—Under the authority of a Writ of Assistance granted by the Supreme Court of Justice or Court of Vice Admiralty having Jurisdiction in this Island and its Dependencies, (who are hereby authorised and required to grant such Writ of Assistance, upon application made to them for that purpose by the Principal Officer appointed under this Act.) it shall be lawful for any Officer appointed under this Act, taking with him a Peace Officer, to enter any Building or other Place in the Day-time, and to search for, and seize, and secure, any Goods liable to Forfeiture under this Act, and, in case of necessity, to break open any Doors, and any Chests or other Packages, for that purpose; and such Writ of Assistance, when issued, shall be deemed to be in force during the whole of the Reign in which the same shall have been granted, and for Twelve Months from the conclusion of such Reign.

Writ of assistance to search for Goods liable to Forfeiture.

LXIV.—All Vessels, Boats, Goods, and other Things which shall be Seized as liable to Forfeiture under this Act, shall be forthwith delivered into the custody of the Officer in charge of the Port where the same shall have been Seized; and such Officer, after condemnation of such Vessels, Boats, and other Things, shall cause them to be Sold by Public Auction to the Highest Bidder; Provided always, that it shall be lawful for the Board to order such Vessels, Boats, Goods, and other Things, or the Proceeds of such Sale, to be restored in such manner and upon such conditions as they shall think fit to direct.

Goods seized to be delivered to, and secured by, Officer in charge of nearest Port or District.

LXV.—All Penalties and Forfeitures incurred, and Monies granted, under this Act, shall be deemed and are hereby declared to be Sterling Money of Great Britain; and shall and may be prosecuted, sued for, and recovered, in any Court of Record, or of Vice-Admiralty, having Jurisdiction in this Island and its Dependencies.

Jurisdiction for Prosecution of Seizures and Penalties.

LXVI.—No Suit shall be commenced for the recovery of any Penalty or Forfeiture under this Act, except in the name of the Principal Officer appointed under this Act, or in the name of Her Majesty's Attorney-General for this Island and its Dependencies.

Suits to be commenced in name of Officers.

LXVII.—If any Goods shall be seized for non-payment of the Duties due thereon, or any other cause of Forfeiture, and any dispute shall arise whether the Duties have been paid on the same, or whether the same have been lawfully Imported, the Proof thereof shall lie on the owner or Claimant of such Goods, and not on the Officer by whom the same shall have been Detained or Seized.

Goods seized for non-payment &c.

LXVIII.—No Claim to anything Seized under this Act, and returned into Her Majesty's Courts for Adjudication, shall be admitted, unless such

No claim to anything seized admitted.

claim be entered in the name of the owner, and his Residence and Occupation, nor unless Oath to the Property in such Thing be made by the Owner or by his Attorney or Agent, by whom such claim shall be entered, to the best of his knowledge and belief; and any person making a false Oath thereto, shall be deemed guilty of a Misdemeanor, and shall be liable to the pains and penalties to which such persons are liable for a Misdemeanor.

No person to be admitted to enter claim for anything seized, &c.

LXIX.—No person shall be admitted to enter a claim to anything Seized in pursuance of this Act, until sufficient Security shall be given in the Court where such Seizure is prosecuted, in a penalty not exceeding Sixty Pounds, to answer and pay the costs occasioned by such claim; and in default of giving such security such things shall be adjudged to be forfeited and condemned.

A month's notice to be given to Officers.

LXX.—No writ shall be sued out against, nor a copy of any process served upon any Officer appointed under this Act, or other person as aforesaid, or anything done in the exercise of his Office, until One Calendar Month after notice in writing shall have been delivered to him, or left at his usual place of abode, by the Attorney or Agent of the party who intends to sue out such writ or process, in which notice shall be clearly and explicitly contained the cause of the action, the name and place of abode of the person who is to bring such action, and the name and place of abode of the Attorney or Agent; and no evidence of the cause of such action shall be produced, except of such as shall be contained in such notice; and no verdict shall be given for the Plaintiff unless he shall prove on the trial that such notice was given; and in default of such proof the Defendant shall receive in such action a verdict and costs.

Actions to be brought within Three Months of the cause of them.

LXXI.—Every such action shall be brought within Three Calendar Months after the cause thereof, and shall be laid and tried in the place or district where the facts were committed; and the Defendant may plead the general issue and give the special matter in evidence; and if the Plaintiff shall become non-suited, or shall discontinue the action, or if upon a verdict of demurrer, judgment shall be given against the Plaintiff, the Defendant shall receive treble costs, and have such remedy for the same as any Defendant can have in other cases where costs are given by law.

Judge may certify probable cause of Seizure.

LXXII.—In case any information or Suit shall be brought to trial, on account of any seizure made under this Act, and a verdict shall be found for the Claimant thereof, and the Judge or Court before whom the cause shall have been tried, shall certify on the record that there was probable cause of seizure, the Claimant shall not be entitled to any costs of Suit, nor shall the person who made such seizure be liable to any Action, Indictment, or other Suit or Prosecution, on account of such seizure; and if any Action, Indictment or other Suit or Prosecution, shall be brought to trial against any person on account of such seizure, wherein a verdict shall be given against the Defendant, the Plaintiff, besides the things seized, or the value thereof, shall not be entitled to more than Two Pence damages, nor to any costs of Suit, nor shall the Defendant in such Prosecution be fined more than One Shilling.

Officer may tender amends.

LXXIII.—It shall be lawful for such Officer, within One Calendar Month after such notice, to tender amends to the party complaining, or his Agent, and to plead such Tender in bar to any Action, together with other Pleas; and if the Jury shall find the amends sufficient, they shall give a verdict for the Defendant; and in such case, or in case the Plaintiff shall become non-suited, or shall discontinue his Action, or Judgment shall be given for the Defendant, upon demurrer, then such Defendant shall be entitled to the like costs as he would have been entitled to in

case he had pleaded the general issue only ; Provided always that it shall be lawful for such Defendant, by leave of the Court where such Action shall be brought, at any time before issue joined, to pay money into Court, as in other actions.

LXXIV.—In any such Action, if the Judge, or Court before whom such Action shall be tried, shall certify upon the Record that the Defendant or Defendants in such Action acted upon probable cause, then the Plaintiff in such Action shall not be entitled to more than Two Pence Damages, nor to any cost of Suit.

Judge may certify probable cause of Action.

LXXV.—All Fines, Forfeitures and Penalties recovered under this Act shall be paid into the hands of the Receiver General, and shall be divided and paid as follows, that is to say :—after deducting the charges of prosecution and sale, and the amount of Duty from the produce thereof, one-third part of the net produce shall be paid by the Receiver General to the person who shall inform for the same ; one other third part of such net produce shall also be paid by such Receiver General to the Officer who shall seize and sue for the same ; and the remaining third part of such produce shall be paid to the said Board of Revenue : Provided always, that it shall be lawful for the said Board of Revenue to distribute such remaining third part of such net produce among all or any of the seizing Officers and other persons aiding or assisting them, or any of them, to effect the seizure, in such proportions as the said Board may deem reasonable : And provided always, that when the said Officer who shall seize and sue for the same, shall be the informer, he shall be entitled to and paid two-thirds of the said full net produce and proceeds : Provided further that when the Articles seized are Common Brandy, Undefined Spirits, and Low Wines, the portion reserved by this Section for the Crown, shall be in lieu of all duties thereon.

Appropriation of Fines and Penalties

LXXVI.—In all cases in which no Fine, Penalty or Forfeiture is imposed or provided for by this Act, for a breach or violation of any of the provisions thereof, all Persons offending against the same, in any way, shall forfeit and pay a sum not exceeding Fifty Pounds, to be recovered and appropriated in the like manner as other fines and penalties are under this Act.

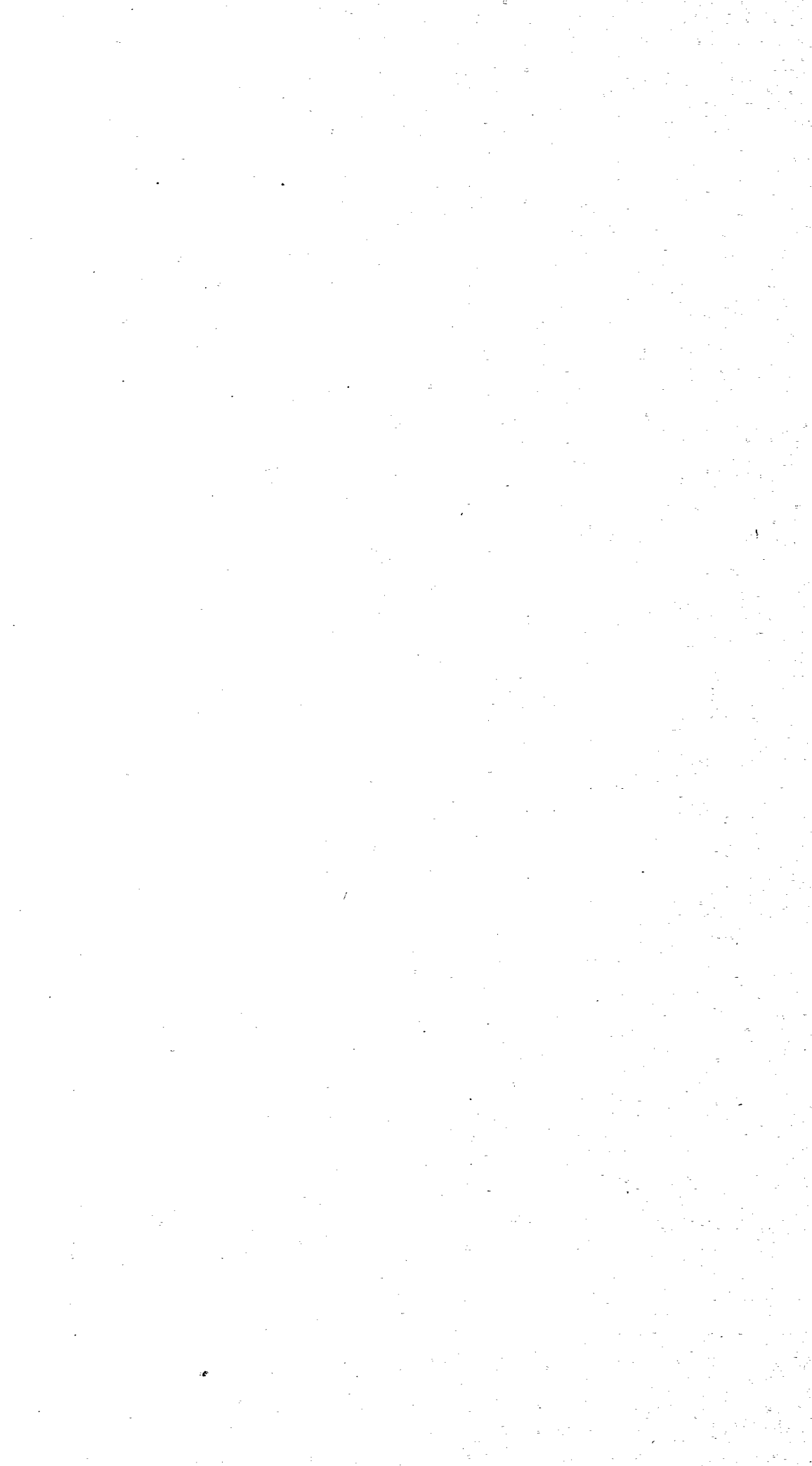
Provision for recovery and appropriation of Fines.

LXXVII.—All Actions or Suits for the recovery of any of the Penalties or Forfeitures imposed by this Act, may be commenced or prosecuted at any time within Three Years after the offence committed by reason whereof such Penalty or Forfeiture shall be incurred ; any law, usage, or custom, to the contrary thereof notwithstanding.

Limitation of Suits.

LXXVIII.—Whenever the several terms or expressions following occur in this Act or in any other Act of the General Assembly of this Island, the same shall be construed respectively in the manner hereinafter directed ; that is to say, the term " Ship " shall be construed to mean " Ship or Vessel " generally ; that the term " Master " of any Ship shall be construed to mean the person having or taking charge of such ship ; that the term " Her Majesty " shall be construed to mean " Her Majesty, Her Heirs and Successors ; " and that the term " Warehouse " shall be construed to mean any Place, whether House, Shed, Yard, Timber Pond, or other Place, in which Goods, entered to be Warehoused, may be lodged, kept and secured.

Meaning and construction of terms in this Act.



Amended by 19th Victoria Cap. 5.



12
1855

ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. V.

AN ACT to Repeal and Amend certain parts of an Act of the Legislature of this Colony passed in the Fifteenth Year of the Reign of Her Majesty, intituled "An Act to amend and consolidate the Acts now in force respecting Light-Houses in this Colony."

[Passed 4th August, 1855.]

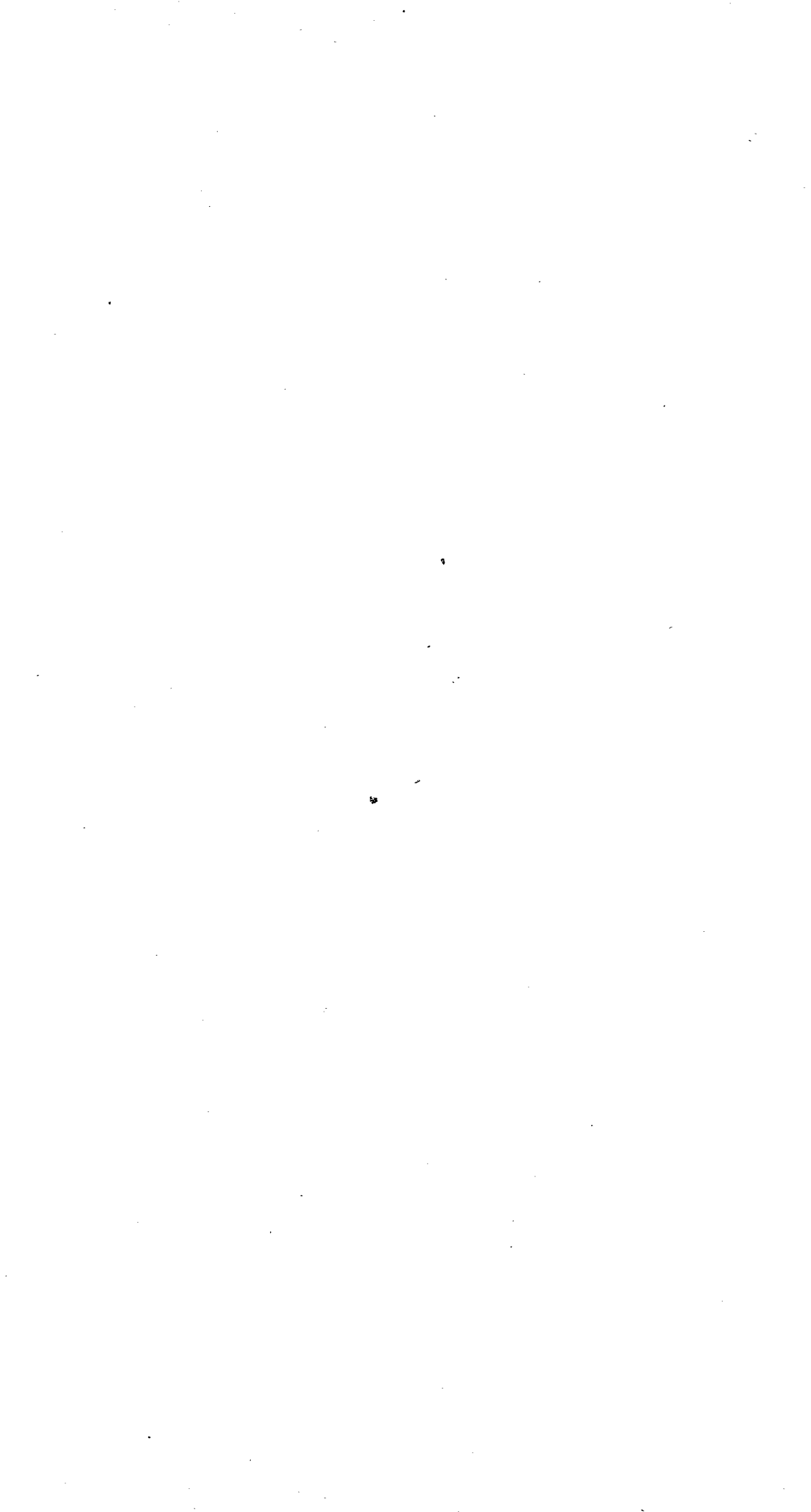
WHEREAS it is expedient to Repeal the Second Section of the said Act, and to make other provisions in lieu thereof: Preamble.

Be it therefore Enacted, by the Governor, Legislative Council, and Assembly, of Newfoundland;

I.—That the Second Section of the Act passed by the Legislature of this Colony in the Fifteenth year of the Reign of Her Majesty, intituled, "An Act to amend and consolidate the Acts now in force respecting Light Houses in this Colony," be, and the same is, hereby Repealed: Repeal of the 2d Sec. of the 15th Vic., and provision in lieu thereof.
Provided always, that nothing herein contained shall in any way affect, annul, or make void any Act, Matter, or Thing, done or performed under and by virtue of the said Second Section of the said Act.

II.—That under and by virtue of the remaining Sections of the said Act, and according to the provisions therein contained, which are hereby continued during the continuance of this Act, except so far as the same may be altered, repealed or amended by any Act of the Legislature, passed during the present Session, there be raised, levied, collected, and paid, to Her Majesty, Her Heirs and Successors, for the support of Light Houses already erected, or to be erected, upon any of the Coasts of this Island, or upon any of the Islands or Rocks adjacent thereto, a Duty or Rate of One Shilling per Ton, which each and every Ship or Vessel shall admeasure agreeably to their Registers, upon every Tonnage Duties to be collected under said recited act.

Merchant Ship or Vessel which may enter any Port or Place within this Colony, from Cape Ray extending Eastwardly to Cape Race, and thence Northward to Cape John, (other than Coasting, Sealing, or Fishing Vessels, registered in this Colony), the said Duty to be levied once in each year; and that under and by virtue of the said remaining Sections of the said Act, there shall in like manner be raised, levied, collected and paid to Her Majesty, for the purposes aforesaid, upon every Registered Decked Vessel of Forty Tons and upwards, registered in this Colony, employed in the Sealing, Fishing, and Coasting Trade of this Colony or the Labrador, and which may enter at or clear from any of the Ports or Places aforesaid, the Duty or Rate of Six-pence per Ton, to be paid once in each year; and upon every such Vessel of less than Forty Tons aforesaid, the sum of Fifteen Shillings per annum; and should any of the above mentioned class of Vessels engaged in the said Fisheries, paying the Duty or Rate of Six-pence per Ton herein imposed, proceed on a Foreign Voyage, such Vessel shall not be liable to any further rate than the said Six-pence per Ton in any one year, during which such Vessel shall have been engaged in the said Fisheries.





ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. VI.

AN ACT to Unite the Offices of Colonial Treasurer, and Collector of Her Majesty's Customs and Revenue at the Port of Saint John's, into one Office.

[Passed 4th August, 1855.]

WHEREAS it is expedient that the Offices of Colonial Treasurer for this Island, and Collector of Her Majesty's Customs and Revenue at the Port of St. John's, should be united and form but one Office.

Preamble.

Be it therefore Enacted, by the Governor, Legislative Council, and Assembly, in Legislative Session convened ;

Offices of Colonial Treasurer and Collector of Revenue to be united, and duties thereof discharged by Receiver General.

I.—That the said Offices of Colonial Treasurer for this Island, and Collector of Her Majesty's Customs and Revenue at the Port of St. John's, shall be combined into one Office, and the duties thereof discharged by an Officer to be called the Receiver General.

II.—That the Receiver General shall have all the Powers and Authority, Rights, and Privileges, and shall be liable and subject to all the Duties and Responsibilities vested in or imposed on either or both of the said Officers, under and by virtue of any Law or Usage, now or hereafter in force in this Island.

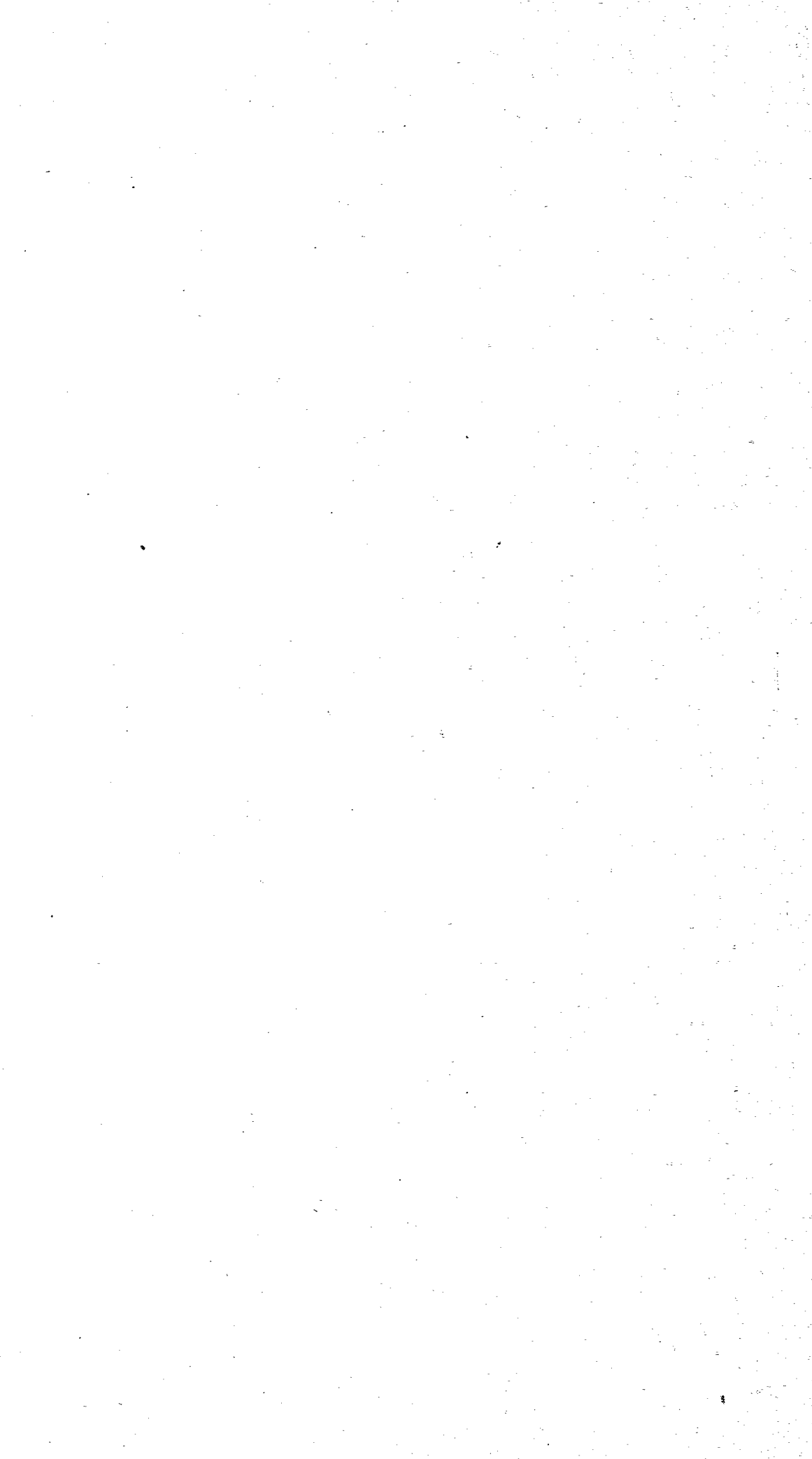
Receiver General to possess powers, and be liable to the responsibilities of said Officers.

III.—Wherever the Term Colonial Treasurer, or Collector, or Principal Officer of Customs at the Port of St. John's, occurs, or is used in any Act, Law, or Proceeding of any Nature or Kind soever, such Term shall be construed to mean Receiver General.

Construction of Terms.

IV.—The Receiver General shall give good and sufficient Security to Her Majesty, to be approved of by the Governor in Council, for the due Collection, Safe Keeping, and Disposal, of all such Monies, Property, and Securities, as may be received by him the said Receiver General, and for the faithful discharge of all the duties of his Office.

Receiver General to give Securities.





ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. VII.

AN ACT for the Establishment of a Board of Works.

[Passed 4th August, 1855.]

WHEREAS it is expedient and necessary that provision should be made for the Superintendence and Management of the Public Buildings and all other Property belonging thereto in this Colony.

Preamble,

Be it therefore Enacted, by the Governor, Legislative Council, and Assembly, of Newfoundland;

I.—That the Surveyor General and Six other Persons, any Three of whom shall be a Quorum, shall be appointed by the Governor in Council, and shall hold office during pleasure, and shall constitute a Board for the superintendence and management of the Government House, Colonial Building, Court House, Penitentiary, Lunatic Asylum, Custom Houses and Gaols, and all other Buildings and Property belonging to the Colony, and of all the Light Houses, Buoys and Beacons, erected, or to be erected, therein, and of all the Public Streets, Roads, and Bridges, made or to be made within the Colony, and that such Persons shall be called "The Board of Works."

Surveyor General, and Six other Persons, to be appointed a "Board of Works."

II.—The Surveyor General shall be Chairman of the said Board, and shall have the supervision of the Crown Lands, and all the Public Roads, Streets and Bridges; of all the Public Buildings, Light Houses, Buoys and Beacons, and the Property belonging thereto, in this Colony; subject nevertheless to the provisions of this Act, and the direction and control of the said Board.

Surveyor General to be Chairman of Board.

III.—The Governor in Council shall appoint a Secretary at a Salary not exceeding Two Hundred Pounds a-year, who shall hold office during the pleasure of the Crown.

Secretary to be appointed.

The Board to exercise powers &c., vested in Commissioners and others, under certain recited Acts.

IV.—The Board shall have and exercise all the power and authority now vested in all Commissioners or other persons appointed and acting under the following Acts of the Legislature of this Colony; save and except so far as the same may be altered by this Act; namely:—

Such parts of an Act passed in the Fourth year of the Reign of His late Majesty King William the Fourth, intituled “An Act to Regulate the making and repairing of Roads and Highways in this Island,” as are in force; such parts of an Act passed in the Fifth year of the Reign of His late Majesty King William the Fourth, intituled, “An Act to amend an Act passed in the second Session of the Parliament of this Colony, intituled an Act to regulate the making and repairing of Roads and Highways in this Island,” as are in force; also the Seventeenth section of an Act passed in the Sixth year of the Reign of Her Majesty, intituled “an Act for granting to Her Majesty a sum of Money for making, constructing and repairing Roads, Streets, and Bridges, in this Colony, and for regulating the expenditure of the same.”

An Act passed in the Fourteenth year of the Reign of Her Majesty, intituled “an Act for granting to Her Majesty a sum of Money for constructing and repairing Roads, Streets, and Bridges, within this Colony, and for other purposes.”

An Act passed in the Sixteenth year of the Reign of Her Majesty, intituled “an Act for granting to Her Majesty a sum of Money for the constructing and repairing of Roads, Streets, and Bridges.

Such parts of an Act passed in the Fifth year of the Reign of His late Majesty, King William the Fourth, intituled “an Act for the Establishment of a Light House on Harbor Grace Island,” as are in force. An Act passed in the First year of the Reign of Her Majesty, intituled “an Act to authorise the raising by loan a further sum of Money for the completion of the Light House on Harbor Grace Island, and to make further regulations respecting the same.”

Such parts of an Act passed in the Fourth year of the Reign of Her Majesty, intituled “an Act to make provision for the Establishment of a Light House on or near to Cape Bonavista,” as are in force.

Also an Act passed in the Seventeenth year of the Reign of Her Majesty, intituled “an Act for the maintenance of a Light House on Cape Pine.”

An Act passed in the Fifteenth year of the Reign of Her Majesty, intituled “an Act to amend and consolidate the Acts now in force respecting Light Houses in this Colony.”

And also an Act passed in the Fifteenth year of the Reign of Her Majesty, intituled “an Act to amend the Carbonar Street Act.”

Such parts of an Act passed in the Third year of the Reign of His late Majesty, King William the Fourth, intituled “an Act to Regulate the Streets of the Town of Harbor Grace,” as are in force.

Also such parts of an Act passed in the Fourth year of the Reign of His late Majesty, King William the Fourth, intituled “an Act to amend an Act of the General Assembly, intituled “an Act to regulate the Streets of the Town of Harbor Grace,” as are in force.

An Act passed in the Ninth and Tenth years of the Reign of Her Majesty, intituled “an Act for the laying out of Streets and Cross Streets or Fire-breaks in the Town of Harbor Grace.”

An Act passed in the Sixth year of the Reign of his late Majesty, King William the Fourth, intituled “an Act to authorise the erection of a Colonial House in the Town of St. John’s, and the raising by loan of a sum of Money for that purpose.”

Also an Act passed in the Seventh year of the Reign of Her Majesty, intituled “an Act to amend an Act passed in the Sixth year of the Reign

Governor General
Lieutenant Governor
The Board
The Chairman
The Board

of his late Majesty, intituled "an Act to authorise the erection of a Colonial House in the Town of St. John's, and the raising by loan of a sum of Money for that purpose." Recital of Acts.

So much of an Act passed in the Ninth year of the Reign of Her Majesty, intituled "an Act to authorise the raising by loan a further sum of Money for the erection of a Colonial Building in St. John's, and for other purposes," as is in force.

Also an Act passed in the Sixth year of the Reign of His late Majesty, King William the Fourth, intituled "an Act for the Relief of Sick and Disabled Seamen, Fishermen, and other Persons."

An Act passed in the Fifteenth year of the Reign of Her Majesty, intituled "an Act to repeal the Acts respecting the establishment of a Lunatic Asylum at St. John's, and to make other provisions in lieu thereof."

An Act passed in the Fourteenth year of the Reign of Her Majesty, intituled "an Act for the establishment and regulation of a Penitentiary in St. John's."

An Act passed in the Fifteenth year of the Reign of Her Majesty, intituled "an Act to consolidate and amend the St. John's Rebuilding Act."

Provided, that the Surveyor General shall continue to perform the same duties as required of him by the last mentioned Act.

V.—The Board shall also have and exercise all the powers and authority now vested in all Commissioners, Directors, or other Persons appointed and acting under and by virtue of all other Laws, Rules or Orders, or under any Commission now in force in this Island, in any way relating to the control or supervision of such Commissioners, Directors, or other Persons, over all the Public Highways, Streets, Roads and Bridges, of and in this Colony, and over the Light Houses, Colonial Building, Market House, Hospital, Lunatic Asylum, Penitentiary, Government House, Custom Houses, Gaols and Court Houses; and all Public Property belonging to any of the said respective Establishments—whether the same be real or personal, moveable or immoveable. Board to have control over all Roads & Bridges, Government Buildings and Public Property belonging thereto

VI.—That on this Act coming into operation, all such powers and authority now vested by Law or otherwise in such Commissioners or other persons so empowered as aforesaid to control, superintend or manage the said Public Roads, Streets, High Ways, Bridges, or the said respective Public Buildings, and the appurtenances thereto belonging; and all such other Public Property of the Colony, shall cease and determine; and such Commissioners or other Persons so empowered as aforesaid shall cease to have or exercise any Power or authority whatever in or over the said Public Works, Buildings, or other Property of the Colony. On this Act coming into operation, powers vested in Commissioners of Roads &c. under previous Acts, to cease.

VII.—The Board shall have full power and authority, from time to time, and at all times, to make and establish Bye Laws, Rules and Regulations for the better management of all their affairs; subject, nevertheless, to the approval of the Governor in Council. Board authorized to make Bye-laws, &c

VIII.—The Board shall appoint and remove all the Officers, Superintendents, and Keepers of Public Buildings and Light Houses, the Road Inspectors and Surveyors, and any other necessary Officers and Servants of the said Board, subject to the approval of the Governor in Council, to carry out the provisions of this Act; who shall respectively hold Office during pleasure. Board to appoint and remove Superintendents and other Officers.

IX.—The Board shall and may allow to all Persons so employed, such Salaries, or other compensation, as they shall deem reasonable: to be paid by Warrant on the Receiver General out of the General Revenue of To allow Salaries to Persons so employed.

this Colony; but all such allowances shall be subject to the approval of the Governor and Council, and may be altered at their discretion, and shall be subject to the annual revision and control of the Legislature.

Portions of certain recited Acts repealed.

X.—That the Fourth, Fifth and Eighth Sections of an Act passed in the Fifth year of the Reign of His late Majesty King William the Fourth, entitled “An Act to amend an Act passed in the Second Session of the Parliament of this Colony, entitled ‘An Act to regulate the making and repairing of Roads and Highways in this Island,’” providing for the appointment of Boards of Road Commissioners and Road Surveyors; and the Fourth Section of an Act passed in the Fourteenth year of the Reign of Her Majesty, entitled “An Act for granting to Her Majesty a sum of Money for constructing and repairing Roads, Streets and Bridges, within this Colony, and for other purposes,” providing for the appointment of Boards of Road Commissioners; and that part of the Fifth Section of the last mentioned Act, providing for the appointment of Road Inspectors; and also the Ninth Section of an Act passed in the Sixteenth year of Reign of Her Majesty, entitled “An Act for granting to Her Majesty a sum of Money for constructing and repairing of Roads, Streets and Bridges,” providing for the appointment of Road Inspectors and Surveyors; also so much of the Eighth Section of an Act passed in the Sixth year of the Reign of His late Majesty King William the Fourth, Cap. I. entitled “An Act for the relief of Sick and Disabled Seamen, Fishermen, and other Persons,” as provides for the payment of dues by Sealers and Fishermen; be and the same are hereby respectively Repealed, save and except all acts and proceedings done and performed under the authority thereof: Provided that nothing herein contained shall have the effect of reviving any Act or Acts repealed in whole or in part by any of the said repealed Sections.

Proviso.

Governor in Council to appoint Outport Boards of Road Commissioners.

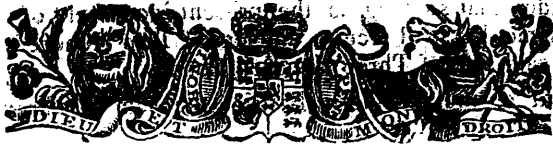
XI.—The Governor in Council shall appoint Boards of Road Commissioners, to consist of Five Persons on each Board, for the several Outport Electoral Districts, and sub-divisions thereof, in this Island, and shall also supply such vacancies as may occur in any such Boards by death, absence or refusal to act, or by reason of any other cause; and that Three Members of each of such Boards, including the Chairman thereof, shall be a Quorum for the despatch of business.

Such Boards to appoint their own Chairmen, &c.

XII.—The Boards of Road Commissioners, so to be appointed, shall respectively appoint their own Chairmen, Inspectors and other Officers, subject to the approval of the Governor in Council, and shall have and exercise, in their respective Districts and sub-divisions thereof, all the powers and authority now vested by the said several Acts, or by any other law, in any Outport Board of Road Commissioners appointed thereunder, subject, nevertheless, to the supervision and control of the Chairman of “Board of Works,” and to such Rules and Regulations as the said Board shall prescribe for their guidance.

Board to make returns at specified times.

XIII.—The Board shall make a general statement of their affairs to the Governor, Quarterly, and a particular Report Yearly, of their proceedings, to be laid before the Legislature at the opening of the then next Session.



ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. VIII.

AN ACT to Reduce and make provision for the payment of the Salaries of the Principal Officers of Her Majesty's Government in this Colony, and to Repeal certain Legislative Enactments in reference thereto.

[Passed 4th August, 1855.]

WHEREAS it is expedient and necessary to reduce the Salaries of the Principal Officers of the Civil and Judicial Establishments of this Island, and to make adequate Provision, according to the means and ability of the People of this Island, for the said Officers. Preamble.

Be it therefore Enacted, by the Governor, Legislative Council, and Assembly, of Newfoundland, that there be Granted to Her Majesty, Her Heirs and Successors, out of the Public Revenue of this Island, in every year, such Sum of Money as will suffice to pay unto the several and respective Persons appointed or to be appointed to the several Offices in the Government of this Island as are hereafter mentioned, the following yearly Salaries and allowances in Sterling Money, that is to say:— Provision for payment of annual Salaries in Sterling to certain Officers in the Government.

Unto any Person who shall hereafter be appointed Chief Justice of Her Majesty's Supreme Court of this Island, the sum of Eight Hundred and Fifty Pounds. Salary of Chief Justice.

To any Person who shall hereafter be appointed Assistant or Puisne Judge of the said Court, the sum of Six Hundred and Fifty Pounds. Assistant Judges

Colonial Secretary and Clerk of the Council, the sum of Five Hundred Pounds. Colonial Secretary.

Receiver General, the sum of Five Hundred Pounds. Receiver General
Attorney General, the sum of Five Hundred Pounds: Attorney General
Solicitor General, the sum of Two Hundred Pounds. Solicitor General

Surveyor General Surveyor General and Chairman of the Board of Public Works, the sum of Four Hundred Pounds.

Financial Secretary. To such Person as shall be appointed, by the Governor in Council, the Financial Secretary of this Island, the sum of Three Hundred Pounds.

Sheriff of Central District. To the Sheriff of the Central District, the sum of Three Hundred Pounds: Provided that so long as the present Incumbent of that Office shall hold the same, he shall receive the sum of Two Hundred Pounds in addition to the said sum of Three Hundred Pounds.

Sheriff of Northern District. To the Sheriff of the Northern District, the sum of Three Hundred Pounds.

Sheriff of Southern District. To the Sheriff of the Southern District, the sum of Two Hundred Pounds.

Salaries to be paid quarterly by Warrant from Governor to Receiver General. II.—All the said respective Salaries shall be paid by Warrant under the Hand and Seal of the Governor, on the Receiver General of this Island, by Four Quarterly Payments, at the Four most usual days of payment in every year.

Salaries to be in full payment of services and in lieu of Fees. III.—The said Salaries of all the said respective Officers, except that of the Colonial Secretary, shall be in full payment of the services of the Incumbents thereof, and shall be in lieu of all Fees of Office, and Perquisites whatsoever: Provided always, that all the Fees by law recoverable in the said respective Offices, except in that of the Colonial Secretary, shall be paid into the Treasury, or Office of the Receiver General of this Colony, for the use thereof.

Disposal of Fees.

Repeal of future Judges' Salaries as reserved in Royal Charter of Justice.

IV.—And Whereas by an Act of the Imperial Parliament, passed in the Fifth year of the Reign of his late Majesty, King George the Fourth, intituled "an Act for the better Administration of Justice in Newfoundland and for other purposes," and which said Act was to continue in force for the period of Five Years, it was Declared and Enacted that it should be lawful for His said Majesty, by His Charter or Letters Patent under the Great Seal, to institute a Supreme Court of Judicature in Newfoundland, which should be called "The Supreme Court of Newfoundland;" and whereas by subsequent Acts of the Imperial Parliament, passed respectively in the Tenth year of the Reign of His said Majesty, and in the Third year of the Reign of His late Majesty, King William the Fourth, the said recited Act was continued in force until the same should be repealed, altered, or amended by any Act or Acts which might, for that purpose, be made by His Majesty, with the advice and consent of any House or Houses of General Assembly, which His Majesty might at any time see fit to convoke within the Colony of Newfoundland: And whereas in pursuance of the Provisions of the first recited Act, His said Majesty, King George the Fourth, by Letters Patent under the Great Seal, and dated at Westminster, the Nineteenth day of September, in the Sixth year of His said Majesty's Reign, did erect and constitute a Supreme Court of Judicature in Newfoundland, and in and by the said Letters Patent did further Ordain and Declare that the Chief Judge and Assistant Judges of the said Court, as long as they should hold their respective Offices, should be entitled to have and receive the following Salaries; That is to say:—The said Chief Judge a Salary of One Thousand Two Hundred Pounds, Sterling money, by the year; and each of the said Assistant Judges a Salary of Seven Hundred Pounds, like Sterling money, by the year; and that such Salaries should be in lieu of all Fees of Office, Perquisites, Emoluments and Advantages whatsoever: And whereas it is expedient for the public interest that the said respective Salaries should be reduced and limited to the respective amounts provided for and limited in respect of the said respective Offices in and by the First Section of this Act.

Be it therefore further Enacted, by the Authority aforesaid, that when and as soon as either of the Offices of Chief Judge or Assistant Judges of the said Court shall become vacant by the death, resignation, removal or otherwise, of the present Incumbents of said Offices, or any of them, their Successors in the said respective Offices shall not receive any larger or greater amount of Salary or Compensation for discharging the duties of the said respective Offices of Chief Judge and Assistant Judge of the said Court, than the amount of Salary described, limited and provided for the said respective Offices in the said First Section of this Act, notwithstanding any thing to the contrary contained in the said recited Acts and the said Letters Patent.

V.—When and as soon as the Offices of Chief Judge and Assistant Judges of the Supreme Court of and for this Colony shall severally become vacant after the passing of this Act, the Act of the Legislature of this Colony, passed in the Sixth year of the Reign of Her Majesty, intituled “an Act to extend and continue certain Provisions of an Act of the Parliament of the United Kingdom, passed in the Second and Third year of the Reign of his late Majesty, King William the Fourth,” shall cease, determine and stand repealed, so far as the said recited Act provides for the yearly payment of the respective Salaries of the said Chief Justice and Assistant Judges; and so far as the said Act provides for the Salaries of the Colonial Secretary and Attorney General, the same is hereby repealed from the passing of this Act.

Repeal of so much of Reserved Salaries Act, (6th Vic) as refers to Chief Judge, Assistant Judges, Attorney General and Colonial Secretary.

VI.—The Fourth, Sixth, and Seventh Sections of an Act passed by the Legislature of this Colony, in the Tenth year of the Reign of Her Majesty, intituled “an Act to regulate the appointment of Sheriffs;” are hereby repealed, so far as the said Sections of the said recited Act provide for or relate to the Salaries and allowances to Sheriffs.

Repeal of the 6th and 7th sections of the 10th Vic., providing Salaries of Sheriffs.

VII.—That the Eighteenth Section of an Act passed in the Seventh year of the Reign of Her Majesty, intituled “an Act to make Provision for the disposal and Sale of ungranted and unoccupied Crown Lands within the Island of Newfoundland and its Dependencies, and for other purposes,” be, and the same is hereby Repealed, as far as the same relates to or provides for the Salary of the Surveyor General, and for the payment of the sum of Fifty Pounds per annum to the Colonial Secretary, in lieu of Office Fees on the issue of Crown Grants: Provided always, that the Colonial Secretary shall not be entitled to receive any Fee on the issue of Crown Grants of Land.

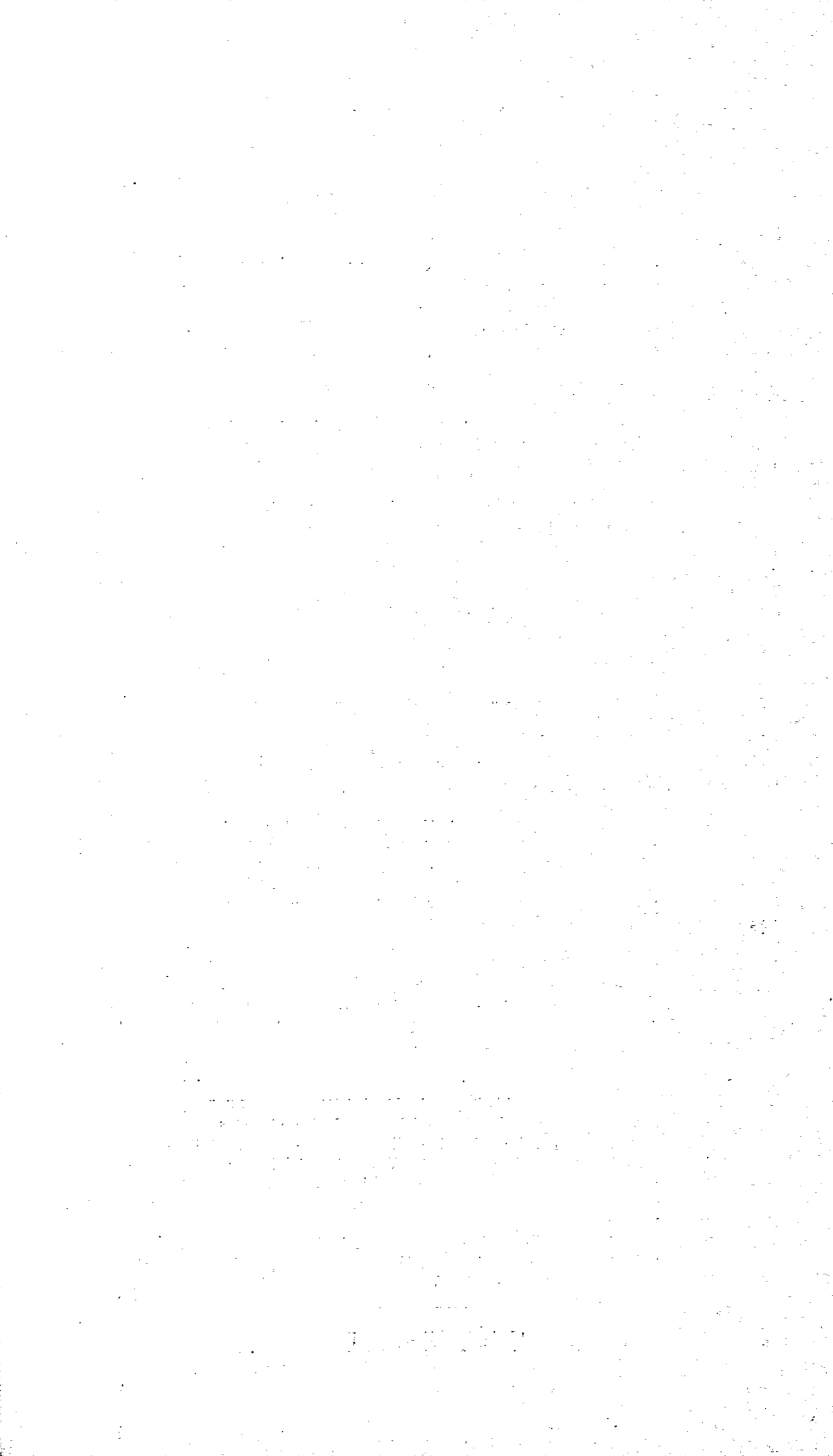
Repeal of the 18th section of Crown Lands Act, 7th Vic., in reference to Surveyor General & Colonial Secretary's Salaries.

VIII.—That the Nineteenth Section of the said last recited Act be also Repealed, and the same is hereby Repealed.

Repeal of 19th Section of Crown Lands Act, &c.

IX.—From and after the passing of this Act the whole of the General and Casual Revenues now derived or that may hereafter be derived from and out of the Sale and Rentals of all Crown Lands and Ships' Rooms within this Colony or its Dependencies, together with the surplus or balance remaining in the hands of the late Receiver thereof, shall be for the future received and collected by the Receiver General of the Colony, to be appropriated and applied for the General uses and purposes thereof.

Provision for collection and appropriation of General, Casual and Territorial Revenue.





ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. IX.

AN ACT to provide for the Salary of the Governor of this Island.

[Passed 4th August, 1855.]

WHEREAS it is expedient and necessary to make provision for the Preamble
Salary of the Governor of this Island, after the death, resignation
or removal of the present Incumbent, according to the means and ability
of the People of this Island :

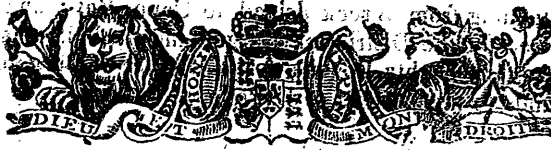
I.—Be it therefore enacted by the Governor, Legislative Council, £2000 per annum
and Assembly of Newfoundland, that there be granted to Her Majesty, to be granted as
Her Heirs and Successors, out of the Public Revenue of this Island, in Salary to any
every Year, the sum of Two Thousand Pounds Sterling, to defray the Governor of this
Salary of any Person who shall hereafter be appointed Governor of this Island hereafter
Island and its Dependencies ; which said Sum shall be paid Quarterly by appointed.
Warrant under the hand and seal of the Governor, upon the Receiver
General of this Island.

II.—When and as soon as the Office of Governor of this Island and On the office of
its Dependencies shall become vacant, the Act of the Legislature of this Governor becom-
Colony, passed in the Sixth Year of the Reign of Her Majesty, intituled ing vacant, the
“ An Act to extend and continue certain provisions of an Act of Parlia- Act 6th Vic. Cap.
ment of the United Kingdom, passed in the second and third years of the 12, to be partly
Reign of His late Majesty King William the Fourth,” shall cease, deter- repealed.
mine, and stand repealed, so far as the said recited Act provides for the
yearly payment of the Salary of the Governor of this Island.

III.—This Act shall not be in force until Her Majesty's Pleasure shall suspending clause-
have been first signified thereon.



Limited in Duration



ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. X.

AN ACT for the Encouragement of Education.

[Passed 4th August, 1855.]

WHEREAS it is expedient to provide for the Encouragement of Education in this Colony; and for that purpose, to revive certain parts of an Act passed by the Legislature of this Colony, in the Sixteenth year of the Reign of Her Majesty, entitled "an Act for the Encouragement of Education." Preamble

Be it therefore Enacted, by the Governor, Legislative Council and Assembly, in Legislative Session convened;

I.—That from and out of such Monies as may remain in the hands of the Receiver General, unappropriated, there be granted to Her Majesty the Sum of Seven Thousand Eight Hundred and Eighty Pounds, which Sum of Money shall be distributed in support of Schools established or to be established for the instruction of Children of Members of the respective Protestant Churches, and of the Roman Catholic Church, in this Colony, for the period of One Year from the Thirteenth day of June, in the year of our Lord One Thousand Eight Hundred and Fifty Five, in the proportion and according to the Clauses and Provisions mentioned and contained in the said in part recited Act, passed in the Sixteenth year of the Reign of Her Majesty, entitled "an Act for the Encouragement of Education," and by the authority of the respective Boards of Education appointed thereunder; which said Clauses and Provisions of the said in part recited Act, except the First and Last Sections thereof, are hereby revived and continued in force during the continuance of this Act. £7,880 granted for purposes of this Act

3rd section of
Education Act,
15th Vic., defi-
ning District of
Bonavista North,
amended.

District of Burgeo
and LaPoile to be
divided into Two
Educational
Districts.

Proportion of
grant for each
division.

This Act to con-
tinue in force till
13th June, 1856.

II.—That the Third Section of the said in part recited Act, be, and the same is hereby amended in that part thereof which defines the extent of the District of Bonavista North; which shall consist of and include all that part of the Electoral District of Bonavista lying between Great Black Island, including Flat Islands and Cape Freels, and including all Islands within the said limits, and the settlements of Cat Harbor and Muddy Hole in Green Bay: Provided always, that the present District of Burgeo and LaPoile shall be divided into Two Districts; namely, the District of Burgeo, extending from Bonne Bay to Wreck Island inclusive, and the District of LaPoile, extending from Wreck Island to Cape Ray; and the amount heretofore voted for the District of Burgeo and LaPoile shall be divided as follows, namely: Eighty Pounds to the District of Burgeo, and Seventy Eight Pounds to the District of LaPoile.

This Act shall continue and be in Force until the Thirteenth day of June, which will be in the Year of Our Lord One Thousand Eight Hundred and Fifty Six.



ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. XI.

AN ACT to Repeal and Amend parts of an Act of the Legislature of this Colony, intituled "An Act for the Establishment of a Savings' Bank in Newfoundland."

[Passed 4th August, 1855.]

WHEREAS it is expedient, in order to render the operations of "The Newfoundland Savings' Bank" more efficient, that certain parts of an Act passed by the Legislature of this Colony in the Fourth year of the Reign of His late Majesty King William the Fourth, intituled "An Act for the Establishment of a Savings Bank in Newfoundland," should be repealed and amended : Preamble.

Be it therefore Enacted by the Governor, Legislative Council and Assembly, of Newfoundland, as follows :

I.—That the second, third, fourth and fifth sections of the said recited Act passed in the Fourth year of the Reign of His late Majesty King William the Fourth, intituled "An Act for the Establishment of a Savings' Bank in Newfoundland," be and the same are hereby respectively repealed. The 2nd, 3rd, 4th and 5th sections of Act 4th Wm. 4, Cap. 10, repealed.

II.—The Governor, with the advice of Her Majesty's Executive Council, shall and may appoint a Cashier of the said Bank, and Eight Governors thereof, of whom five shall be selected from the Members of the House of Assembly, including the Speaker thereof, and three from the Legislative Council ; and that any three of the Governors of the said Bank shall be a quorum, and have full power to make, alter and amend all Rules and Regulations for the management of the said Bank ; Provided always that no person shall be a Governor thereof who is or shall be officially connected with any other Bank. Governor in Council to appoint a Cashier and Eight Governors of the Savings' Bank.
Proviso.

Three Directors to be annually elected by Governors. III.—The Governors shall annually elect from among themselves Three Directors of the said Bank; who shall superintend the affairs thereof and see that the same are conducted in accordance with the Rules and Regulations prescribed by the Governors.

Governors to fix Salaries of Officers. Proviso. IV.—The Governors shall have power to fix the Salaries of the Directors, and of any other necessary Officers they may appoint to transact the business of the said Bank, subject to the revision of the Governor in Council, who shall fix the Salary of the Cashier. Provided always, that the amount of Salaries and Incidental Expenses of the said Bank shall not exceed the Sum of Five Hundred Pounds, annually.

General Revenue to be liable for all Deposits. V.—The General Revenue of this Colony shall be liable to Depositors for all existing and future Deposits made in the Bank, and the Interest thereon, according to the rate prescribed by the said Act or by the Rules of the Bank.

Place of safety for Deposits, &c. VI.—All the Deposits, Monies, Funds, Securities, and other property and effects of the Bank, shall be kept in a place of safety to be approved of by the Governor in Council; and the Cashier shall be liable and give sufficient Security, to be approved of by the Governor in Council, for the care, custody and safe-keeping thereof, and of all other funds and securities of the Bank, as well as for the faithful discharge of all his duties; but nothing herein contained shall prevent the Directors of the Bank from Lending, upon Real, Personal, or Government Securities, any part of the Funds of the Institution.

Duty of Directors to superintend payments and receipts. VII.—The Directors shall personally superintend the payments and receipts of the Cashier, and shall examine his accounts and vouchers, and, when found correct, duly certify the same to be so; and the Cashier shall prepare at the end of every year a statement of the accounts and proceedings, and a report of the state of the Bank, which shall be certified by the Directors, and laid before the Legislature of this Colony in the then next Session thereof.

Concurrent with 14th Vic. Cap. 5.

Limited in Duration



ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. XII.

AN ACT to Repeal and Amend certain parts of an Act passed in the Fourteenth Year of the Reign of Her Majesty, intituled "An Act to authorize the Issue of Treasury Notes, and for the Reduction of the Public Debt of the Colony."

[Passed 4th August, 1855.]

WHEREAS the Legislature of this Colony passed an Act in the Fourteenth year of the Reign of Her Majesty, intituled "an Act to authorize the issue of Treasury Notes and for the Reduction of the Public Debt of this Colony;" by the First Section of which Act the Governor is authorized to appoint Three fit and proper Persons as Commissioners to superintend the issue of Treasury Notes to an amount not exceeding the sum of Twenty Thousand Pounds; that is to say: Two Hundred Notes of Ten Pounds each; One Thousand Notes of Five Pounds each; and Sixteen Thousand and Seventy-six Notes of One Pound each: And Whereas the Governor did accordingly appoint such Commissioners, who thereupon superintended the issue of the said Treasury Notes; and it has now become necessary and expedient, for the convenience of the Public, that provision should be made for the substitution and issue of other Treasury Notes of less value in amount than the said Treasury Notes, to an amount not exceeding the sum of Twenty Thousand Pounds, in One Pound Notes, Ten Shilling Notes, and Five Shilling Notes, subject to the provisions of the said in part recited Act.

Preamble.

Be it therefore Enacted, by the Governor, Legislative Council and Assembly, in Legislative Session convened;

1st section of
14 Vic., cap. 5,
repealed in part.

I.—That so much of that part of the First Section of the said Act passed in the Fourteenth year of the Reign of Her Majesty, intituled “an Act to authorize the issue of Treasury Notes, and for the reduction of the Public Debt of the Colony.” as provides for and defines the amount and value of the several Treasury Notes to be issued under and by virtue of the said Act, be, and the same is, hereby Repealed.

Commissioners to
superintend the
issue of Treasury
Notes.

II.—It shall and may be lawful for Three Commissioners, to be named and appointed in the manner and subject to the conditions stipulated in the said Act, to superintend the issue of other Treasury Notes in lieu of the Treasury Notes mentioned in the said First Section of the said Act, to an amount not exceeding the sum of Twenty Thousand Pounds; that is to say: Ten Thousand Notes of One Pound each; Five Thousand Notes of Ten Shillings each; Thirty Thousand Notes of Five Shillings each; which Notes shall respectively be printed, filled up, signed, countersigned, dated, delivered, and issued, in the way, manner, and form, prescribed in and by the said Act, to an amount not exceeding the said sum of Twenty Thousand Pounds; and which said Pound Notes, Ten Shilling Notes, and Five Shilling Notes, the said Commissioners, and the Receiver General of this Island, shall dispose of in the way and manner prescribed and provided for in and by the said Act with respect to Notes already issued thereunder; and the said Commissioners and Receiver General shall be respectively held liable and accountable for all such Treasury Notes, as fully in every respect as the said Commissioners and the Treasurer of this Island are and have been respectively held accountable for all Treasury Notes already issued, received or delivered by them, or any of them, under and by virtue of the said Act; and that they the said Commissioners shall have full power to contract for and superintend the printing and completing of the Blanks of such Notes as are directed to be issued by this Act.

Amount of issue
not to exceed
£20,000, in 20s.,
10s., and 5s.
Notes.

Notes when issued
to be subject to
provisions of
14 Vic., cap. 5.

III.—The Treasury Notes, when so issued, shall be subject in every respect to the operation of the said Act to as full an extent as if the same were issued under the said Act (any thing herein contained to the contrary thereof notwithstanding), and that this Act shall be taken and construed as part of the said recited Act: Provided always that the amount of every such Note shall be payable to the bearer thereof, on demand, at the Office of the Receiver General, in Specie, at the legal current rate thereof; and for the purpose of meeting such demand, a sum of Money in Specie, equal at least to one third the amount of Notes from time to time issued and in circulation, shall at all times be reserved out of the Public Revenue in the hands of the Receiver General.

Proviso.

Outstanding
Notes under said
Act to be valid.

IV.—Nothing in this Act shall in any way affect the validity of such Treasury Notes as have been already issued under the said Act and still remain outstanding and uncanceled.

Amount of issue
not to exceed
£20,000.

V.—The amount of the said Treasury Notes issued or to be issued under this and the said recited Act shall not at any time exceed the sum of Twenty Thousand Pounds, subject however to be re-issued according to the terms of the Seventh Section of the said recited Act.

Penalty for coun-
terfeiting or alter-
ing Notes.

VI.—Any person counterfeiting any of the Notes issued by virtue of this Act, or altering any of the same so that any of such Notes shall appear to be of greater value than when originally issued, or knowingly passing or giving in payment any of the said Notes so counterfeited or altered,

and being convicted of any of the said offences, shall be guilty of felony, and upon conviction thereof shall be liable to imprisonment with hard labour for any period not exceeding three years nor less than six months.

VII.—Whenever the Terms Treasurer and Treasury are used in the said recited Act, the same shall be construed to mean the Receiver General of this Island and his Office therein.

Definition of Terms Treasurer and Treasury.

VIII.—This Act shall continue in force until the expiration of the said recited Act, and no longer.

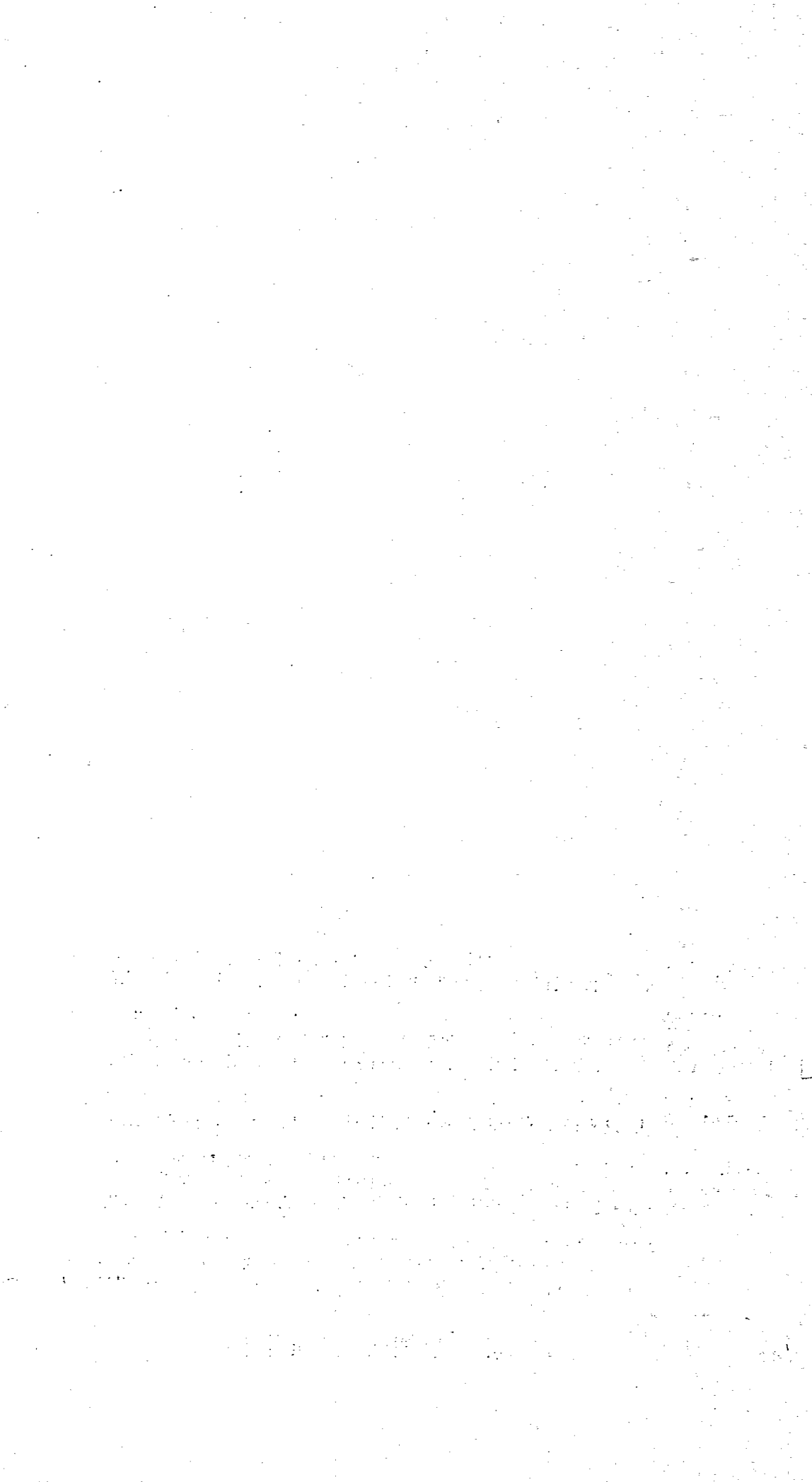
Continuance of Act.

IX.—That no Bank transacting business in this Island shall issue Promissory or other Notes for a less sum than Twenty Shillings of the current money of this Island.

No Bank in this Island to issue Notes for less than 20s

X.—This Act shall not be of any force or effect until Her Majesty's pleasure shall have been first duly signified thereon.

Suspending clause





ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. XIII.

AN ACT to Amend the Act for the Incorporation of the Union Bank of Newfoundland.

[Passed 4th August, 1855.]

WHEREAS it is expedient to amend an Act passed in the Eighteenth year of the Reign of Her present Majesty, entitled "an Act to Incorporate the Union Bank of Newfoundland." Preamble,

Be it therefore Enacted, by the Governor, Legislative Council, and Assembly, in General Assembly convened ;

I.—That the Second, Fifth, Thirteenth, Fourteenth, and Twenty-second Sections of the said Act shall be, and the same are hereby, Repealed.

2d, 5th, 13th, 14th and 22d sections of Union Bank Act (18th Vic.) repealed.

II.—The Capital Stock of the said Corporation shall consist of Fifty Thousand Pounds currency, which Sum shall be divided into One Thousand paid up Shares, of Fifty Pounds each: Provided that it shall be competent to the said Company, if the business thereof shall so require, to extend such Capital Stock to an amount not exceeding One Hundred Thousand Pounds, in Shares of Fifty Pounds each, in such proportions as may from time to time be decided upon at any General or Special Meeting: Provided also that such proportions shall not be less than Ten Thousand Pounds each, and shall be paid up within One Year from the date of the Meetings at which they may be declared respectively.

Capital Stock of Bank to consist of £50,000 cy. in £50 Shares.

Stock may be extended to £100,000. if required.

Proviso

III.—The Directors of the said Bank shall be Elected at the Annual Meeting, to take place in June, and shall serve for One Year: Provided that nothing herein contained shall invalidate the Election of the present Directors, and that Directors retiring from Office shall be eligible for re-election.

Directors to be elected at annual meeting

Company to deal only in Bills, Promissory Notes Specie, &c.

Proviso.

Shareholders liable in their private capacities for double the amount of Stock held by them.

Company not to declare a Dividend from funds other than profits.

Notes to be payable in Specie.

Statement of debts &c. to be laid before the Stockholders annually.

Duplicate Statement to be transmitted to Colonial Secretary.

Auditors of accounts—how appointed.

Suspension of Specie payments by Bank to occasion a forfeiture of privileges.

Company not to hold Shares in its own Stock.

What amount of Discount may be given on security of Directors &c.

This and recited Act to be in force 21 years.

IV.—The said Company shall not deal in any thing except Bills of Exchange and Promissory Notes, Bonds, Debentures, Gold and Silver Coin and Bullion: Provided that nothing herein contained shall prevent the said Bank from taking collateral security for the re-payment of Money advanced by them.

V.—In the event of the Assets of the said Company being insufficient to discharge its liabilities, the Shareholders shall be liable in their private and individual capacities for an amount beyond the Stock held by them, equal to the amount of such Stock.

VI.—It shall not be lawful for the said Company to declare a Dividend from any Funds other than the Profits of the Company.

VII.—All Notes issued by the said Company shall be payable in Specie on demand.

VIII.—The Directors shall, at the Annual General Meeting to be held on the Second Tuesday in June, lay before the Stockholders, for their information, an exact and particular statement of the amount of the debts due to and by the said Corporation at the closing of the Books on the Thirty-first day of May preceding, and of the average amount of Bank Notes in circulation and Specie on hand in each month of the year, which statement shall be signed by the Directors and attested by the Manager; and a duplicate statement so signed and attested shall be transmitted to the Secretary of the Colony for the information of His Excellency the Governor and the Legislature.

IX.—It shall be competent to the Shareholders at any General or Special Meeting to appoint any Two Shareholders, (not Directors), Proprietors of not less than Five Shares each, to Audit the Accounts and Books of the Bank.

X.—Suspension by the said Bank of Specie Payments on demand for Sixty Days within any One Year, either consecutively, or at intervals, shall occasion a Forfeiture of the Privileges conferred by this and the said recited Act.

XI.—It shall not be lawful for the said Company to hold Shares in its own Stock, nor to make advances on the security of such Shares.

XII.—The Discounts on advances made by the Company on Securities bearing the Name of any Director or Officer thereof, as Drawer or Endorser, shall not exceed at any time One Third of the total advances and discounts of the Bank.

XIII.—This and the said recited Act shall be in force for the period of Twenty-one Years from the passing of this Act, and no longer.





ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. XIV.

*AN ACT to raise by Loan a Sum of Money
for the general purposes of the Colony.*

[Passed 4th August, 1855.]

WHEREAS it is expedient that provision should be made for the raising by Loan of an amount not exceeding Forty Five Thousand Pounds, to defray the expense of the Civil Government of this Colony, and for the General Improvement thereof:—

Preamble.

Be it therefore enacted, by the Governor, Legislative Council, and Assembly, in Legislative Session convened, as follows :

I.—That it shall and may be lawful for the Receiver General of this Colony, and he is hereby authorised, to raise by loan, from such persons as will advance the same, a sum not exceeding in the whole Forty Five Thousand Pounds, to be applied to the general purposes of the Colony ; which said Sum, with interest thereon, shall be chargeable upon and repaid out of the Public Funds of this Colony, at the expiration of a term not exceeding Twenty Years, from the time of borrowing thereof.

Authority to raise
Loan of £45,000.

II.—That the said Loan shall be raised by Public Advertisement for Tenders thereof, at the lowest rate of Interest, and that the Interest on the Money Loaned shall be paid half-yearly on the Thirtieth day of June, and the Thirty First day of December in each Year : Provided, nevertheless, that no Interest shall be payable for any part of such Loan, beyond the period appointed for the re-payment thereof under the provisions of this Act.

Mode of raising
Loan.

III.—The said Receiver General shall be and is hereby authorised and empowered, upon obtaining such Loan, or any portion thereof, to grant and issue one or more Debentures, to be numbered, in succession,

Issue of Debentures on raising
Loan.

from one upwards, which Debentures shall be in the form contained in the Schedule to this Act, and shall be issued for Sums not less than Fifty Pounds, and shall be signed by the Receiver General, and countersigned by the Colonial Secretary, and shall be assignable and transferable by endorsement thereon.

Schedule.

SCHEDULE.

FORM OF DEBENTURE.

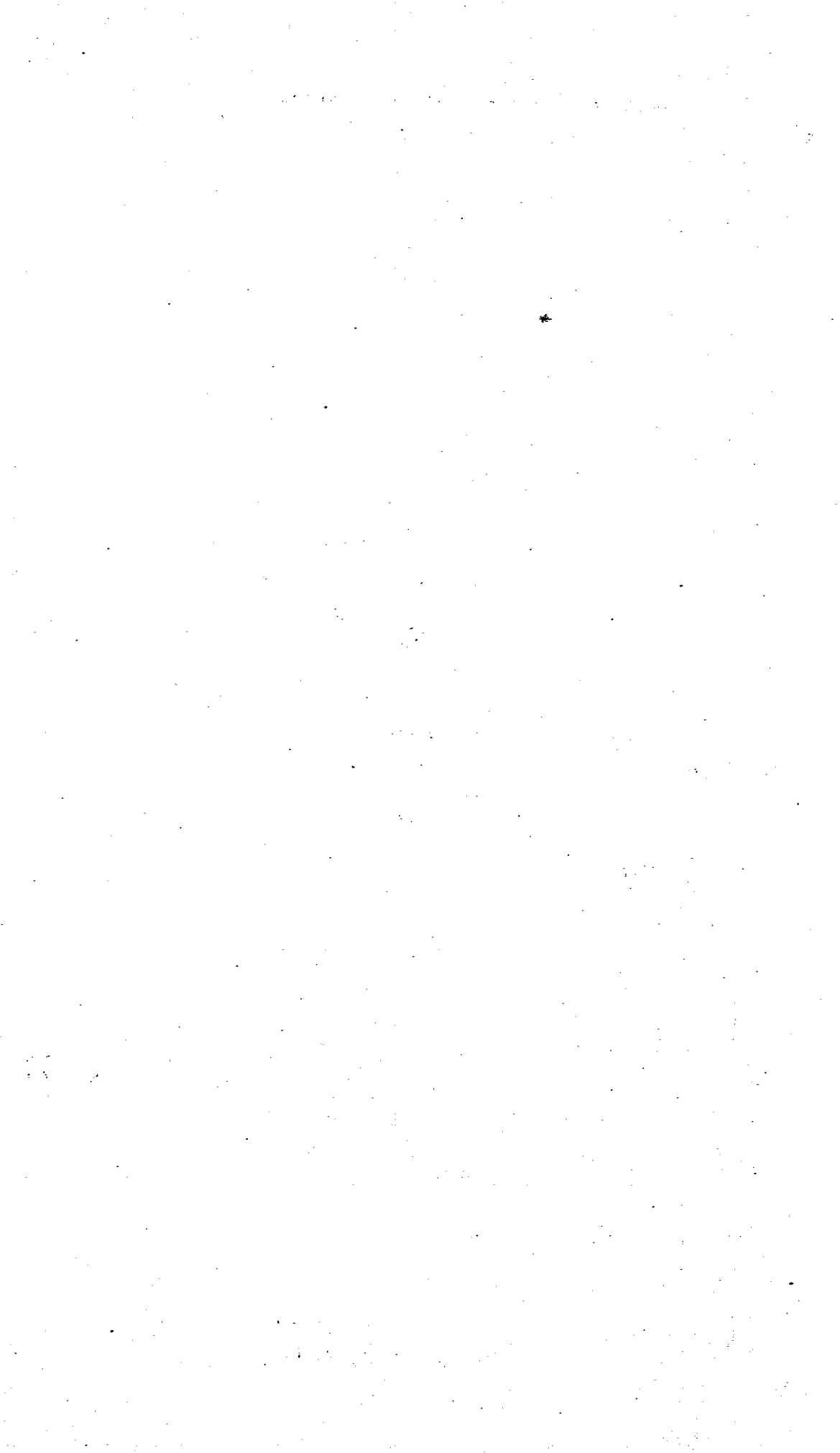
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Form of Debenture.

By virtue of an Act passed in the Nineteenth Year of the Reign of Her Majesty Queen Victoria, entitled "An Act to raise by Loan a Sum of Money for the general purposes of the Colony," I, the Receiver General of the Colony, hereby certify and declare that by virtue of the power and authority in me by the said Act vested, I have borrowed and received by way of Loan from _____ the Sum of _____ sterling, bearing interest from the date hereof, at the rate of _____ per cent. per annum, payable on _____ in each year: And I further certify that the said principal Sum, with the Interest due thereon, will be payable to the said _____ his Assigns or Indorsee, on the production of this Debenture at my office, in St. John's, at the expiration of _____ years from the date hereof.

Given under my hand at St. John's, the
day of _____ 1855.
(Countersigned)

Colonial Secretary.





Repealed by 19th Victoria Cap. 19.



ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. XV.

AN ACT to Amend an Act passed by the Legislature of this Island in the Fourteenth Year of the Reign of Her Majesty, intituled "An Act for the Granting of Patents for Useful Inventions."

[Passed 4th August, 1855.]

WHEREAS, by an Act of the Legislature of this Colony, passed in the Fourteenth year of the Reign of Her Majesty, intituled "An Act for the granting of Patents for Useful Inventions," such Patents can only be granted to British Subjects, being the Inventors and Discoverers of any new and Useful Art, Machine, Manufacture, or Composition of Matter, not theretofore known or used; and it is necessary and expedient that the provisions of the said Act should extend to all persons whomsoever, being such Inventors and Discoverers, and to their Assigns:—

Be it therefore Enacted, by the Governor, Legislative Council and Assembly of Newfoundland: That the said Act passed in the Fourteenth year of Her Majesty's Reign, intituled "An Act for the granting of Patents for Useful Inventions," and every clause, matter and thing therein contained and expressed, shall extend to and comprise all persons whomsoever, (whether they be British Subjects or not) being the Inventors or Discoverers of any new and useful Art, Machine, Manufacture, or Composition of Matter, not known or used by others, nor in Public or Common use in this Colony, at or before the time of the application for a Patent therefor, as provided by this and the said recited Act; and that such Persons shall be entitled to all the Rights and Privileges provided for in and by the said Act, any thing therein contained to the contrary notwithstanding.

Presamble.

The 14th Vic. Cap. 9 to extend to all Inventors and Discoverers whether British or not.

standing: Provided always, that no Letters Patent shall be granted under this or the above recited Act, for a term exceeding Seven Years, any thing in the said recited Act to the contrary notwithstanding:— Provided further, that it shall be lawful for the Governor in Council, if they should deem it expedient, to insert in any such Letters Patent a provision extending the operation thereof for a further Term of Three or Seven Years.

No applicant to be deprived of his right to a Patent in this Colony, by reason of obtaining Patent elsewhere.

II.—No applicant shall be deprived of his right to a Patent in this Colony for his Invention, by reason of his having previously taken out Letters Patent therefor in any other Country: Provided that such Invention shall not have been introduced into Public and Common Use in this Colony prior to the application for a Patent therein, and that the Patent granted in this Colony shall not continue in force after the expiration of the Patent granted elsewhere, and that where more than one such Patent or like privilege is obtained abroad, then immediately upon the expiration or determination of the Term which shall first expire or be determined of such several Patents or like privileges; Provided further, that no Letters Patent for or in respect of any Invention for which any such Patent or like privilege as aforesaid shall have been obtained elsewhere, and which shall be granted in this Colony, after the expiration of the Term for which such Patent or privilege was granted or was in force, shall be of any validity.

Proviso.

No Patent to be in force in this Colony which has expired elsewhere.

Letters Patent may issue to Assignee of Persons obtaining Patents elsewhere.

III.—Letters Patent may issue to the Assignee of any Person who may have taken out Letters Patent for his Invention or Discovery in any other Country, but not for any Invention or Discovery made abroad for which no Letters Patent have been there obtained; Provided that the Invention or Discovery so assigned, shall not have been introduced into Public and Common use into this Colony prior to the application for a Patent; and, that the Assignee of such Foreign Patent shall file, with his application, the Assignment, duly proved, under which he claims a Patent in this Colony, and an Affidavit, setting forth the date of the Patent abroad, that the article thereby Patented has not been in Public and Common Use in this Colony, and that he is the Assignee for a good consideration.

Proviso.

Patents not brought into operation within 12 months to be forfeited.

IV.—Any Letters Patent which may be taken out under or by virtue of this Act, and which shall not have been brought into operation within Twelve Months next ensuing from and after the date thereof, such Letters Patent shall, at the expiration of the said period of Twelve Months, be deemed to be forfeited, and shall thence be and become void and of no effect.

Notice of intention to apply for Patents to be published in Gazette &c.

V.—That no Letters Patent shall be granted under or by virtue of the said recited Act, or of this Act, until notice shall be published in the *Royal Gazette*, and one other of the Newspapers of this Colony, for at least four weeks, of the intention of the applicant to apply for such Letters Patent; and such Notice shall contain, in general terms, the description of Invention for which such Letters Patent shall be desired.





Amended by 19th Vic. Cap. 21.



ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. XVI.

AN ACT to Incorporate Sundry Persons by the name of "The Newfoundland Provident Society."

[Passed 4th August, 1855.]

WHEREAS the establishment of a Society in this Colony for mutually Assuring limited Sums of Money, payable after the death of each Member thereof, as well as for Assuring smaller sums of Money to Persons who may not become Members thereof, payable to their Survivors also, would be productive of Public good: And whereas the several Persons hereinafter named, with others, have entered into an agreement to form such a Society, and have prayed to be Incorporated. Preamble.

Be it therefore Enacted, by the Governor, Legislative Council and Assembly, in Legislative Session convened;

I.—That Robert Prowse, John McGregor, John Kent, James Shannon, Clift, Henry K. Dickinson, Ambrose Shea, John Munn, Thomas Harrison, Ridley, John O'Mara, Stephen Rendell, John Kavanagh, Edward L. Jarvis, and all such other Persons and their Successors as may hereafter become Members of such Society in conformity with the Rules and Bye-laws thereof, shall be, and they are hereby united into a Company, and declared to be a Body Politic and Corporate, by the name of "The Newfoundland Provident Society;" and by that name shall have perpetual succession, and a common Seal, with power to alter the same, and by that name may effect insurance upon life and health, and by that name also shall and may sue and be sued, plead and be impleaded, in Law or in Equity, and also shall and may from time to time, and at all times, have full power and authority to ordain, make and establish all such Rules and Bye-laws, and to do and perform all such other acts, deeds, matters and Members of Association Incorporated.
Name—
"The Newfoundland Provident Society."
Powers of Corporation.

things whatsoever as may be necessary, to the good government and management of the business of the said Corporation, and as to them, as such Body Politic and Corporate, shall appertain to do: Provided always that such Rules and Bye laws shall not be inconsistent with the true intent and meaning of this Act, or repugnant to the Laws of this Colony.

Insured to be
Members of Cor-
poration.

II.—All Persons who shall effect Insurances upon their lives with the said Society for the whole term of each life, and for Sums of One Hundred Pounds and upwards in each Policy, and shall perform the conditions required of them by such Rules, Regulations and Bye-laws, as shall from time to time be ordained, made and established at General Meetings of the said Society, shall thereby become Members of the said Corporation, during the period that they shall remain so insured, and no longer.

When Corpora-
tion shall com-
mence operations

III.—Whenever Twenty or more Persons whose annual premiums shall amount in the whole to a Sum not less than Two Hundred and Fifty Pounds currency, and who shall agree to give Guarantee Bonds in addition to such Premiums to the said Corporation for sums amounting in the aggregate to not less than Two Thousand Pounds currency, shall agree to insure each other's Lives, and to commence business under this Act, a Meeting of such Persons shall be called by Edward L. Jarvis, of Saint John's, or in case of his death, neglect, or refusal, by any other of the Persons named in the First Section of this Act, for the purpose of making and establishing Rules, Regulations, and Bye-laws, for the good management of the said Corporation, for the Electing and Appointing of Directors, Officers and Agents, for adopting a scale of Premiums proportioned to the respective ages of the Members of the said Corporation, for fixing the amount of each Member's Bond to the said Corporation, and for transacting all other necessary business connected with the affairs of the said Corporation; which Rules, Regulations, and Bye-laws, shall remain in force and be as binding as if incorporated in this Act, until they or any of them shall be amended or repealed at a subsequent General Meeting of the Members of the said Corporation.

Bye Laws.

Guarantee Bonds
&c.

IV.—Whenever the said Corporation shall have received from the Members thereof, Guarantee Bonds to an amount not less than Two Thousand Pounds currency of this Island, which Bonds, together with all annual premiums, shall be available for the payment of the liabilities of the said Corporation, it shall be lawful for the said Corporation to effect Insurances on the lives of persons who may not be members thereof: Provided that no person other than a member of the said Corporation shall be Insured for any specific term exceeding Three Hundred and Sixty Four Days, nor for any sum or sums exceeding in the whole at any one time Ninety Nine Pounds Nineteen Shillings currency.

Period of Insu-
rance.

Assured to have
copy of Act and
Bye Laws.

V.—This Act, together with the Bye-Laws which may be in operation at the time when any Member shall Insure with the said Society, shall be printed on the same sheet with such Member's Policy, and that whenever this Act or such Bye-Laws shall be amended or altered, each Member of the said Corporation shall have a printed copy of the so amended Act and Bye-Laws, given to him by the Managers of the said Society.

Associates of
Corporation to be
Witnesses for
each other.

VI.—In all Actions, Suits and Prosecutions, in which the said Corporation may at any time be engaged, the members thereof shall be competent Witnesses, notwithstanding any interest they may have therein.

Association to
have power to
advance money
to the needy
assured.

VII.—The said Society shall have power and authority to grant, out of its available funds, small sums of Money from time to time to Persons, not being members of the said Corporation, whose bodily health may become impaired while their lives are Insured by the said Society.

VIII.—The Manager for the time being of the said Corporation, shall, on or before the First of January in each year, and as often as the Governor in Council shall require the same, make a return on oath to the Governor in Council of the state of the said Corporation at the time of such return, which return shall specify the amount of Insurances effected and of Premiums received annually by the said Corporation, and the General Income and Funds of the said Corporation; and any Justice of the Peace shall be authorized and required to administer to such Manager such oath; and the returns so to be made shall be laid before the Legislature at its next meeting, and shall also be published in the Royal Gazette.

Certain Returns to be made by Manager of Corporation to Governor in Council, and Gazetted.

IX.—Whenever the business of the Corporation shall be such that the Guarantee Bonds shall, in the aggregate, fall below Two Thousand Pounds, the Corporation shall cease and be Dissolved, and the Directors shall forthwith close the concerns of the said Corporation, and divide the Capital and Profits which may remain, among the Stockholders, in proportion to their respective interests.

On its Guarantee Bonds falling below £2,000. Corporation to be dissolved.





ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. XVII.

AN ACT for granting to Her Majesty a Sum of Money for defraying the Expenses of the Civil Government of this Colony for the Year ending on the Thirty-First day of December, One Thousand Eight Hundred and Fifty-four, and for other purposes.

[Passed 4th August, 1855.]

MAY IT PLEASE YOUR MAJESTY :—

WE, Your Majesty's dutiful and loyal Subjects, the Commons of Newfoundland, having freely and voluntarily resolved to give and grant unto Your Majesty a Supply to defray certain Charges for the support of the Civil Government, for the Administration of Justice, and the General Improvement of this Colony, do humbly beseech Your Majesty that it may be enacted, and

Preamble.

Be it therefore enacted, by the Governor, Council and Assembly, in Legislative Session convened, That from and out of such Monies as shall from time to time remain in the hands of the Treasurer, and unappropriated, there be granted to Your Majesty, Your Heirs and Successors, the Sum of Twenty Two Thousand Four Hundred and Seventy Five Pounds One Shilling and Eight Pence ; which said Sum of Money shall be applied in payment of the following Charges for the Year commencing on the First Day of January One Thousand Eight Hundred and Fifty-Four, and ending on the Thirty First day of December in the same Year ; that is to say :—

£22,475 1 8 granted for year ending 31st December 1854.

Salaries of—	The Sum of Five Thousand and Six Pounds, towards defraying the Salaries of the undermentioned Officers, as follows;—
Clerk to Council	The Clerk of the Executive Council, Two Hundred Pounds.
Clerks Secretary's Office.	Two Clerks in the Secretary's Office, Four Hundred Pounds.
Office Keeper.	An Office Keeper to the Secretary's Office, Sixty Pounds.
Messenger	A Messenger at the Secretary's Office, Sixty Pounds.
Col. Treasurer	The Colonial Treasurer, Five Hundred Pounds.
Treasurer's Clerk.	The Treasurer's Clerk, One Hundred and Fifty Pounds; Provided that the Treasurer shall pay into the Treasury any amount of salary he may receive as Cashier of the Savings' Bank.
Clerk Supreme Court.	The Chief Clerk and Registrar of the Supreme Court and Central Circuit Court, Three Hundred and Fifty Pounds, together with Fifty Pounds to defray the salary of a Clerk Assistant; also Twenty Pounds for the Purchase of Printed Forms; Provided, that all Fees and Perquisites received or that shall be received, in or by virtue of the said Office, or in any way connected therewith, shall be accounted for and paid over half-yearly to the Colonial Treasurer.
Clerk Northern Circuit Court.	The Clerk of the Northern Circuit Court, Two Hundred Pounds.
Clerk S. C. Court	The Clerk of the Southern Circuit Court, Two Hundred Pounds.
Crier Sup. Court	The Crier and Tipstaff of the Supreme Court, Sixty Pounds.
Crier N. C. Court	The Crier and Tipstaff of the Northern Circuit Court, at Harbour Grace, Twenty Pounds.
Police Magistrates	Three Police Magistrates for Saint John's, Nine Hundred Pounds.
Police Inspector	The Police Inspector at Saint John's, Sixty Pounds.
High Constable	The High Constable at Saint John's, Eighty Pounds.
Police	Ten Police Constables for Saint John's, Four Hundred and Fifty Pounds.
Gaoler St John's	The Gaoler for Saint John's, One Hundred and Fifty Pounds, in lieu of Fees, which are to be accounted for and paid over to the Colonial Treasurer.
Gaol Surgeon St. John's.	The Gaol Surgeon of Saint John's, Forty Pounds.
Hospital Surgeon	The Hospital Surgeon for Saint John's, One Hundred and Fifty Pounds.
District Surgeon	The District Surgeon for Saint John's, One Hundred and Fifty Pounds, and Fifty Pounds for procuring and supplying Medicines.
Physician Lunatic Asylum.	The Physician of the Lunatic Asylum at Saint John's, Two Hundred Pounds.
Gaol Surgeon Harbor Grace.	The Gaol Surgeon at Harbour Grace, Thirty Pounds.
Gate Keeper.	The Gate Keeper at Government House, Twenty Six Pounds.
Attorney General	The Attorney General, in lieu of all Fees of Office, Two Hundred and Fifty Pounds.
Solicitor General	The Solicitor General, in lieu of all Fees of Office, including all Charges and Fees for any Person prosecuting for the Crown in the Northern Circuit Court, Two Hundred Pounds.
	The sum of One Thousand Nine Hundred and Sixty Five Pounds towards the Salaries of the undermentioned Outport Magistrates, as follows:
Outport Magistrates.	A Magistrate for Brigus and Port-de-Grave, One Hundred and Fifty Pounds.
	A Magistrate at Harbour Grace, Two Hundred Pounds.
	A Magistrate at Carbonear, One Hundred and Fifty Pounds.
	A Magistrate at Trinity, One Hundred and Fifty Pounds.
	A Magistrate at Bonavista, One Hundred and Fifty Pounds.
	A Magistrate for Twillingate and Fogo, One Hundred and Thirty Pounds.
	A Magistrate at Bay Bulls, One Hundred Pounds.
	A Magistrate at Ferryland, One Hundred Pounds.
	A Magistrate at St. Mary's, One Hundred and Thirty Pounds.
	A Magistrate at Placentia, One Hundred and Thirty Pounds.
	A Magistrate at Burin, One Hundred and Fifty Pounds.

A Magistrate at Harbour Briton, One Hundred Pounds.

A Magistrate at Grand Bank, One Hundred and Thirty Pounds.

A Magistrate at Old Perlican, One Hundred and Thirty Pounds.

The Sum of Sixty Five Pounds, to the Executors of the late Thomas Danson, of Harbour Grace, for six months' Salary, to 30th June last, in full for his Salary as Stipendiary Magistrate.

Executors late
T. Danson.

The sum of Nine Hundred and Sixty six Pounds towards defraying the Salaries of the undermentioned Out-port Constables, as follows :

Outport Consta-
bles.

One Constable at Torbay, Twenty Pounds.

One Constable at Petty Harbour, Twenty Pounds.

One Constable at Portugal Cove, Twenty Pounds.

One Constable at South Shore, Twelve Pounds.

One Constable at Harbour Main, Twelve Pounds.

One Constable at Cat's Cove, Twelve Pounds.

Two Constables at Brigus and Port-de-Grave, Fifty Pounds.

One Constable at Bay Roberts, Twelve Pounds.

Three Constables at Harbor Grace, One Hundred Pounds.

Three Constables at Carbonear, Seventy-five Pounds.

One Constable at Bay de Verd, Twelve Pounds.

One Constable at Western Bay, Twelve Pounds.

One Constable at Hant's Harbor, Twelve Pounds.

One Constable at Perlican, Twelve Pounds.

One Constable at Heart's Content, Twelve Pounds.

One Constable at New Harbor, Twelve Pounds.

Two Constables at Trinity, Thirty-seven Pounds.

One Constable at Catalina, Twenty-five Pounds.

One Constable at Bonavista, Twenty-five Pounds.

One Constable at Tickle Cove, Twelve Pounds.

One Constable at King's Cove, Twelve Pounds.

One Constable at Salvage, Twelve Pounds.

One Constable at Greenspond, Twelve Pounds.

Three Constables at Twillingate and Fogo, Forty-nine Pounds.

One Constable at Exploits Bay, Twelve Pounds.

One Constable at Bay Bulls, Twenty-five Pounds.

One Constable at Witless Bay, Twelve Pounds.

One Constable at Toad's Cove, Twelve Pounds.

One Constable at Brigus, South, Twelve Pounds.

One Constable at Cape Broyle, Twelve Pounds.

One Constable at Caplin Bay, Twelve Pounds.

One Constable at Ferryland, Twenty-five Pounds.

One Constable at Aquaforte, Twelve Pounds.

One Constable at Fermews, Twelve Pounds.

One Constable at Renewes, Twelve Pounds.

One Constable at Trepassey, Twelve Pounds.

One Constable at Placentia, Twenty-five Pounds.

One Constable at Little Placentia, Twelve Pounds.

One Constable at Saint Mary's, Twenty-five Pounds.

One Constable at Oderin, Twelve Pounds.

One Constable at Merasheen, Twelve Pounds.

One Constable at Burin, Twenty-five Pounds.

One Constable at Saint Lawrence, Twelve Pounds.

One Constable at Lamaline, Twelve Pounds.

One Constable at Grand Bank, Twelve Pounds.

One Constable at Harbor Britain, Twelve Pounds.

One Constable at Hermitage Bay, Twelve Pounds.

One Constable at Burgeo Islands, Twelve Pounds.

One Constable at Spaniard's Bay, Twelve Pounds.

One Constable at Jersey Harbor, Twelve Pounds.

	The Sum of Five Hundred and Eighty Five Pounds towards the Salaries of the undermentioned Outport Clerks of the Peace, as follows :
Clerks of the Peace.	A Clerk of the Peace for Brigus and Port-de-Grave, Sixty Pounds. A Clerk of the Peace at Harbour Grace, One Hundred and Fifty Pounds. A Clerk of the Peace at Carbonear, Sixty Pounds. A Clerk of the Peace at Trinity, Sixty Pounds A Clerk of the Peace at Bonavista, Forty Five Pounds. A Clerk of the Peace for Twillingate and Fogo, Forty Five Pounds. A Clerk of the Peace at Ferryland, Sixty Pounds. A Clerk of the Peace at Placentia, Thirty Five Pounds. A Clerk of the Peace at Harbour Britain, Thirty Five Pounds. A Clerk of the Peace at Burin, Thirty Five Pounds.
	Provided, that all Fees of Office received by the said respective Clerks of the Peace shall be accounted for by them and paid over half-yearly to the Colonial Treasurer.
Outport Gaolers.	The Sum of Two Hundred and Ten Pounds towards defraying the Salaries of the undermentioned Outport Gaolers, as follows :
	Gaoler at Harbour Grace, Ninety Pounds: Provided, that all Fees of Office received by him shall be accounted for and paid over to the Colonial Treasurer. A Gaoler at Trinity, Twenty Five Pounds. A Gaoler at Bonavista, Ten Pounds. A Gaoler and Constable at Twillingate and Fogo, Ten Pounds. A Gaoler at Ferryland, Twenty Five Pounds. A Gaoler at Placentia, Twenty Five Pounds. A Gaoler at Burin, Twenty Five Pounds.
Expenses of Court Houses, &c.	The Sum of Two Hundred Pounds towards defraying the ordinary expenses of Court Houses and Gaols.
Gaols.	The Sum of Six Hundred Pounds towards defraying the expenses of Gaols.
Printing &c.	The Sum of Five Hundred Pounds towards defraying the expenses of Printing and Stationery.
Crown Prosecutions.	The Sum of Three Hundred Pounds towards defraying the expenses of Crown Prosecutions.
Coroners.	The Sum of Two Hundred Pounds towards defraying the expenses of Coroners.
Fuel & Light.	The Sum of Four Hundred and Fifty Pounds towards defraying the expenses of Fuel and Light for Public Buildings.
Postages.	The Sum of One Hundred and Twenty Pounds towards defraying the expenses of Postages and other incidental expenses.
Poor Relief.	The Sum of Six Thousand Pounds towards the Relief of the Poor. The Sum of One Thousand Two Hundred Pounds towards defraying the expenses of Lunatic Paupers.
Lunatic Paupers.	The Sum of One Hundred Pounds towards the Relief of Shipwrecked Sealing Crews.
Shipwrecked Sealing Crews.	The Sum of One Hundred and Forty Three Pounds Six Shillings and Eight Pence towards defraying the expense of Lighting Saint John's with Gas.
Gas Light.	
Men at Fort Amherst.	The Sum of Thirty Six Pounds and Ten Shillings towards defraying the expenses of Men stationed at Fort Amherst.
Wines for Military.	The Sum of Fifty Pounds towards payment of Duties on Wines imported or purchased for the use of the Military.
Keeper Colonial Building.	The Sum of Sixty Pounds towards defraying the Salary of the Keeper of the Colonial Building.
Pensions.	The Sum of Fifty Pounds towards defraying the annual allowance to the Widow of the late James Blaikie, Esq.
Mrs. Blaikie.	
M. Stevenson.	The Sum of Forty Pounds to Matthew Stevenson, as pension.
R. Connell.	The Sum of Ten Pounds to Robert Connell as Gratuity for past services.
R. Smith.	The Sum of Ten Pounds to Robert Smith, Constable at Greenspond.

- The Sum of Three Hundred and Two Pounds towards defraying the Allowances to the following Ferrymen :
- To a Ferryman at Manuals, Ten Pounds. Ferrymen,
 To a Ferryman at Great Placentia, Twenty-five Pounds.
 To a Ferryman at Little St. Lawrence, Ten Pounds.
 To a Ferryman at Salmonier, Twenty-five Pounds.
 To a Ferryman between Burin and Spoon Cove, Twenty Pounds.
 To a Ferryman at Biscay Bay, Fifteen Pounds.
 To a Ferryman at Portugal Cove, Twenty-five Pounds.
 To a Ferryman at Holyrood, Thirty Pounds: That is to say, for a Boat to be stationed near Crawley's on the South-side, and a Boat near Haly's on the North side of the Harbor, Fifteen Pounds each.
 To a Ferryman at Aqualorte, Fifteen Pounds.
 To a Ferryman at Trinity, Twenty-five Pounds.
 To a Ferryman at Malbay, Twelve Pounds.
 To a Ferryman at John's Pond, North Harbour and Salmonier, Thirty Pounds.
 To a Ferryman between Belle Isle and Topsail, Twenty Pounds.
 To a Ferryman between Harbour Grace and Thomas Fitzgerald's, on the South side of the Harbour, Twenty-five Pounds.
 To a Ferryman at Mortier Bay, Fifteen Pounds.
- The Sum of Five Hundred Pounds to defray Unforeseen Contingencies. Unforeseen Contingencies.
 The Sum of Twenty-five Pounds towards the support of the Dorcas Society at Carbonear. Dorcas Society, Carbonear.
 The Sum of Twenty-five Pounds towards the support of the Dorcas Society at Harbour Grace. ditto Hr. Grace.
 The Sum of One Hundred and Fifty Pounds, towards the support of the Agricultural Society: Provided that the sum of One Hundred Pounds, part of the said sum, shall be expended for that purpose in the Outports of this Island. Agricultural Society.
 The Sum of Sixty Pounds to George J. Hogsett, Esq., for reporting and publishing the Law Reports. Law Reporter.
 The Sum of Sixty Pounds, towards defraying the expenses of the Phoenix Volunteer Fire Company, St. John's. Phoenix Fire-Company.
 The Sum of Twenty-five Pounds to Joseph Woods, towards defraying the expenses of publishing an Almanac. Almanac.
 The Sum of Fifty Pounds to the Harbour Grace Gas Light Company, towards defraying the expense of lighting Twelve Gas Lamps in the Town. Gas Light Co. Harbor Grace
 The Sum of One Hundred Pounds towards defraying the expense of the Night Watch in St. John's. Night Watch.
 The Sum of One Hundred and Twenty-one Pounds Five Shillings to James Tobin, Esq., to reimburse him for Salaries paid to Police Constables and Clerk of the Peace at Saint George's Bay. J Tobin, Esq
 The Sum of Fifty Pounds towards the support of the Dorcas Society, St. John's. Dorcas Society, St John's
 The Sum of One Hundred Pounds towards the support of the Factory, St. John's. Factory
 The Sum of Fifty Pounds towards the support of the Industrial Department of the Orphan Asylum School, at St. John's. Orphan Asylum
 The Sum of Thirty-five Pounds towards keeping and supporting the Half-way House on the Salmonier Road. Half-way House
 The Sum of Four Hundred Pounds towards the Relief of Outport Permanent Poor. Outport Poor
 The Sum of Twenty-five Pounds to Donald Bethune, Sub-Collector at Carbonear, in addition to his annual salary. Sub-Collector Carbonear
 The Sum of Twenty-five Pounds to James Winter, Sub-Collector at Fogo, in addition to his annual salary. ditto Fogo

Sub Collector Greenspond	The Sum of Twenty-five Pounds to Lorenzo Moore, Sub-Collector at Greenspond, in addition to his annual salary.
District Surgeon Conception Bay	The Sum of One Hundred Pounds to defray the salary of a District Surgeon for Conception Bay.
Lunatic Asylum	The Sum of Eight Hundred Pounds towards the completion of the Lunatic Asylum.
Com School Burin	The Sum of Forty Pounds for the completion of the Commercial School at Burin.
Training School	The Sum of One Hundred Pounds for the Wesleyan Training School in St. John's.
John Churchill	The Sum of Thirty Pounds to John Churchill, School-master at Burin, to compensate him for arrears of salary due him.
Drainage Col. Building grounds,	The Sum of Fifty Pounds towards the drainage and sewerage of the grounds about the Colonial Building.
Water Company.	The Sum of One Hundred Pounds to the Water Company, St. John's.
Steam Company.	The Sum of Three Hundred Pounds to the Newfoundland Steam Packet Company.
Electors' Registry Burgeo	The Sum of Twenty-five Pounds towards taking a Registry of the Electors in the District of Burgeo and LaPoile.

Balance of Grant to St John's Hospital in 1853. II.—That the Balance remaining on hand of the Sum of Four Hundred Pounds granted to the Directors of the St. John's Hospital in the Year 1853, be made applicable and be expended for the general purposes of that Institution.

Monies Granted to be paid under Warrant from the Governor. III.—That the Monies hereinbefore granted shall be paid by the Receiver General, in discharge of such Warrants as may, from time to time, be drawn by the Governor for the purposes of this Act; and it shall not be lawful for the Receiver General to pay any Monies out of the Colonial Treasury other than such as are granted by this Act, or some other Act of the Legislature: Provided, that any Sums of Money advanced by the Government of this Colony on account of any of the foregoing appropriations shall be deducted therefrom.







ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. XVIII.

AN ACT to Provide for the Contingent Expenses of the Legislature, for the Second Session of the Fifth General Assembly.

[Passed 4th August, 1855.]

WHEREAS it is expedient to provide for the Contingent Expenses of the Legislature of this Colony during the Second Session thereof, which closed on the Fourteenth Day of June in last year : Preamble.

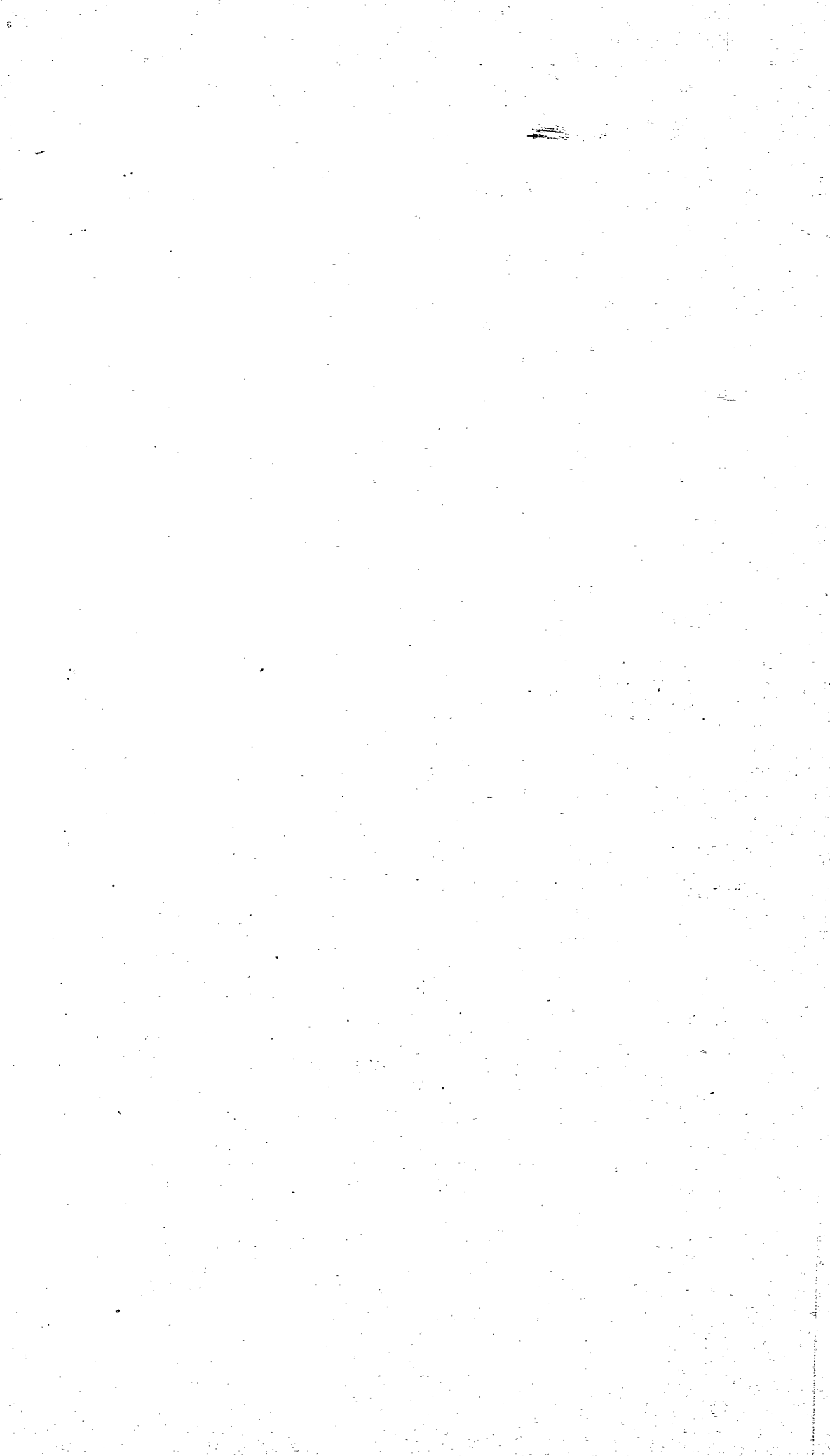
Be it therefore enacted by the Governor, Legislative Council and Assembly, in Legislative Assembly convened, as follows:—

That from and out of such Monies as shall from time to time remain in the hands of the Treasurer, and unappropriated, there be granted to Her Majesty the Sum of Five Thousand Three Hundred and Forty Two Pounds Eighteen Shillings and Five Pence, to be applied towards remunerating the Officers of the Legislature for their services; and towards defraying the Contingent Expenses of Her Majesty's Council and the House of Assembly, during the said last Session of the Legislature, as follows:— £5,342 18s. 5d., granted to defray the Contingent Expenses of the Legislature.

The Clerk of Her Majesty's Council, for his services during the said Session, One Hundred and Fifty Pounds.	Clerk of Council.
The Master in Chancery attending Her Majesty's Council, for his services during the said Session, One Hundred and Twenty-five Pounds.	Master in Chancery.
The Usher of the Black Rod, for his services during the said Session, One Hundred Pounds.	Usher of Black Rod.
The Door Keeper of Her Majesty's Council, for his services during the said Session, Forty Five Pounds.	Door Keeper.

Assistant Door Keeper.	The Assistant Door Keeper and Messenger of Her Majesty's Council, for his services during the said Session, Twenty Pounds.
Contingencies of Clerk of Council.	To the Clerk of Her Majesty's Council, to defray the Contingent Expenses of his Office during the said Session, including amount for Printing and Binding Journals, Five Hundred and Eleven Pounds Four Shillings and Eleven Pence.
Ditto of Usher of Black Rod.	To the Usher of the Black Rod to defray the Contingent Expenses of his Office during the said Session, Seventy Eight Pounds Two Shillings and Two Pence.
Reporter of Council.	To the Reporter of Her Majesty's Council, for his services during the last Session, Fifty Pounds.
Publisher of Debates.	To the Publisher of the Debates and Proceedings of Her Majesty's Council during the last Session, Fifty Pounds.
Ditto additional allowance.	To the Publisher of Debates and Proceedings of Her Majesty's Council, during the last Session, additional allowance, Thirty Pounds.
Speaker House of Assembly.	To the Speaker of the House of Assembly, for his services during the said Session, Two Hundred Pounds.
Clerk.	To the Clerk of the House of Assembly, for his services, and for Indexing and Superintending the Printing of the Journals, during the said Session, Two Hundred Pounds, and Twenty Five Pounds for transmitting Copies of Journals of said Session to the Colonial Office.
Clerk Assistant.	To the Clerk Assistant, for his services during the said Session, One Hundred Pounds.
Solicitor.	To the Solicitor, for his services during the said Session, One Hundred and Fifty Pounds.
Sergeant-at Arms	To the Sergeant-at-Arms, for his services during the said Session, One Hundred Pounds.
Door Keeper.	To the Door Keeper of the House of Assembly, for his services during the said Session, Forty Five Pounds.
Messenger.	To the Messenger of the House of Assembly, for his services during the said Session, Forty Pounds.
Under Door Keeper.	To the Under Door Keeper of the House of Assembly, for his services during the said Session, Thirty Five Pounds.
Widow of late Door Keeper.	To the Widow of the late Peter Sexton, the late Outer Door Keeper, for his services, Fifteen Pounds.
Assistant Door Keeper.	To the Assistant Door Keeper, Messenger and Attendant of the House of Assembly, for his services during the said Session, Fifteen Pounds.
do. Messenger &c	To the Assistant Messenger and Fireman, Fifteen Pounds.
Under ditto	To the Under Messenger, Ten Pounds.
Librarian,	To the Librarian of the Legislature, Fifty Pounds.
Reporters and Publishers of Debates.	To the Reporters, and Publishers, of the Debates of the House of Assembly, for their services during the said Session, as follows: To James Seaton, One Hundred and Seventy Five Pounds. To Thomas Talbot, One Hundred and Twenty Five Pounds.
Members' Pay.	To Fourteen Members of the House of Assembly, (Speaker not included) the sum of Seven Hundred and Ninety Eight Pounds, being Forty Two Pounds each for Four Members resident in Saint John's, and Sixty Three Pounds each for the Out Port Members, not resident in Saint John's, for their attendance during the said Session.
Miscellaneous Printing.	To the Proprietors of the Patriot Press, for Printing Bills and Miscellaneous Papers during the said Session, Two Hundred and Sixty Eight Pounds Fourteen Shillings and Seven Pence.
Journals.	To the Proprietors of the Newfoundlander Newspaper, Balance for Printing Journals and Appendix, of the House of Assembly, for the Session of 1853, Three Hundred and Thirty Six Pounds One Shilling and Eight Pence, and for Printing Journals of First Session of 1854, Three Hundred and Seventy Two Pounds Two Shillings and Six Pence.

- To the Clerk of the House of Assembly to defray the Contingent Expenses of his Office during the said Session, pursuant to the Report of the Select Committee of the House of Assembly upon Contingencies, Two Hundred and Eighty Eight Pounds Fifteen Shillings and Six Pence. Clerks' Contingencies.
- To the Sergeant at Arms to defray the Contingent Expenses of his Office, during said Session, pursuant to the Report of the Select Committee of the House of Assembly upon Contingencies, Sixty Eight Pounds Eighteen Shillings and Six Pence. Sergeant at Arms' Contingencies.
- To the Chairman of the Committee of Audit, for his services during said Session, Fifty Pounds. Chairman of Audit.
- To the Chairman of the Committee of Supply, for his services during said Session, Fifty Pounds. ditto Supply.
- To John Bemister, Esquire, for Auditing the Collector's Accounts in 1853, Twenty Pounds. Auditing Accounts 1853.
- To the Clerk of the House of Assembly, to defray the Expense of a Delegation to the Imperial Government, in the Year One Thousand Eight Hundred and Fifty Three, Three Hundred Pounds. Delegation.
- To Thomas McConnae, Stationery, Sixty Nine Pounds Twelve Shillings and Two Pence. T. McConnae.
- J. J. Graham, Stationery, Thirty Seven Pounds Six Shillings and Nine Pence. J. J. Graham.
- To the Saint John's and Carbonear Telegraph Company, Thirty Seven Pounds Sixteen Shillings. Telegraph Company
- To Henry Winton, Binding Journals of 1853, Thirty Six Pounds Ten Shillings and Seven Pence. H. Winton
- To Nicholas Gill, for Coals, Eighty Pounds Two Shillings and Eleven Pence. N. Gill.
- To William T. Parsons, Thirty Pounds Six Shillings and Eight Pence. W. T. Parsons
- To William Freeman, Thirty Nine Pounds Two Shillings and Seven Pence. W. Freeman





ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. XIX.

AN ACT to Provide for the Contingent Expenses of the Legislature, for the Third Session of the Fifth General Assembly.

[Passed 4th August, 1855.]

WHEREAS it is expedient to provide for the Contingent Expenses of the Legislature of this Colony during the said Session : Preamble.

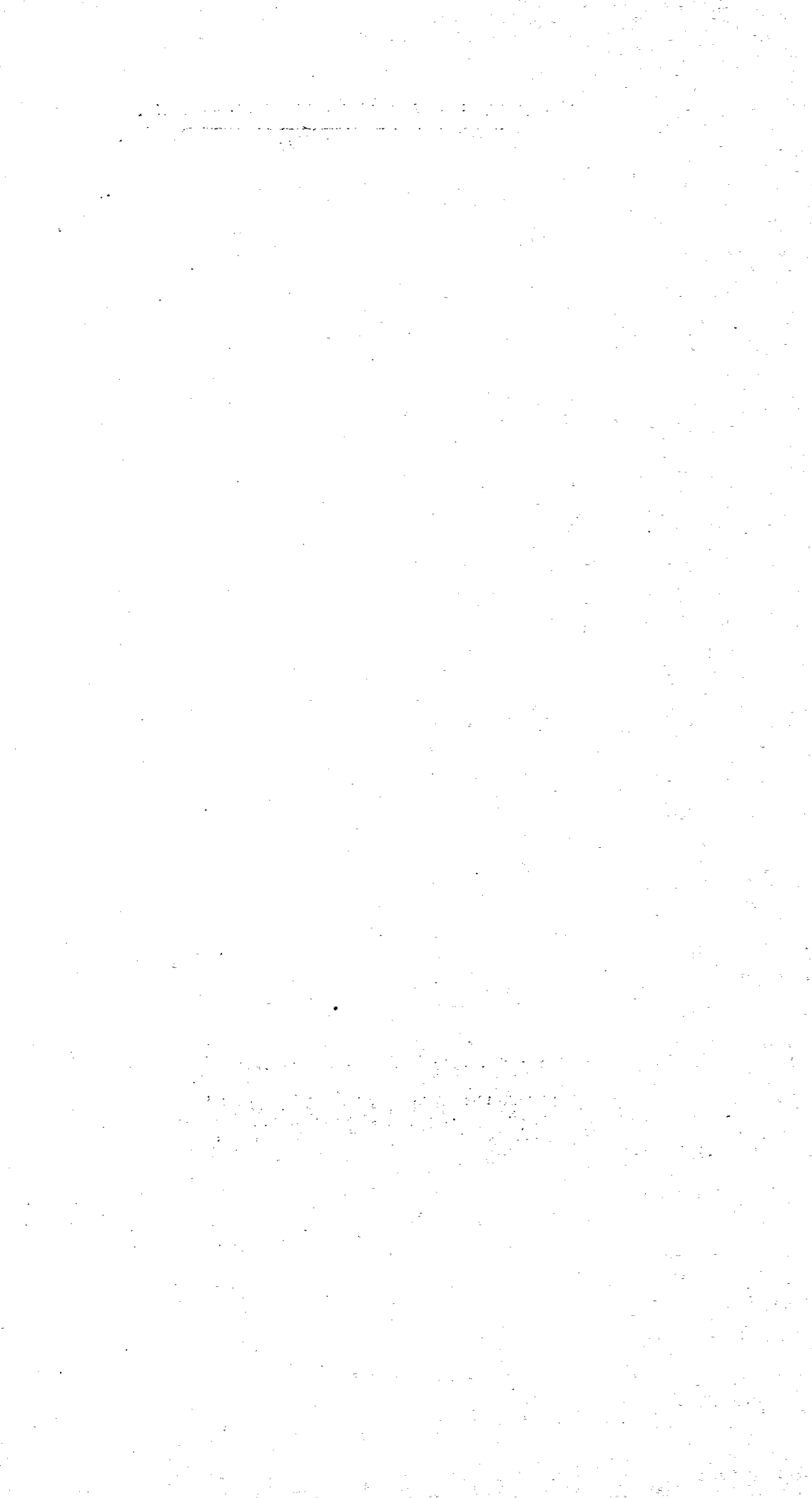
Be it therefore enacted by the Governor, Council and Assembly, in Legislative Session convened, as follows :—

That from and out of such Monies as shall from time to time remain in the hands of the Treasurer, and unappropriated, there be granted to Her Majesty the Sum of Four Thousand One Hundred and Seventy Nine Pounds Sixteen Shillings and Five Pence, to be applied towards remunerating the Officers of the Legislature for their services, and towards defraying the Contingent Expenses of Her Majesty's Council and the House of Assembly, during the present Session, as follows :— £4.179 16s. 5d , granted to defray the Contingent Expenses of the Legislature.

The Clerk of Her Majesty's Council for his services during the present Session, One Hundred and Fifty Pounds.	Clerk of Council
The Master in Chancery attending Her Majesty's Council, for his services during the present Session, One Hundred and Twenty-five Pounds.	Master in Chancery.
The Usher of the Black Rod, for his services during the present Session, One Hundred Pounds.	Usher of Black Rod.
The Door Keeper of Her Majesty's Council, for his services during the present Session, Forty Five Pounds.	Door Keeper.

Assistant Door Keeper.	The Assistant Door Keeper and Messenger of Her Majesty's Council, for his services during the present Session, Twenty Pounds.
Publisher of Debates.	The Publisher of the Reports and Proceedings of Her Majesty's Council, Fifty Pounds.
Reporter of Council.	The Reporter of Her Majesty's Council, for his services during the present Session, Fifty Pounds.
Delegation.	To defray the Expenses of Delegation to the Imperial Government, from Her Majesty's Council, Three Hundred and Fifty Pounds.
Speaker House of Assembly.	To the Speaker of the House of Assembly, for his services during the present Session, Two Hundred Pounds.
Clerk.	To the Clerk of the House of Assembly, for his services during the present Session, and for Indexing and Superintending the Printing of the Journals, Two Hundred Pounds, and Twenty Five Pounds for transmitting Copies of Journals to the Colonial Office.
Clerk Assistant.	To the Clerk Assistant, for his services during the present Session, One Hundred Pounds.
Sergeant-at-Arms	To the Sergeant-at-Arms, for his services during the present Session, One Hundred Pounds.
Solicitor.	To the Solicitor of the House of Assembly, for his services during the present Session, One Hundred and Fifty Pounds.
Door Keeper.	To the Door Keeper of the House of Assembly, for his services during the present Session, Forty Five Pounds.
Messenger.	To the Messenger of the House of Assembly, for his services during the present Session, Forty Pounds.
Under Door Keeper.	To the Under Door Keeper of the House of Assembly, for his services during the present Session, Thirty Five Pounds.
Assistant Door Keeper.	To the Assistant Door Keeper, Messenger and Attendant, of the House of Assembly, for his services during the present Session, Fifteen Pounds.
do. Messenger &c	To the Assistant Messenger and Fireman, for his services during the present Session, Fifteen Pounds.
Under ditto	To the Under Messenger, for his services during the present Session, Ten Pounds.
T Talbot	To Thomas Talbot, for Reporting Debates during the present Session, One Hundred Pounds.
J Seaton	To James Seaton, Reporting and Publishing Debates One Week, Twenty Five Pounds.
Members' Pay.	To Fourteen Members of the House of Assembly, (Speaker not included) the sum of Seven Hundred and Ninety Eight Pounds, being Forty Two Pounds each for Four Members resident in Saint John's, and Sixty Three Pounds each for Ten Out Port Members, not resident in Saint John's, for their attendance during the present Session.
Miscellaneous Printing.	To the Proprietors of the Patriot Press, for Printing Bills and Miscellaneous Papers during the present Session, Two Hundred and Thirty Five Pounds Fifteen Shillings and Seven Pence.
Journals.	To the Proprietors of the Newfoundlander Newspaper, Estimate of Printing Journals and Appendix, of the House of Assembly, for the present Session, Forty Pounds.
Contingencies of Clerk	To the Clerk of the House of Assembly, to defray the Contingent Expenses of his Office, Three Hundred and Twenty Seven Pounds, Five Shillings and Three Pence, pursuant to the Report of the Select Committee of the House of Assembly upon Contingencies.
Sergeant at Arms' Contingencies.	To the Sergeant at Arms to defray the Contingent Expenses of his Office, pursuant to the Report of the Select Committee of the House of Assembly upon Contingencies, Forty One Pounds Seventeen Shillings and Ten Pence.
Chairman of Audit.	To the Chairman of the Committee of Audit, Fifty Pounds.
ditto Supply.	To the Chairman of the Committee of Supply, Fifty Pounds.

- To Richard Holden, Jr., for copying Documents connected with the Delegations to the Imperial Parliament and the United States of America, Fifty Pounds. R Holden, Jr
- To Edward D. Shea, for Publishing Reports of Proceedings and Debates, during the present Session, Twenty Five Pounds. Publishers of Debates.
- To Joseph Woods, for Publishing Reports of Proceedings and Debates during the present Session, Twenty Five Pounds.
- To Joseph Mullins, for preparing Customs Returns, Fifteen Pounds. Customs Returns
- To James Hayward, for preparing Customs Returns, Fifteen Pounds.
- To Nicholas Gill, for Coals, Sixty Two Pounds Seventeen Shillings and Ten Pence. N Gill
- To the Clerk of the House of Assembly, to defray the Expense of Delegations to the Imperial Government and Canada, Three Hundred and Seventy Five Pounds. Delegation.
- To the Clerk of the House of Assembly to defray the Expenses of the Legislative Library, Sixty Eight Pounds Nineteen Shillings and Eleven Pence. Legislative Library
- The Librarian of the Legislature, Fifty Pounds. Librarian.





ANNO DECIMO OCTAVO ET DECIMO NONO,

VICTORIÆ REGINÆ.

CAP. XX.

AN ACT for granting to Her Majesty a Sum of Money for defraying the Expenses of the Civil Government of this Colony for the Year ending on the Thirty-First day of December, One Thousand Eight Hundred and Fifty-five, and for other purposes.

[Passed 4th August, 1855.]

MAX IT PLEASE YOUR MAJESTY :—

Preamble.

WE, Your Majesty's dutiful and loyal Subjects, the Commons of Newfoundland, having freely and voluntarily resolved to give and grant unto Your Majesty a Supply to defray certain Charges for the support of the Civil Government, for the Administration of Justice, and the General Improvement of this Colony, do hereby beseech Your Majesty, that it may be enacted, and—

Be it therefore enacted, by the Governor, Legislative Council and Assembly of Newfoundland, That from and out of such Monies as shall from time to time remain in the hands of the Receiver General of this Island, and unappropriated, there be granted to Your Majesty, Your Heirs and Successors, the Sum of Forty Nine Thousand Four Hundred and Forty Seven Pounds Seven Shillings and Eleven Pence ; which Sum of Money shall be applied in payment of the following Charges for the Year commencing on the First Day of January in the Year One Thousand Eight Hundred and Fifty-Five, and ending on the Thirty First day of December in the same Year ; that is to say :—

£49,447. 7s. 11d.
granted for year
ending 31st De-
cember 1855.

Salaries of—	
Private Secretary	The Private Secretary to the Governor, Two Hundred Pounds.
Clerk to Council	The Clerk of the Executive Council, up to the Twenty Seventh Day of May last, Eighty One Pounds Six Shillings and Four Pence.
Clerks Secretary's Office.	Two Clerks in the Secretary's Office, Four Hundred Pounds.
Office Keeper.	An Office Keeper to the Secretary's Office, Sixty Pounds.
Messenger	A Messenger at the Secretary's Office, Sixty Pounds.
Col. Treasurer	The Colonial Treasurer, up to the Twenty Ninth of May last, Two Hundred and Six Pounds and Ten Pence.
Receiver General's Clerk.	The Receiver General's Clerk, One Hundred and Fifty Pounds.
	The Chief Clerk and Registrar of the Supreme and Central Circuit Courts, including allowances for the Assistant Clerk, and for the Purchase of Printed Forms, Four Hundred and Twenty Pounds: Provided, that all Fees and Perquisites received or to be received, in or by virtue of the said Office, or in any way connected therewith, shall be accounted for and paid over half-yearly to the Receiver General.
Clerk Supreme Court.	
Clerk Northern Circuit Court.	The Clerk of the Northern Circuit Court, Two Hundred Pounds.
Clerk S. C. Court	The Clerk of the Southern Circuit Court, Two Hundred Pounds.
Crier Sup. Court	The Crier and Tipstaff of the Supreme Court, Sixty Pounds.
Crier N. C. Court	The Crier and Tipstaff of the Northern Circuit Court, at Harbour Grace, Twenty Pounds.
Police Magistrates	Three Police Magistrates for Saint John's, Nine Hundred Pounds.
Police Inspector	The Police Inspector at Saint John's, Sixty Pounds.
High Constable	The High Constable at Saint John's, Eighty Pounds.
Police	Ten Police Constables for Saint John's, Four Hundred and Fifty Pounds.
	The Gaoler for Saint John's, One Hundred and Fifty Pounds, in lieu of Fees, which are to be accounted for and paid over to the Receiver General.
Gaoler St John's	
Gaol Surgeon St. John's.	The Gaol Surgeon at Saint John's, Forty Pounds.
Hospital Surgeon	The Hospital Surgeon for Saint John's, up to the Thirty-first March last, Thirty Seven Pounds and Ten Shillings.
District Surgeon	The District Surgeon for Saint John's, Two Hundred Pounds, including provision for Medicines.
District Surgeon Conception Bay.	The District Surgeon for Conception Bay, One Hundred Pounds.
Gaol Surgeon Harbor Grace.	The Gaol Surgeon at Harbour Grace, Thirty Pounds.
Physician Lunatic Asylum.	The Physician of the Lunatic Asylum, Two Hundred Pounds.
Gate Keeper.	The Gate Keeper at Government House Lodge, Twenty Six Pounds.
House Keeper Colonial Building	The Housekeeper of the Colonial Building, Sixty Pounds.
Attorney General	The Attorney General, in lieu of his Fees of Office, up to the Twenty Seventh Day of May last, One Hundred and One Pounds Thirteen Shillings; and for Two Months' Fees in addition, Eight Pounds Six Shillings and Eight Pence.
	A Magistrate for Brigus and Port-de-Grave, One Hundred and Fifty Pounds.
Outport Magistrates.	A Magistrate at Harbour Grace, Two Hundred Pounds.
	A Magistrate at Carbonear, One Hundred and Fifty Pounds.
	A Magistrate at Old Perlican, One Hundred and Thirty Pounds.
	A Magistrate at Trinity, One Hundred and Fifty Pounds.
	A Magistrate at Bonavista, One Hundred and Fifty Pounds.
	A Magistrate for Twillingate and Fogo, One Hundred and Thirty Pounds.
	A Magistrate at Bay Bulls, One Hundred Pounds.
	A Magistrate at Ferryland, One Hundred Pounds.
	A Magistrate at St. Mary's, One Hundred and Thirty Pounds.
	A Magistrate at Placentia, One Hundred and Thirty Pounds.
	A Magistrate at Burin, One Hundred and Fifty Pounds.
	A Magistrate at Grand Bank, One Hundred and Thirty Pounds.
	A Magistrate at Harbour Briton, One Hundred Pounds.

- A Clerk of the Peace for Brigus and Port-de-Grave, Sixty Pounds.
 A Clerk of the Peace at Harbour Grace, One Hundred and Fifty Pounds.
 A Clerk of the Peace at Carbonear, Sixty Pounds.
 A Clerk of the Peace at Trinity, Sixty Pounds.
 A Clerk of the Peace at Bonavista, Forty Five Pounds.
 A Clerk of the Peace for Twillingate and Fogo, Forty Five Pounds.
 A Clerk of the Peace at Ferryland, Sixty Pounds.
 A Clerk of the Peace at Placentia, Thirty Five Pounds.
 A Clerk of the Peace at Burin, Thirty Five Pounds.
 A Clerk of the Peace at Harbour Britain, Thirty Five Pounds.

Clerks of the
Peace.

Provided, that all Fees of Office received by the said Clerks of the Peace shall be accounted for and paid over half-yearly to the Receiver General.

- One Constable at Petty Harbour, Twenty Pounds.
 One Constable at Torbay, Twenty Pounds.
 One Constable at Portugal Cove, Twenty Pounds.
 One Constable at South Shore, Twelve Pounds.
 One Constable at Harbour Main, Twelve Pounds.
 One Constable at Cat's Cove, Twelve Pounds.
 Two Constables at Brigus and Port-de-Grave, Fifty Pounds.
 One Constable at Bay Roberts, Twelve Pounds.
 Three Constables at Harbor Grace, One Hundred Pounds.
 Three Constables at Carbonear, Seventy-five Pounds.
 One Constable at Bay de Verd, Twelve Pounds.
 One Constable at Western Bay, Twelve Pounds.
 One Constable at Hant's Harbor, Twelve Pounds.
 One Constable at Perlican, Twelve Pounds.
 One Constable at Heart's Content, Twelve Pounds.
 One Constable at New Harbor, Twelve Pounds.
 Two Constables at Trinity, Thirty-seven Pounds.
 One Constable at Catalina, Twenty-five Pounds.
 One Constable at Bonavista, Twenty-five Pounds.
 One Constable at Tickle Cove, Twelve Pounds.
 One Constable at King's Cove, Twelve Pounds.
 One Constable at Salvage, Twelve Pounds.
 One Constable at Greenspond, Twelve Pounds.
 Three Constables at Twillingate and Fogo, Forty-nine Pounds.
 One Constable at Exploits Bay, Twelve Pounds.
 One Constable at Bay Bulls, Twenty-five Pounds.
 One Constable at Witless Bay, Twelve Pounds.
 One Constable at Toad's Cove, Twelve Pounds.
 One Constable at Brigus, South, Twelve Pounds.
 One Constable at Cape Broyle, Twelve Pounds.
 One Constable at Caplin Bay, Twelve Pounds.
 One Constable at Ferryland, Twenty-five Pounds.
 One Constable at Aquaforte, Twelve Pounds.
 One Constable at Fermews, Twelve Pounds.
 One Constable at Renewes, Twelve Pounds.
 One Constable at Trepassey, Twelve Pounds.
 One Constable at Saint Mary's, Twenty-five Pounds.
 One Constable at Placentia, Twenty-five Pounds.
 One Constable at Little Placentia, Twelve Pounds.
 One Constable at Oderin, Twelve Pounds.
 One Constable at Merasheen, Twelve Pounds.
 One Constable at Burin, Twenty-five Pounds.
 One Constable at Saint Lawrence, Twelve Pounds.
 One Constable at Lamaline, Twelve Pounds.
 One Constable at Grand Bank, Twelve Pounds.
 One Constable at Jersey Harbor, Twelve Pounds.

Outport Consta-
bles.

- Outport Constables.** One Constable at Harbor Britain, Twelve Pounds.
 One Constable at Hermitage Bay, Twelve Pounds.
 One Constable at Burgeo Islands, Twelve Pounds.
 One Constable at Spaniard's Bay, Twelve Pounds.
- Outport Gaolers.** A Gaoler at Harbour Grace, Ninety Pounds: Provided, that all Fees of Office received by him shall be accounted for and paid over to the Receiver General.
 A Gaoler at Trinity, Twenty Five Pounds.
 A Gaoler at Bonavista, Ten Pounds.
 A Gaoler at Twillingate and Fogo, Ten Pounds.
 A Gaoler at Ferryland, Twenty Five Pounds.
 A Gaoler at Placentia, Twenty Five Pounds.
 A Gaoler at Burin, Twenty Five Pounds.
- Merlin Rock.** Towards the removal of the Merlin Rock in the Narrows of the Harbour of St. John's, Four Hundred Pounds.
- Solicitor General's Salary.** The Solicitor General's Salary, from the First of January last to the Thirty First of July, Seventy Six Pounds, in lieu of all Fees.
- Protection of Fisheries.** For the Protection of the Fisheries on the North Coast of this Island, One Hundred Pounds.
- Importation of Herring Curers &c.** For the Importation of Herring Curers and the Improvement of the Herring Fishery of this Island, the Sum of Five Hundred Pounds.
- Ferryman.** To a Ferryman at Manuals, Ten Pounds.
 To Ferrymen at Great Placentia, Salmonier, Portugal Cove, Trinity and Harbour Grace and South-side, Twenty-five Pounds each,
 To a Ferryman at Little St. Lawrence, Ten Pounds.
 To a Ferryman between Burin and Spoon Cove, Twenty Pounds.
 To a Ferryman at Biscay Bay, Fifteen Pounds.
 To a Ferryman for two Ferries at Holyrood, Thirty Pounds: That is to say, for two Boats to be stationed in the neighborhood of Crawley's on the South-side, and the neighborhood of Haly's on the North-side of the Harbor, Fifteen Pounds to be allowed to each.
 To a Ferryman at Aquaforte, Fifteen Pounds.
 To a Ferryman at Malbay, Twelve Pounds.
 To a Ferryman at John's Pond, North Harbour and Salmonier, Forty Pounds.
 To a Ferryman at Belle Isle and Topsail, Twenty Pounds.
 To a Ferryman at Mortier, Fifteen Pounds.
- Repairs of Court Houses, &c.** To defray the ordinary repairs of Court Houses and Gaols in this Island, Two Hundred Pounds.
- Gaols.** For Gaol expenses Six Hundred Pounds.
- Printing &c.** For Printing and Stationery Five Hundred Pounds.
- Crown Prosecutions.** For defraying the expenses of Crown Prosecutions Three Hundred Pounds.
- Coroners.** The Sum of Two Hundred Pounds towards defraying the expenses of Coroners.
- Fuel & Light.** The Sum of Four Hundred and Fifty Pounds to defray the expense of Fuel and Light for Public Buildings.
- Postages.** The Sum of One Hundred and Twenty Pounds towards defraying the expense of Postages and other incidental expenses.
- Expenses of Judges on Circuit &c.** The Sum of Three Hundred Pounds towards defraying the expenses of Judges and Officers on Circuit, and of Crown Prosecutors; which Sum of Money includes Table Money, and means of conveyance, and for payment of Rent of any Court Rooms, where Court Houses may not be erected: Provided that Passages shall be allowed and provided on board of each vessel proceeding on the respective Circuits, to such Members of the Bar as may desire to proceed thereon: and Provided further that the amount of Table Money and Travelling Expenses hereinbefore provided for the said Judges and Officers of Court on Circuit, shall be apportioned for the said Judges and Officers respectively, by the Governor and Council.

The Sum of Fifteen Thousand Pounds towards the Relief of the Poor and to defray certain expenses incurred on their account.	Relief of Poor.
The Sum of Seventeen Hundred Pounds towards defraying the expenses of Lunatic Paupers.	Lunatic Pau- pers.
The Sum of One Hundred Pounds towards the Relief of Shipwrecked Sealing Crews.	Shipwrecked Sea- ling Crews.
The Sum of Thirty Six Pounds and Ten Shillings towards defraying the expenses of the Men stationed at Fort Amhurst.	Men at Fort Amhurst.
The Sum of Fifty Pounds towards payment of Duties on Wines imported or purchased for the use of the Military.	Wines for mili- tary.
The Sum of One Hundred and Forty Three Pounds Six Shillings and Eight Pence towards defraying the expense of Lighting Saint John's with Gas.	Gas Light, St. John's
The Sum of Fifty Pounds towards defraying the expense of lighting Harbour Grace with Gas.	ditto Hr. Grace.
The Sum of Five Hundred Pounds to defray Unforeseen Contingencies.	Unforeseen Contingencies.
The Sum of Four Hundred Pounds towards the Relief of the Outport Permanent Poor.	Outport Poor.
The Sum of Ten Pounds to Robert Smith, Constable at Greenspond, gratuity for past services.	R. Smith.
The Sum of Ten Pounds to the legal Representatives of the late Matthew Stevenson, deceased.	Representatives late M. Steven- son.
The Sum of Twenty-five Pounds towards the support of the Dorcas Society at Harbour Grace.	Dorcas Society, Harbor Grace.
The Sum of Twenty-five Pounds towards the support of the Dorcas Society at Carbonear.	ditto Carbonear.
The Sum of Fifty Pounds towards the support of the Dorcas Society, St. John's.	ditto St John's
The Sum of One Hundred Pounds towards the support of the Factory, St. John's.	Factory.
The Sum of Fifty Pounds towards the encouragement of the Mechanics' Institute at St. John's.	Mechanics' Insti- tute.
The Sum of Fifty Pounds towards the support of the Industrial Department of the Orphan Asylum School, at St. John's.	Orphan Asylum.
The Sum of Twenty-five Pounds towards defraying the expenses of the St. John's Reading Room.	Reading Room.
The Sum of One Hundred and Fifty Pounds, towards the support of the Agricultural Society: Provided that the sum of One Hundred Pounds, part of the said sum, shall be expended for that purpose in the Outports of this Island.	Agricultural Society.
The Sum of One Hundred Pounds towards the support of a Night Watch in St. John's.	Night Watch.
The Sum of Thirty-five Pounds to the Keeper of the Half-way House, Salmonier.	Half-way House
The Sum of Forty-two Pounds, Eighteen Shillings and Four Pence, to William T. Parsons, for attending and repairing the Town Clock at St. John's.	Repairing Town Clock.
The Sum of Three Hundred Pounds to the Newfoundland Steam Company, towards defraying the expenses of running a Steamer once a week, or oftener, between Portugal Cove, Brigus, Harbour Grace, and Carbonear, in Conception Bay.	Steam Packet Company.
The Sum of One Hundred and Fifty Pounds to defray the expenses incurred in erecting and repairing Pumps in St. John's	Pumps, &c..
The Sum of Two Hundred and Fifty Pounds to defray the expenses of making Sanitary Improvements, and to provide Pumps and Wells for the Poor in St. John's.	ditto.
The Sum of Twenty-two Pounds, Eight Shillings and Four Pence, as a Drawback, to John and William Boyd.	Drawback to J. & W. Boyd.
The Sum of Four Pounds, Two Shillings and Four Pence, as a Drawback, to Still Brothers.	ditto Still Bro- thers.

Phoenix Fire Company.	The sum of Sixty Pounds, towards defraying the expenses of the Phoenix Volunteer Fire Company, St. John's.
Protection of Fisheries	The sum of Fifty Two Pounds, to Henry Knight, for protecting the Fisheries in the Year Eighteen Hundred and Fifty Four.
Lunatic Asylum St. John's.	The sum of Thirteen Hundred and Twenty Six Pounds, to defray the liabilities of the Lunatic Asylum, St. John's.
Road Commissioners	The sum of Six Hundred and Sixty-five Pounds to defray salaries and expenses due to the Board of Road Commissioners for St. John's.
Penitentiary	The sum of Twelve Hundred Pounds to defray the liabilities incurred on account of the Penitentiary, St. John's.
Seed Potatoes	The sum of One Thousand Pounds to defray expenses incurred in providing Seed Potatoes for the Poor.
Land Act	The sum of Six Hundred Pounds towards payment of the expenses of carrying out the provisions of the Land Act.
Coroners	The sum of One Hundred Pounds towards defraying the expenses of Coroners.
Election Expenses	The sum of One Hundred and Fifty Pounds towards the payment of Election Expenses.
Roads & Bridges	The sum of Two Hundred and Fifty Pounds to defray the general expenses of Repairing Roads and Bridges.
Quarantine Act	The sum of Fourteen Hundred and Fifty-six Pounds Four Shillings and Two Pence, to defray expenses incurred under the Quarantine Act and in constructing Drains for the promotion of the health of St. John's.
Auditing Public Accounts	The sum of Three Hundred Pounds, to the Auditors of the Public Accounts, for Auditing the same for the Years Eighteen Hundred and Fifty Three, and Eighteen Hundred and Fifty Four.
Sub-Collector Carbonear	The Sum of Twenty-five Pounds to Donald Bethune, Sub-Collector at Carbonear, as a gratuity in addition to his salary.
ditto Fogo	The Sum of Twenty-five Pounds to James M. Winter, Sub-Collector at Fogo, as a gratuity in addition to his annual salary.
ditto Greenspond	The Sum of Twenty-five Pounds to Lorenzo Moore, Sub-Collector at Greenspond, as a gratuity in addition to his annual salary.
Insurance of Public Buildings.	The sum of One Hundred and Seventy Four Pounds and Nineteen Shillings, to defray the expenses of Insuring the Public Buildings.
Sub-Collector Harbor Grace	The sum of Eighty Four Pounds, Seven Shillings and Six Pence, to Earle Brown, Sub-Collector at Harbor Grace, for his Salary from the First of January last to the Twenty-first of July following.
Delegation	The sum of Three Hundred and Fifty Pounds, to defray the expenses of the Delegation from the House of Assembly, in its last Session, to the Imperial Government, in the latter part of the Year Eighteen Hundred and Fifty Four, and during the Winter of Eighteen Hundred and Fifty Five.
Roads & Bridges at Bonavista	The sum of Twenty Pounds Seven Shillings and Four Pence to the Commissioners of Roads and Bridges in Bonavista.
Public Wharf at Harbor Grace	The sum of Two Hundred and Nine Pounds, Nineteen Shillings and Ten pence, towards the Construction of the Public Wharf at Harbor Grace.
F. B. T Carter	The sum of Twenty One Pounds, to Frederick B. T. Carter, to defray his expenses as the Acting Assistant Judge of the Supreme Court, on Harbor Grace Circuit, in Eighteen Hundred and Fifty Four.
Agricultural Show	The sum of Thirty Pounds towards the payment of the expenses of the Agricultural Show in St John's.
Post Office Stamps	The sum of One Hundred Pounds to purchase Post-Office Stamps for this Island.
Indemnifying the Governor for monies advanced for Relief of Poor.	The Sum of Eight Thousand Eight Hundred and Sixty Three Pounds, Seven Shillings and Seven Pence, towards indemnifying the Governor for Monies advanced out of the Public Funds of this Colony during the past year for the Relief of the Poor.

The sum of Seven Hundred and Sixty Pounds towards indemnifying the Governor for Money advanced by him out of the Public Funds of this Colony for the General Repair of Roads and Bridges.

Indemnifying the Governor for money advanced for Roads.

II.—The Monies hereinbefore granted shall be paid by the Receiver General, in discharge of such Warrants as may, from time to time, be drawn by the Governor for the purposes of this Act; and it shall not be lawful for the Receiver General to pay any Monies out of the Public Funds of this Colony other than such as are granted by this Act, or some other Act of the Legislature thereof: Provided, that any Sums of Money advanced by the Government of this Colony on account of any of the foregoing appropriations shall be deducted therefrom.

Monies Granted to be paid under Warrant from the Governor.

THE HISTORY OF THE UNITED STATES

The history of the United States is a story of growth, struggle, and achievement. From the first European settlers to the present day, the nation has evolved through various challenges and triumphs. The early years were marked by exploration and the establishment of colonies. The American Revolution led to the birth of a new nation, and the subsequent decades saw the expansion of territory and the development of a unique American identity. The Civil War was a pivotal moment in the nation's history, leading to the abolition of slavery and the strengthening of the federal government. The 20th century brought significant social and economic changes, including the rise of the industrial revolution, the Great Depression, and the civil rights movement. Today, the United States continues to shape the world through its leadership in science, technology, and international relations.



ANNO DECIMO OCTAVO ET DECIMO NONO

VICTORIÆ REGINÆ.

CAP. XXI.

***AN ACT to Provide for the Contingent Expenses
of the Legislature, during the Present Session.***

[Passed 4th August, 1855.]

WHEREAS it is expedient to provide for the Contingent Expenses of the Legislature of this Colony during the present Session : Preamble.

Be it therefore enacted by the Governor, Legislative Council and Assembly, of Newfoundland, as follows :—

That from and out of such Monies as shall from time to time remain in the hands of the Receiver General, and unappropriated, there be granted to Her Majesty the Sum of Five Thousand One Hundred and Forty Seven Pounds Nine Shillings and Two Pence, to be applied towards remunerating the Officers of the Legislature for their services, and towards defraying the Contingent Expenses of Her Majesty's Council and the House of Assembly, during the present Session, as follows :—

£5 147 9s. 2d,
granted to defray
the Contingent
Expenses of the
Legislature.

The Clerk of Her Majesty's Legislative Council for his services during the present Session, One Hundred and Fifty Pounds. Clerk of Council

The Master in Chancery attending Her Majesty's Legislative Council, for his services during the present Session, One Hundred and Twenty-Five Pounds. Master in
Chancery:

The Usher of the Black Rod, for his services during the present Session, One Hundred Pounds. Usher of Black
Rod.

Robert Rodger, compensation as late Reporter, Twenty Five Pounds. Robert Rodger

The Door Keeper of Her Majesty's Legislative Council, for his services during the present Session, Fifty Pounds. Door Keeper.

Assistant Door Keeper.	The Assistant Door Keeper of Her Majesty's Legislative Council, for his services during the present Session, Twenty Pounds.
Messenger.	The Messenger, Twenty Pounds.
Publishers of Debates.	Publishing Reports of Her Majesty's Council, as follows: The Editor of the Newfoundlander, Forty Pounds. The Editor of the Courier, Forty Pounds. The Editor of the Express, Twenty Five Pounds. The Editor of the Public Ledger, Twenty Five Pounds.
Reporter of Council.	Reporting Proceedings of the Legislative Council, One Hundred and Twenty Five Pounds.
Journals.	For Printing and Binding the Journals of Her Majesty's Legislative Council the present Session, One Hundred and Twenty Pounds.
James Crowdy.	To James Crowdy, late Colonial Secretary, balance due on his Delegation, to the Home Government, Fifty Pounds.
Council Chamber	Towards Furnishing and Fitting up the Council Chamber, in addition to a former Vote, One Hundred and Fifty Pounds.
Clerks' Contingencies.	To the Clerk of Her Majesty's Legislative Council, to defray the Contingent Expenses of his Office, One Hundred and Fifty Eight Pounds, Nineteen Shillings and Eleven Pence.
Ditto of Usher of Black Rod.	To the Usher of the Black Rod, to defray the Contingent Expenses of his Office, Six Pounds Eleven Shillings and Ten Pence.
Speaker House of Assembly.	To the Speaker of the House of Assembly, for his services during the present Session, Two Hundred Pounds.
Clerk.	To the Clerk of the House of Assembly, for his services, and for Indexing and Superintending the Printing of the Journals, during the present Session, Two Hundred Pounds. To the Clerk of the House of Assembly for transmitting Copies of Journals to the Colonial Office, Twenty Five Pounds.
Clerk Assistant.	To the Clerk Assistant, for his services during the present Session, One Hundred Pounds.
Solicitor.	To the Solicitor, for his services during the present Session, One Hundred and Fifty Pounds.
Sergeant-at Arms	To the Sergeant-at Arms, for his services during the present Session, One Hundred Pounds.
Door Keeper.	To the Door Keeper of the House of Assembly, for his services during the present Session, Forty Five Pounds.
Messenger.	To the Messenger of the House of Assembly, for his services during the present Session, Forty Pounds.
Under Door Keeper.	To the Under Door Keeper of the House of Assembly, for his services during the present Session, Thirty Five Pounds.
Assistant Door Keeper.	To the Assistant Door Keeper, Messenger and Attendant, of the House of Assembly, for his services during the present Session, Fifteen Pounds.
Outer Door Keeper.	To the Outer Door Keeper, for his services during the present Session, Fifteen Pounds.
Librarian.	To the Librarian of the Legislature, Fifty Pounds.
Reporters and Publishers of Debates.	To the Reporters, and Publishers, of the Debates of the House of Assembly, for their services during the present Session, as follows: Otto Weeks, One Hundred and Fourteen Pounds. Edward Morris, Eighty Six Pounds. George Webber, Twenty Five Pounds. To the Proprietors of the Newfoundlander, Fifty Pounds. To the Proprietors of the Courier, Fifty Pounds.
Members' Pay.	To Twenty Nine Members of the House of Assembly, (Speaker not included) the sum of Fourteen Hundred and Seven Pounds, being Forty Two Pounds each for Twenty Members resident in Saint John's, and Sixty Three Pounds each for Nine Out Port Members, not resident in Saint John's, for their attendance during the present Session.

To the Proprietors of the Patriot Press, for Printing Bills and Miscellaneous Papers during the present Session, Two Hundred and Ninety Six Pounds.

Miscellaneous Printing

To the Proprietors of the Newfoundlander Newspaper, Estimate for Printing Journals and Appendix, of the House of Assembly, for the present Session, Three Hundred Pounds. Balance of last Year's Account, Forty Four Pounds Ten Shillings.

Journals

To the Clerk of the House of Assembly, to defray the Contingent Expenses of his Office, pursuant to the Report of the Select Committee of the House of Assembly upon Contingencies, One Hundred and Eleven Pounds, Three Shillings; and to defray the Contingent Expenses of the Legislative Library, Forty Seven Pounds and Five Pence.

Contingencies of Clerk

To the Sergeant at Arms, to defray the Contingent Expenses of his Office, pursuant to the Report of the Select Committee of the House of Assembly upon Contingencies, Sixty Pounds Fourteen Shillings and Four Pence.

Sergeant at Arms Contingencies

To the Chairman of Supply, Fifty Pounds.

Chairman Supply

To Richard Holden, Jr., for services during the present Session, Thirty Nine Pounds.

R Holden, Jr.

To defray the following Accounts:

Bernard Duffy for Stationery, Twenty Three Pounds Seventeen Shillings. Thomas McConnan, Thirty Eight Pounds Fourteen Shillings and Nine Pence.

Accounts

J. J. Graham, Twenty Nine Pounds Three Shillings and Two Pence.

Dicks & Brace, Binding Journals for 1854, Two Sessions, Forty Eight Pounds Sixteen Shillings and Four Pence.

Dunn & Goff, Furniture for House of Assembly, Fifty Three Pounds One Shilling and Eight Pence.

William Freeman, Twenty One Pounds Ten Shillings and One Penny.

William Coyle, Fitting up the Assembly, Twenty Three Pounds Six Shillings and Four Pence.

Saint John's and Carbonear Telegraph Company, Twenty Three Pounds and Four Pence.

Ex. J. C. A. 9/23/07