



ANNO QUINTO

# GULIELMI IV. REGIS.

(2ND SESSION.)

## CAP. I.

*An ACT for granting to His Majesty certain Duties on Articles imported into this Colony.*

[20th April, 1835.]

MAY IT PLEASE YOUR EXCELLENCY,

**WE**, His Majesty's most dutiful and loyal subjects the Commons of *Newfoundland*, in Parliament assembled, (towards raising the necessary supplies to defray His Majesty's Public Expenses in this Island, and to provide for the permanent internal improvement of the Colony,) have freely and voluntarily resolved to give and grant unto His Majesty the Duties hereinafter mentioned, and do therefore most humbly beseech Your Excellency that it may be enacted,—*And be it therefore enacted*, by the Governor, Council, and Assembly, in this present Parliament assembled, and by the authority of the same, that there be raised, levied, collected, and paid, unto His Majesty, His Heirs and Successors, the several Duties as the same are respectively set forth in figures in the Table of Duties hereinafter contained, and denominated

Preamble.

Duties imposed by this Act.

*A Table of Duties upon Goods, Wares and Merchandize (except Wines and Spirits) imported into Newfoundland and its Dependencies.*

Table.

	£	s.	d.
Beef and Pork (salted) the cwt. . . . .	0	0	9
Flour, the Barrel, not exceeding in Weight 196 Pounds	0	0	9
Oatmeal, the Barrel, not exceeding in Weight 200 Pounds . . . . .	0	0	6
Bread or Biscuit, the cwt. . . . .	0	0	3
Butter, the cwt. . . . .	0	1	6
Molasses . . . . .	Free.		
Salt . . . . .	Free.		
Implements and Materials fit and necessary for the Fisheries,—videlicet, Lines, Twines, Hooks, Nets and Seines . . . . .	Free.		

	£. s. d.
Coin and Bullion . . . . .	Free.
Apples, the Barrel . . . . .	0 0 6
Coals, the Ton . . . . .	0 0 6
Horses, Mares and Geldings, each . . . . .	0 10 0
Neat Cattle, each . . . . .	0 5 0
Calves . . . . .	Free.
Sheep, each . . . . .	0 0 6
Hogs, each . . . . .	0 0 6
Lumber, one inch thick, the Thousand Feet . . . . .	0 1 0
Ton Timber, and Balk, of all kinds, including Scantling, the Ton . . . . .	0 0 6
Shingles, the Thousand . . . . .	0 0 4
Goods, Wares, and Merchandise, (except Wines and Spirits) not otherwise enumerated, described, or charged with Duty in this Act, and not herein declared to be Duty Free, for every £100 of the true value thereof . . . . .	2 10 0

Duties to be paid by Importers.

All which Duties shall be paid by the Importer or Importers of such Articles to the Collector or Sub-Collectors of His Majesty's Customs, and shall be collected and secured by the means, and under the regulations and penalties, and in the way and manner, hereinafter provided.

Timber, Lumber, &c. previous to entry to be measured as required by Law.

II.—*And be it further enacted*, that upon the Entry of any Timber, Lumber, or Shingles, subject to Duty by this Act, and which may hereafter be imported into this Island or its Dependencies, the Master or Commander of the Vessel in which such Timber, Lumber or Shingles, may have been imported, shall, before such Vessel shall be cleared at the Customs, produce to the Collector or Sub-Collectors respectively, a certificate from some one of the sworn Surveyors of Lumber appointed by Law, of the true measurement and contents of such Timber, Lumber, or Shingles, respectively.

Duties hereby imposed to be in addition to those previously existing.

III.—*And be it further enacted*, that the said Duties shall be raised, levied, and exacted, on all such Goods, Wares, and Merchandise, over and above, and in addition to, the Duty or Duties now raised, levied, or collected on the same articles, under and by virtue of an Act of the Imperial Parliament passed in the third and fourth years of the Reign of His present Majesty King William the Fourth, intituled "An Act to regulate the Trade of the British Possessions abroad," and over and above and in addition to any Duty or Duties now raised, levied, or collected on the same, under or by virtue of any other Act or Acts of the Imperial Parliament: and that nothing in this Act contained shall reduce or lessen, or be construed to reduce or lessen, the amount of any such Duty or Duties now received or receivable under the said Acts of the Imperial Parliament, or any of them.

Duties to be in Sterling, and according to Imperial Weights and Measures of July 1825.

IV.—*And be it further enacted*, that all sums of Money granted or imposed by this Act, either as Duties, Penalties, or Forfeitures, shall be deemed and are hereby declared to be Sterling Money of Great Britain, and that all such Duties shall be paid and received according to British Weights and Measures in use on the Sixth day of July One Thousand Eight Hundred and Twenty-five, 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.

V.—*And be it further enacted*, that the produce of the Duties received by the means and powers of this Act, shall be accounted for

and paid Quarterly by the Collector or Sub-Collectors of His Majesty's Customs into the hands of the Treasurer or Receiver-General of this Island, or other proper Officer authorized to receive the same, to be applied to such uses as shall be directed by the Legislature of this Island of Newfoundland.

Duties to be paid over to Colonial Treasurer quarterly.

VI.—*And be it further enacted*, that all Ships and Vessels arriving at any Port, Harbor, Roadstead, or Cove, in this Island or its Dependencies, having on board any Goods, Wares or Merchandize, and the Masters, Owners, Consignees and Importers of the same, respectively, shall be under and subject and be liable to the same Rules, Regulations, Forms, and Restrictions, as are expressed and contained in an Act passed in the Imperial Parliament in the third and fourth years of the Reign of His present Majesty King William the Fourth, intituled "An Act to regulate the Trade of the British Possessions abroad," in respect to the report and entry of such Vessels and their Cargoes with the Collector of His Majesty's Customs, or the Sub-Collectors, as aforesaid, both inwards and outwards, the entry of Goods comprising any of the said Articles to be laden or unladen, the payment of all Duties and Dues, the Entry Inwards of such Goods by Bill of Sight, the Regulations made and provided in case the Importer of any Goods subject to Duty under this Act should refuse to Enter the same and pay the Duties thereon, the validity of any Entry made, the Fines, Penalties and Forfeitures imposed or incurred on a breach of any and of all such Regulations, the mode and manner of prosecuting for and recovering any such Penalties or Forfeitures, and all Enactments, Rules, and Regulations contained in the said Act of the Imperial Parliament; all which shall be in full force and operation, and shall be used and applied to fulfil the intents and purposes of this Act, so far as the same are applicable to this Island and its Dependencies, and not repugnant to any of the provisions of this Act, as fully and absolutely, to all intents and purposes, as if the same were fully detailed, contained, and re-enacted herein: *Provided nevertheless*, that the said Imperial Act shall not extend to annul, restrain, or restrict, or be deemed to extend to annul, restrain, or restrict, the operation and effect of any of the Sections, Clauses, or Provisions of this Act, in reference to the Colonial Duties imposed on any of the said Articles, the Rules or Regulations under which the same are prescribed to be collected, or the Fines, Forfeitures, and Penalties herein imposed, anything herein contained to the contrary thereof notwithstanding.

Same forms of entry &c. to be observed as directed by 3 & 4 Wm. 4, Cap. 59.

Proviso.

VII.—*And be it further enacted*, that in all cases of Goods entered for Duty, and chargeable to pay Colonial Duty according to the Tale, Guage, Measure, or Weight thereof, such Tale, Guage, Measure, or Weight, shall be stated in the Entry; and if the Goods in such Entry be charged to pay Duty according to the Value thereof, such Value shall be stated in the Entry, and shall be affirmed by the declaration of the Importer, or his known Agent, written upon the Entry and attested by his signature; and if any Person make such declaration, not being the Importer or Proprietor of such Goods, nor his Agent duly authorized by him, such Person shall forfeit the sum of One Hundred Pounds; and such declaration shall be made in manner and form following, and shall be binding on the Person by or in behalf of whom the same shall be made—(that is to say)—

Value of Goods imported to be stated in the entry.

Penalty on persons making entry without being duly authorized.

I, A. B., do hereby 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 I do now tender the same for

Form of declaration of Value.

all Duties. Witness my Hand the                      day of  
One Thousand Eight Hundred and Thirty

The above Declaration signed }  
the        day of        A. D. 183    ,  
in the presence of

C. D. (Collector.)

Importers may be  
examined on Oath  
as to the true value  
of Goods.

8th.—*And be it further enacted*, that at the time of entering such Goods, Wares or Merchandize, the Importer thereof, or his known Agent, shall, if required by the Collector or Sub-Collector of His Majesty's Customs respectively, 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 Collector or Sub-Collector of His Majesty's Customs, who are hereby respectively authorized to administer such oath: and in case of failure or refusal to produce such Invoice, (unless there be no such 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: *Provided always*, that if such Articles be charged with Imperial Duties, and have been valued according to the provisions of the Imperial Act, such valuation shall be accepted as the true value for paying or securing the Colonial Duties thereon.

Penalty.

Proviso.

Goods under-valued  
may be detained and  
sold.

IX.—*And be it further enacted*, that if, upon examination, it shall appear to the Collector or Sub-Collector of His Majesty's Customs, Landing Waiter, or Guager, that such articles are not valued according to the true value thereof, it shall be lawful for such Collector, or other Person, 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 Collector or other Person shall thereupon, in any such cases, 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 such Sale shall exceed the sums so paid, and all charges incurred by the Crown, One Moiety of the overplus shall be given for the Officer or Officers who had detained and taken such articles; and the Money detained for the benefit of the Crown shall be paid to the Treasurer or Receiver General of this Island, or other proper Officer authorized to receive the same, to be applied to the Public Uses of this Colony, as the Legislature shall direct.

Appropriation of  
proceeds.

Duties not amount-  
ing to £25, to be  
paid immediately—  
above that amount  
Bond to be taken  
payable in three  
months.

X.—*And be it further enacted*, that in all cases when the Duty imposed by this Act shall not amount to more than Twenty-five Pounds, the Collector or Sub-Collector of His Majesty's Customs shall forthwith collect the same before granting his Warrant for the removal of the article so imported; and in case such Duty shall amount to more than Twenty-five Pounds, then such Collector or Sub-Collector shall be at liberty to secure the said Duties by taking Bond from the Importer, Owner, or Consignee, to His Majesty, his Heirs and Successors, with two sufficient Sureties for the payment of the Rates and Duties hereinbefore mentioned, in manner following; that is to say, in Three Months from the date of such Bond.

Allows Drawback  
on Exportation of  
Muscovado Sugar.

XI.—*And be it further enacted*, that there shall be allowed, on the Exportation of Muscovado Sugar from this Island of Newfoundland to the United Kingdom, or to any other British Possession, or to any Foreign Port or Place, a Drawback of the full Duties which shall

have been paid under this Act upon the Importation thereof into Newfoundland, provided proof be made to the satisfaction of the Collector of His Majesty's Customs, or other proper Officer authorized to collect the Colonial Revenue in this Island, that such Sugar had been duly Imported into the United Kingdom, or such other British Possession, or into such Foreign Port or Place, by a Certificate under the hands of the Collector and Comptroller of the Customs at such Port in the United Kingdom or in such 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 at such place, then under the hands and seals of two well-known Merchants, of the actual and due landing of such Sugar at such Port in the United Kingdom, or such British Possession, or such Foreign Port or Place, respectively: *Provided always*, that no Drawback shall be allowed upon any such Sugar unless the same shall be exported in Boats or Vessels exceeding in burthen Sixty Tons Registered Tonnage, and be claimed within One Year from the day of such Shipment: *Provided nevertheless*, that the aforesaid Collector, or other proper Officer, is hereby authorized to allow a further time for the production of such Certificate, on reasonable cause.

Proviso.

XII.—*And be it further enacted*, that in case any Goods, Ships, Vessels, or Boats, shall be seized as forfeitures, or detained as undervalued, under this or any Colonial Law, it shall and may be lawful for the Governor, Lieutenant Governor, or Person Administering the Government of this Island, for the time being, by and with the advice and consent of His Majesty's Council, to order the same to be restored, in such manner and on such terms and conditions as he shall think fit to direct; and if the Proprietor of the same shall accept the terms and conditions prescribed by the said Governor, Lieutenant-Governor, or Person Administering the Government, by and with the advice and consent aforesaid, he or they shall not have or maintain any Action for recompense or damage on account of such seizure or detention, and the person making such seizure shall not proceed in any manner for Condemnation.

Governor may order Goods &c., seized or detained to be restored.

XIII.—*And be it further enacted*, that it shall be lawful for the Governor, Lieutenant-Governor, or Person Administering the Government of this Island, to nominate One Member from the Council and Two Members from the Assembly, who shall constitute a Board of Audit, and who shall have power to Audit the Accounts of the Receivers of the Duties imposed by this Act, and finally to settle and close the Accounts of such Receivers: *Provided always*, that such Accounts so Audited shall be laid before the Legislature, in each Session, within One Month from the commencement thereof.

Governor to appoint a Board to Audit accounts of Receivers of Duties imposed by this Act.

XIV.—*And be it further enacted*, that this Act shall continue and be in force for Two Years, and no longer.

Limitation.





ANNO QUINTO

# GULIELMI IV. REGIS.

(2ND SESSION.)

## CAP. II.

*An ACT to amend the Law of Attachment, and to facilitate the recovery of Debts from absent or absconding Debtors.*

[8th May, 1835.]

**W**HEREAS it is deemed expedient to amend the Law of Attachment, and to make further provision for the recovery of Debts from absent or absconding Debtors: *Be it therefore enacted*, by the Governor, Council, and Assembly of Newfoundland, in Parliament assembled, and by the authority of the same, that in all Actions at Law, or Suits in Equity, which may hereafter be brought or which are now depending in the Supreme Court or in either of the Circuit Courts of this Colony, in which the Plaintiff shall have proceeded by Attachment of the Lands, Goods, Debts, or Effects of the Defendant or Defendants, and a copy of the Writ or other Process, and of the Plaintiff's Declaration or Bill of Complaint, with a notice of the intent and meaning of the service of such Process, shall have been duly served upon such Defendant or Defendants, his, her, or their constituted Attorney, or upon the Agent of such Defendant or Defendants as shall have a House of Trade in this Island or its Dependencies conducted by such Agent, if such Defendant or Defendants shall not appear and plead thereto within Six Days after the return thereof, the Plaintiff or Plaintiffs in such Action or Suit shall be at liberty to enter an appearance for such Defendant or Defendants, and to proceed thereon as if such Defendant or Defendants had entered his, her or their appearance in Person, provided the Writ or other Process, with an affidavit of the service thereof, and the original Declaration or Bill of Complaint, shall have been duly returned and filed: *Provided also*, that in any Action or Suit now depending, it shall be deemed a sufficient service of the copy of such Writ or other Process, Declaration, or Bill of Complaint, or Notice, if the same be served and filed on or before the first day of the Term which next after the passing of this Act shall be held of the Court in which such Action or Suit may be depending.

Preamble.

In actions by Attachment, where no appearance is made by Defendant within Six Days, the Plaintiff may enter an appearance, and proceed as if the Defendant had appeared in Person.

Proviso.

Proceedings in cases of absent or non-resident Debtors.

II.—*And be it further enacted*, that in all Actions or Suits wherein Process of Attachment shall be issued against the Lands, Goods, Debts or Effects of any Person or Persons who shall be absent from this Colony or not resident therein, and not having therein any known Agent or Attorney as aforesaid, a copy of such Process shall be left at the last place of abode in this Colony of such Person or Persons Defendant, or shall be served upon the Person or Persons in whose custody or possession such Lands, Goods or Effects may be, or from whom such Debts may be due to such Defendant or Defendants; and if such Defendant or Defendants shall not duly enter or cause to be entered an Appearance to such Action or Suit, then it shall and may be lawful for the Court wherein such Action or Suit shall be depending, to make such order for the Sale of the Lands, Goods and Effects, and for the collection of the Debts so attached, as the said Courts respectively shall deem meet, and to direct the Monies arising or accruing under such order to be paid into Court, there to abide the further direction of the said Courts respectively.

Debts of absent persons may be ordered to be paid out of any Monies lodged in Court belonging to such Defendant.

III.—*And be it further enacted*, that so soon as the Plaintiff or Plaintiffs in such Action or Suit shall have made it appear to the satisfaction of the Court wherein the same shall be depending, that all reasonable means have been used to discover the place of residence of such absent Debtor or Debtors, and to apprise him, her or them, of such Action or Suit having been so instituted as aforesaid, it shall and may be lawful for the said Court to order the Sum proved to the said Court by Affidavit to be due and owing to the Plaintiff or Plaintiffs from such Defendant or Defendants in such Suit, to be paid to such Plaintiff or Plaintiffs, in satisfaction thereof; out of any Monies remaining in the said Court belonging to such Defendant or Defendants, together with the Costs to be taxed; *Provided always*, that no such Money shall be paid to any such Plaintiff or Plaintiffs until security shall have been given, to the satisfaction of the said Court, to refund the whole or any part thereof, as the said Court shall direct, in case the Defendant or Defendants in such Action or Suit shall appear thereto at any time within twelve months from the return of the Writ or other Process, and proceed to the trial of the merits of the said Action or Suit.

Proviso.

Where the Defendant might have appeared, the Plaintiff may enter an appearance, and proceed to Judgment, as in other cases of Attachment.

IV.—*And be it further enacted*, that so soon after the return of the Writ or other Process as it shall be made to appear to the satisfaction of the Court in which such Action or Suit may be depending, that such Defendant or Defendants, has or have been apprised of the institution of any such Action or Suit, and the said Court shall be of opinion that the Defendant or Defendants could reasonably have appeared thereto, the Plaintiff or Plaintiffs shall be at liberty to enter an appearance for such Defendant or Defendants, and proceed to Judgment therein, as in other cases of Attachment.

Same proceedings by attachment in Debts exceeding 40s. as in those exceeding £10.

V.—*And be it further enacted*, that in any Action at Law which may hereafter be brought in the said Supreme and Circuit Courts respectively, when the Debt due shall amount to Forty Shillings, Sterling Money, and shall be sworn to, in an Affidavit made by the Plaintiff or Plaintiffs, or his, her or their lawful Attorney, then the Defendant or Defendants shall be made to appear by Attachment of his, her or their Goods, Debts and Effects, and the like proceedings shall be had therein as in cases where the Debt exceeds Ten Pounds.

Proceedings in cases where the Goods &c. under Attachment shall be of a perishable nature.

VI.—*And be it further enacted*, that when the Goods or Effects attached under any Process of the said Supreme or Circuit Courts respectively, shall be of a perishable nature, and good and sufficient Bail to satisfy the Judgment, Order or Decree of the said Court shall not

have been put in by the Defendant or Defendants in such Action or Suit, it shall and may be lawful for such Court respectively, or for any Judge of the Supreme Court, in vacation, on the petition or application of the Plaintiff or Defendant, to make order for the immediate appraisement and sale of such perishable Goods or Effects, or a sufficiency thereof to satisfy the Debt and Costs, and to order payment of the proceeds thereof into Court, to abide the further order, judgment or decree of the Court in such Action or Suit.

VII.—*And be it further enacted*, that so often as any Debt or Sum of Money due to the Defendant or Defendants in any Action or Suit to be brought in either of the said Courts, shall be attached in the hands of any third Person, and also in causes now depending in which such Attachment has already been made, such Sum or Sums of Money so attached shall be paid into Court to abide the order, judgment or decree of the said Court; and that for the purpose of ascertaining the amount due from such Person or Persons to the Defendant or Defendants, it shall be lawful for such Courts respectively to Summon such Person or Persons to appear before them, and to examine him, her or them upon oath, and to make order for the payment of such Monies into Court.

Money attached in the hands of third persons to be paid into Court to abide Judgment.

VIII.—*And be it further enacted*, that in all cases where any Lands or Tenements, or the interest of any Person or Persons in such Lands or Tenements, shall be attached by virtue of any Process of the said Courts respectively, the Rents, Profits or Annuities to which such Person or Persons may be entitled from such Lands or Tenements, whether then in arrear or thereafter to grow due until final Judgment, (or so much thereof as shall be sufficient to satisfy the Plaintiff's demand with reasonable costs) shall be paid to the Sheriff to abide the order, judgment or decree of the said Court: and if after due notice of such Attachment, the Lessee, Tenant or other Person from whom such Rents, Profits or Annuities shall so be or become due, shall pay the same or any part thereof to any other Person than such Sheriff or the Plaintiff or Plaintiffs in such Action, it shall and may be lawful for the said Sheriff to levy the same by a Distress and Sale of the Goods and Chattels of such Lessee, Tenant or other Person, whether the same shall be found on the Premises or elsewhere, and to hold the proceeds of such Sale subject to the order of the Court issuing such Attachment.

Attachment of Lands, Rents, &c.





ANNO QUINTO

# GULIELMI IV. REGIS.

(2ND SESSION.)

## CAP. III.

*An ACT for preventing the taking and using of  
Caplin for Manure.*

[8th May, 1835.]

**W**HEREAS the catching and taking of the Fish called Caplin, in large quantities, for the purpose of using the same as Manure, is deemed to be greatly injurious to the Fisheries: *Be it therefore enacted*, by the Governor, Council, and Assembly of Newfoundland, in Parliament assembled, and by the authority of the same, that from and after the passing of this Act no Persons or Person whomsoever shall haul, catch, or take any quantity of the Fish called Caplin, or of the Spawn thereof, for the purpose of using such Caplin, or any part thereof, for Manure, nor shall any quantity of Caplin, or Spawn thereof, so caught and taken, be used or applied for the purposes of Manure, nor for any Agricultural purpose whatsoever; and each and every Person who shall haul, catch or take, or cause to be hauled, caught or taken, any Caplin or Spawn thereof, for any of the purposes aforesaid, and each and every Person who shall on any pretence whatsoever use or apply, or cause to be used or applied, any quantity of such Caplin, or of the Spawn thereof, as aforesaid, for Manure, or for any Agricultural purpose whatsoever, shall, for each and every offence, on conviction, forfeit and pay to our Sovereign Lord the King, his Heirs and Successors, a penalty not exceeding One Pound sterling for the first offence, nor Five Pounds sterling for any subsequent offence.

II.—*And be it further enacted*, that all Fines and Penalties incurred under this Act shall and may be sued for and recovered in a summary way before any two or more Justices of Peace, or in any Court of Record in the Colony, and shall on recovery be paid One Moiety to the Person who shall inform and sue for the same, and the other half into the hands of the Treasurer of this Colony, to abide such appropriation as the Legislature of the Colony shall from time to time make thereof.

III.—*And be it further enacted*, that this Act shall continue and be in force for the period of Two Years, and from thence until the end of the then next Session of the Parliament of this Colony, and no longer.





ANNO QUINTO

# GULIELMI IV. REGIS.

(2ND SESSION.)

## CAP. IV.

### *An ACT for the protection of the Breeding of Hares and Wild-fowl.*

[8th May, 1835.]

**W**HEREAS in times past Wild-fowl of various species and in vast numbers abounded upon the shores and coasts of this Island and its Dependencies, affording to the poor Inhabitants of this Colony, more especially in seasons of scarcity and want, ample and ready means of wholesome sustenance; but in consequence of the extensive traffic of late years carried on in the Eggs of the aforesaid Wild-fowl, such great quantities of the said Eggs have been destroyed and taken away, that the numbers of the said Wild-fowl are very greatly decreased, and it is feared that the brood thereof will soon be utterly exterminated, to the serious detriment of the Inhabitants of this Colony, unless speedy measures be adopted for suppressing the evil practices aforesaid:—For remedy thereof, *Be it therefore enacted*, by the Governor, Council, and Assembly of Newfoundland, in Parliament assembled, and by the authority of the same, that from and after the expiration of One Month from the passing of this Act, no Person or Persons whomsoever shall, within this Island or its Dependencies, break or destroy, or use, take, or carry away, or sell, or expose to sale, any of the Eggs of the various species of Wild-fowl which resort to and frequent the Shores, Coasts, or other parts of this Island, or of the Islands or Dependencies within the Government thereof, nor by any ways or means whatsoever, remove, kill, destroy or disturb any of the said Sea-Birds or Wild-fowl during the time of their breeding: And all and every Person and Persons who shall on any pretence whatsoever use, break, destroy, remove and carry away, sell or expose for sale, or have in his, or their custody or possession, any of the Eggs of the aforesaid Sea-Birds or Wild-fowl, or shall by any ways or means whatsoever remove, kill, destroy or disturb any of the said Sea-Birds or Wild-fowl, during the time of their breeding, that is to say, between the Tenth day of May and the First day of September in each year, shall, for each and every such offence, forfeit and pay to our Sovereign Lord the King, his Heirs and Successors, a sum not less than Ten Shillings nor more than Fifty Pounds sterling.

Preamble.

Commencement of Act.

Eggs of Wild-fowl, prohibited to be taken or destroyed;

and the Wild-fowl, during their breeding season.

Penalty.

Hares and Partridges not to be taken or killed between 20th April and 20th August.

II.—And whereas it is necessary that measures be adopted for the preservation of Hares, and of the several species of Birds or Fowl usually called Partridges, during the time of their Breeding: *Be it further enacted*, by the authority aforesaid, that from and after the expiration of One Month from the passing of this Act, no Person or Persons whomsoever shall, on any pretence whatsoever, kill any Hare or Partridge within this Island or its Dependencies, from the Twentieth day of April, until the Twentieth day of August, in any Year.

Penalty.

III.—*And be it further enacted*, that every Person who shall kill or destroy, or sell or expose to sale, or who shall buy or cause to be bought, any Hare or Partridge, within the respective times hereinbefore mentioned, shall, for every Hare or Partridge killed, destroyed, sold, or exposed to sale, forfeit and pay to our Sovereign Lord the King, his Heirs and Successors, the sum of Ten Shillings sterling.

Recovery and application of Penalties.

IV.—*And be it further enacted*, that all Fines and Forfeitures incurred under this Act, shall and may be sued for and recovered on the Oath of one or more credible Witness or Witnesses, or by the confession of the party before any one of His Majesty's Justices of the Peace, for any of the Districts of this Island, and shall be levied with Costs on the Goods and Chattels of the Offender, and be paid to the Informer: *Provided always*, that all Informations and Prosecutions for any of the above Offences, shall be made and commenced within Three Months after any such Fine or Forfeiture shall have been incurred.

Information to be lodged within three months.

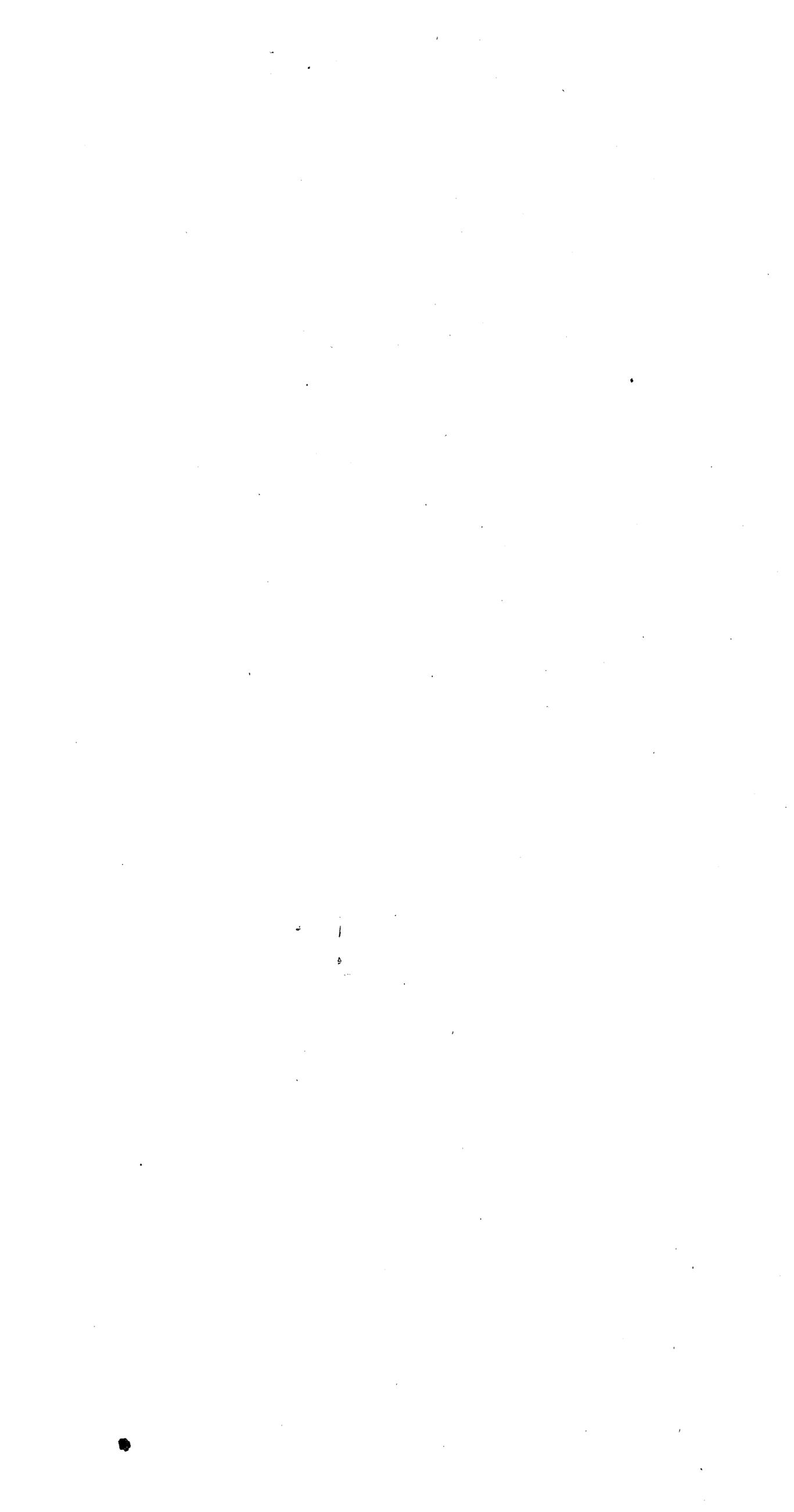
Act not to extend to poor settlers killing game for their own use.

V.—*And be it further enacted*, that nothing in this Act shall extend, or be construed to extend, to any poor Settler who shall kill any Hare or Partridge, within the times hereinbefore mentioned, for his own use.

Limitation.

VI.—*And be it further enacted*, that this Act shall continue and be in force for the period of Five Years, and from thence until the end of the then next Session of the Parliament of this Colony.







ANNO QUINTO

# GULIELMI IV. REGIS.

(2ND SESSION.)

## CAP. V.

*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."*

[8th May, 1835.]

**W**HEREAS it is expedient to alter and amend an Act passed in the second Session of the present Parliament of this Island, entitled "An Act to regulate the making and repairing of Roads and Highways in this Island:"

Preamble.

*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, in Parliament assembled, and by the authority of the same, that the first, second, eighth, eleventh, twelfth, thirteenth, fifteenth, sixteenth, twenty-first, twenty-fifth and twenty-eighth sections of the said Act, be, and the same are, hereby repealed.

Repeals § 1, 2, 8, 11, 12, 13, 15, 16, 21, 25 & 28, of 4th Wm. 4, Sess. 2, Cap. 6.

II.—*And be it further enacted*, that every Person not being a hired Servant or common Laborer, who shall occupy a Dwelling-House within any District of Newfoundland as Owner or Tenant thereof, and not keeping any Horse or Team, as hereinafter mentioned, shall be liable to work on the Roads, Streets or Lanes in this Island, Six Days: and every Person who shall keep any Carriage, Cart, Truck, Team, Horse or Oxen, shall be liable in like manner to work on the said Roads, Streets or Lanes, Four Days, with one Cart, Team, or Truck, to be drawn by Two Horses, or Oxen, and One able-bodied Man, if such Person keep more than One Horse or Ox, and if but one, then by One Horse and One able Man; and every Inhabitant between the Age of Sixteen and Fifty, not being the Owner or Occupier of a Dwelling-House as aforesaid, or not keeping any Horse or Team, shall be liable to work in like manner for Two Days; and every common Labourer, or hired Servant, occupying such Dwelling-House, shall be liable to Work in like manner for Four Days, within the District wherein he shall reside: *Provided always*, that no Person shall be compellable to work more than Eight Hours each Day.

Fixes the Labour to be performed under this Act by—Occupiers of Dwelling-Houses, not being hired Servants, 6 days in each Year. Persons keeping Carts, Horses, &c. 4 Days.

Inhabitants between the ages of 15 & 50, not keeping horses or occupying Houses, 2 Days. Servants or laborers occupying houses, 4 days.

Proviso.

Persons liable to perform Statute Labour may compound for the same.

Composition if not paid in ten days after demand may be levied by distress.

Governor to appoint five Commissioners for the purposes of this Act in the Central District.

In the other districts Justices of Peace to form a Board of Commissioners.

Boards of Commissioners to appoint persons to serve as Road Surveyors.

Surveyors to make returns of persons liable to perform Statute Labour.

Penalty for knowingly omitting any name in such returns.

III.—*And be it further enacted*, that any Person liable to perform Statute Labour on the Highways, as aforesaid, may compound for such Labour at the rate of Two Shillings and Six Pence, per diem, for Manual Labour, and Eight Shillings Sterling, per diem, for a Two Horse Cart or Carriage; and Six Shillings Sterling, per diem, for any other Cart or Carriage; and that every Person who shall neglect to attend and perform the Labour required of him by this Act at the time and place of which he shall be notified by the Road Surveyor, shall be taken to have made his Election to compound for the whole of his Road Duty then remaining unperformed for that Year, and shall be liable to pay the amount of such composition upon demand by the Road Surveyor of his Division, or any Person appointed by him to collect the same; and if the same, or any part thereof, shall remain behind and unpaid for the space of Ten Days after demand shall have been made as aforesaid, the said Road Surveyor shall levy the same by Distress and Sale of the Goods and Chattels of the party, and shall make return thereof to the Commissioners of Roads by whom he shall have been appointed, who shall have power to direct in what manner the same shall be expended in furtherance of the objects of this Act.

IV.—*And be it further enacted*, that it shall and may be lawful for the Governor, Lieutenant Governor, or Person administering the Government for the time being, by and with the advice and consent of His Majesty's Council, to nominate and appoint, by an Instrument under the Great Seal, during His Majesty's pleasure, Five Commissioners of Roads, any three of whom shall be a Quorum, who shall constitute and form a Board of Commissioners for the Central District; and, as occasion shall require, in like manner to nominate and appoint others to fill such vacancies as shall from time to time occur by the death, resignation or removal of any one or more of the said Commissioners: and that in the other Districts of this Colony, any two or more Justices of the Peace, residing within Twenty Miles of any settlement where Statute Labour is hereby required to be performed, upon public notice being given of their intention so to do, may meet and form a Board of Commissioners of Roads, for the Settlements which may fall within their jurisdiction as aforesaid, and which Board shall thereafter consist of all such Justices as shall be resident within the jurisdiction aforesaid, and two of whom shall constitute a Quorum; which Boards shall respectively keep a detailed Record of all their orders, appointments, removals, and other proceedings, with the names of the Members present upon each occasion of their Meeting.

V.—*And be it further enacted*, that the said Boards of Commissioners respectively, shall, during the First Week in the Month of June in each Year, nominate and appoint such and so many Persons as they shall deem necessary, for Road Surveyors for such Divisions, Settlements, or places, as they shall prescribe, within their Divisions, and shall from time to time give them such directions as they shall think proper, touching the time and place and manner of performing any part of their duty, and laying out the labor to be performed under their superintendance, which directions the said Surveyors are hereby required to obey.

VI.—*And be it further enacted*, that each Road Surveyor so appointed, shall, within the time assigned to him for that purpose by the Board of Commissioners by whom he shall have been appointed, return to them an accurate List of all Persons within his Division who shall be liable to do Statute Labor, and of the number of Days' Labour which such Persons shall be liable to perform, according to the Provisions of this Act; and if he shall knowingly omit any name therefrom,

which ought to be inserted therein, or after notice of such omission, shall neglect to return and add such name thereto, such Surveyor shall be liable to pay the composition for such Labor which the Person or Persons whose names shall have been omitted would have been required to pay, should he or they have neglected to perform his or their Labor as hereinbefore mentioned: *Provided always*, that any such Road Surveyor shall be at liberty to employ any of the Persons liable to perform Statute Labor within his Division, to assist him in taking such List, and whose time so necessarily occupied, shall be deducted from the number of Days' Work which he may be liable to perform, and that no Road Surveyor shall be liable to perform Statute Labour, in addition to his fulfilling the Duties of such Surveyor.

VII.—*And be it further enacted*, that every Person who shall be careless or negligent in the performance of his Duty, as such Road Surveyor, shall be dismissed from his Office of Road Surveyor, by the Board who appointed him, if they shall deem it proper so to do, whereupon he shall pay a fine of Forty Shillings Sterling, and another Person shall be forthwith appointed in his place, who shall be forthwith appointed in his place, who shall levy such fine by Distress and Sale of his Goods and Chattels, unless the same be paid within Ten Days after notice of his dismissal.

VIII.—*And be it further enacted*, that it shall and may be lawful for the said Board of Commissioners for the Central District, to appoint annually One Road Surveyor, for the Town of Saint John's, at a yearly salary of not more than Seventy-Five Pounds Sterling, to be paid out of the Fines and Composition Money levied and collected within the said Town, which Road Surveyor shall have the like power and authority, and be subject to the same provisions and penalties, as any other Surveyor appointed under this Act.

IX.—*And be it further enacted*, that the several Boards of Commissioners shall have full power and authority to make such orders as they shall from time to time deem expedient, for altering, widening, or shutting up any old Road or Lane, or for opening any new one so as such alteration shall not occasion the removal of any Dwelling-House or other Building which cannot be conveniently removed without destroying the same, and which shall be valued at a Sum over Ten Pounds Sterling; and shall also have power to order any part of the Statute Labor, for the division where such alteration shall be directed to be made, to be employed in removing any House or Building which may lawfully be removed, and in rebuilding the same in such other adjacent situation on the Land of the Owner or Occupier thereof, as the said Commissioners shall think proper, and as the Occupier of such House or Building shall designate and approve of.

X.—*And be it further enacted*, that if any Person shall conceive himself or herself to be injured, or prejudiced, by any such alteration as aforesaid, the Commissioners who shall have ordered the same to be made, shall appoint One Arbitrator, and the Person complaining shall appoint another, who, with the Road Surveyor, shall hear and determine the matter, and award such Damages to the party complaining, as, having due regard to the benefit accruing to the complainant from such alteration, shall be equitable and just; which Damages shall be assessed, in manner directed by the said in part recited Act.

Proviso.  
Time occupied by persons assisting Surveyors in making returns to be computed as part of the Labour required of them by this Act.

Surveyors being remiss or negligent of their duty to be dismissed and fined.

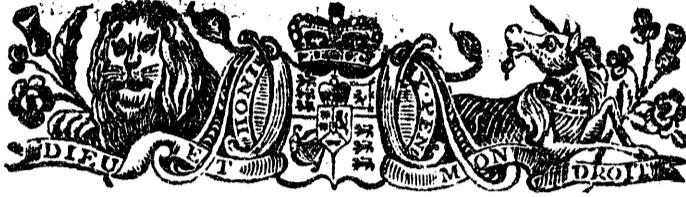
Commissioners of the Central District may appoint one Surveyor with a salary of £75 per annum.

Powers given to the Boards of Commissioners.  
Altering Roads.

Removal of Houses.

Complaints of Persons aggrieved by acts of Commissioners to be referred to Arbitration.





ANNO QUINTO

# GULIELMI IV. REGIS.

(2ND SESSION.)

## CAP. VI.

*An ACT for raising a further Sum of Money for completing the erection of a Light House on Cape Spear.*

[8th May, 1835.]

**W**HEREAS in and by an Act of the Parliament of this Colony, passed in the Fourth Year of the Reign of His present Majesty, entitled "An Act for the Establishment of Light Houses," the Treasurer of the Island was authorized to raise by Loan a Sum not exceeding in the whole One Thousand Pounds Sterling, for the purpose of the erection of a Light House on Cape Spear: *And whereas* the said Sum has been found insufficient for the erection and completion of the said Light House, and the purchase of the apparatus necessary for lighting the same: and it is deemed expedient to raise by Loan a further Sum of Money for that purpose.

Preamble.

4 Wm. 4, Sess. 2,  
Cap. 4.

*Be it therefore enacted*, by the Governor, Council and Assembly, of Newfoundland, in Parliament assembled, and by the authority of the same, that the Treasurer of the Island shall be, and he is hereby authorized to raise, by Loan, from such Person or Persons, or Body Corporate or Politic, as will lend and advance the same, a further Sum of Money, not exceeding in the whole, Five Hundred Pounds Sterling, chargeable upon and to be repaid out of the public funds of this Colony, together with interest, at a rate not exceeding Six per centum per annum thereon, in annual instalments of not more than One Hundred Pounds, in the way and manner in and by the said Act provided.

Treasurer authorized to raise by loan a further sum for the completion of the Light House on Cape Spear.

Such loans to bear interest and to be repaid by annual instalments out of Colonial funds.

II.—*And be it further enacted*, by the authority aforesaid, that the said Treasurer shall be, and he is hereby authorized and empowered to grant and issue to the respective Persons or Bodies Corporate, who shall so lend and advance Money for the purpose aforesaid, one or more Debenture or Debentures, in the form set forth in the said recited Act, which Debentures shall be issued for Sums of not less than One Hundred Pounds Sterling, to be signed by the said Treasurer; and countersigned by the Colonial Secretary, and shall be assignable and transferable by endorsement of the parties to whom they shall respectively be issued.

Treasurer to issue Debentures for Money so raised;

—to be countersigned by the Colonial Secretary and to be transferrable.

Interest on Debentures to be paid half yearly.

Re-payment of instalments.

III.—*And be it further enacted*, that the interest on the said Debentures shall be payable half yearly, on the last days of June and December in each year, at the Office of the said Treasurer ; and the said Treasurer shall not be required to commence the payment of the instalments hereinbefore mentioned, until after two years from the date of the said Debentures respectively.







ANNO QUINTO

# GULIELMI IV. REGIS.

(2ND SESSION.)

## CAP. VII.

### *An ACT for the Establishment of a Light House, on Harbor-Grace Island.*

[8th May, 1835.]

**W**HEREAS it is considered that the erection of a Light House on Harbor-Grace Island, in Conception Bay, would tend much to the safety of Ships and Vessels bound for, and putting into, the Ports and Harbors of the said Bay:—

Preamble.

*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, in Colonial Parliament Assembled, that it shall and may be lawful for the Governor, or Acting Governor of Newfoundland, for the time being, by and with the advice of His Majesty's Council, to appoint Five Persons to be Commissioners for the purpose of Superintending and regulating the erection of a Light House on Harbor-Grace Island aforesaid, and for carrying into effect the provisions of this Act; and in case of the death, absence or resignation of any of such Commissioners, it shall and may be lawful for the Governor or Acting Governor, for the time being, by and with the advice aforesaid, to nominate and appoint a Commissioner or Commissioners in his or their stead, who shall have the like power and authority conferred by this Act upon the first appointed Commissioners.

Governor, with advice of Council, to appoint *five* Commissioners for the purposes of this Act;

and supply vacancies.

**II.**—*And be it further enacted*, that the Treasurer of the Colony shall, and he is hereby authorized to raise by Loan, from such Person or Persons, or Body Corporate, as will advance the same, a Sum not exceeding in the whole One Thousand Pounds Sterling, chargeable upon and to be repaid out of the Public Funds of this Colony, together with Interest not exceeding Six per centum per Annum, in annual instalments of not more than Two Hundred Pounds Sterling, in the way and manner hereinafter provided.

Treasurer authorized to raise Funds by Loan.

Such loans to bear interest, &c.

**III.**—*And be it further enacted*, that the said Commissioners, or the major part of them, shall without delay procure plans of the said intended Light House or Building, and Estimates of the Expenses of Materials and Workmanship necessary to complete the same, which, together with all Contracts that may be entered into by the said Commissioners, shall previously to their being executed be laid before the Governor or Acting Governor, for the time being, in Council, for approval.

Commissioners to procure plans and estimates of intended Light House;

which are to be approved by Governor and Council.

Governor to draw Warrants on Treasurer to defray Expenses of Lighting, &c.

IV.—*And be it further enacted*, that the Governor or Acting Governor, for the time being, shall, and he is hereby authorized and empowered to draw Warrants on the Treasurer of the Colony, on the requisition of the said Commissioners, or the major part of them, for such Sums or Sum of Money as shall be necessary to defray and disburse the expenses of lighting and maintaining the aforesaid Light House and its appurtenances.

Governor to certify when Light House is completed, when certain Dues for its support are to commence.

V.—*And be it further enacted*, that when and so soon as the said Light House on Harbor-Grace Island shall have been completed, it shall and may be lawful for the Governor or Acting Governor for the time being, to issue a Proclamation under the Great Seal, signifying that the same hath been so completed, and that thenceforth there shall be raised, levied, collected and paid to His Majesty, his Heirs and Successors, upon every Merchant Ship or Vessel entering any Port or Harbour of the aforesaid Bay, a Duty or Rate of One Penny Halfpenny Sterling per Ton for every Ton Register admeasurement of each respective Vessel as aforesaid: *Provided always*, that no Vessel owned in or belonging to this Colony, having once paid such Light Duty as aforesaid, shall during the same Year be liable to any further Duty under this Act, while employed in fishing or in the Coasting Trade of this Island and its Dependencies, and sailing under a general Coasting Clearance.

Dues levied by this Act to be collected by Customs.

VI.—*And be it further enacted*, that all such said Duties or Dues shall be levied, collected and received by the Collector or Sub-Collector of His Majesty's Customs, for the respective Port or District, previously to such Vessels respectively being entered at the Customs; and in the event of any Vessel or Vessels putting into any Port or Harbor of the said Bay, either by Stress of Weather or otherwise, where no Officer of Customs or Person authorized or acting in such behalf shall reside, then and in such case the Duties or Dues shall be levied, collected and received by any Justice of the Peace residing or then being at or near to the respective Port, Harbor or Roadstead where such Vessel shall arrive or put in, and shall be payable immediately on such Vessel coming to Anchor; and all Sums of Money so received by such Justices of Peace, shall be paid forthwith to the nearest Collector or Sub-Collector of His Majesty's Customs: And all Monies arising from the whole of the aforesaid Light Duties, shall be paid Quarterly to the Treasurer of the Colony, and be appropriated in such manner as the Colonial Legislature shall from time to time direct: *Provided always*, that it shall be lawful for such Collector or Sub-Collectors of His Majesty's Customs, and such Justices of the Peace as aforesaid, to retain and withhold from the Sums by them respectively collected for Light Duties under this Act, and paid into the hands of the Treasurer of the Colony, a Commission at and after the Rate of Five Pounds per Centum upon the amount by them respectively collected and paid over, as a compensation for their trouble in collecting the same.

Or by Justices of Peace.

Dues to be paid over quarterly to Colonial Treasurer.

Proviso.

Recovery of Dues in cases of non-payment.

VII.—*And be it further enacted*, that on the non-payment by the Master or Owner or Owners of any Ship or Vessel, of any Duty or Dues incurred or payable under this Act, such Duty or Dues shall and may be sued for and recovered by the respective Person or Persons authorized to receive the same, in a summary way, before one or more of His Majesty's Justices of the Peace, and the amount thereof, together with all costs incurred, shall be levied on the Goods and Chattels of the Owner or Owners or of the Master of the Respective Vessel on account of which the said Light Duty or Dues shall be payable.

VIII.—*And be it further enacted*, that the Treasurer of the Colony shall be and he is hereby authorized and empowered to grant and issue to the respective Persons who shall lend and advance Money for the purposes of this Act, one or more Debenture or Debentures, in the form and to the effect hereinafter set forth, which Debentures shall be issued for Sums of not less than Fifty Pounds respectively, and shall express therein the rate of Interest agreed to be paid, and the day of the Month and Year in which they shall respectively be issued, and shall be numbered in succession from one upwards, and shall be signed by the Treasurer for the time being, and countersigned by the Colonial Secretary, and shall be assignable and transferrable by endorsement of the Parties to whom the Debentures shall respectively be issued.

Treasurer to issue Debentures for Money borrowed under this Act.

—to be countersigned by the Colonial Secretary and to be transferrable.

IX.—*And be it further enacted*, that the Interest on the said Debentures shall be payable Half Yearly, on the last days of June and December in each Year, at the Office of the said Treasurer; and the said Treasurer shall not be required to commence the payment of the Instalments hereinbefore mentioned until after Two Years from the date of the said Debentures respectively.

Interest on Debentures to be paid half yearly.

Repayment of Instalments.



(Form of Debenture.)

No.

By virtue of an Act of the Parliament of Newfoundland, passed in the Fifth Year of the Reign of His Majesty King William the Fourth entitled "An Act for the Establishment of a Light House, on Harbor-Grace Island," I, the Treasurer of the Island of Newfoundland, do hereby certify and declare, that under the power and authority in and by the said Act vested in me, I have borrowed and received by way of loan from \_\_\_\_\_ the Sum of \_\_\_\_\_ Pounds Sterling, bearing Interest from the Date hereof at the rate of \_\_\_\_\_

Form of Debenture.

per centum per annum, which Interest is payable half yearly, on the last days of June and December in every Year; and I do declare that the said Sum of Money has been paid and received by me towards defraying the expense of erecting and constructing a Light House on Harbor-Grace Island as provided by the said Act; and I do further certify that the said principal money and Interest will be paid and payable to the said \_\_\_\_\_ or his assigns or indorsee, on the production of this Debenture at my Office at St. John's at the time and in the proportions provided in the said Act.

Given under my Hand and Seal, at St. John's, Newfoundland, the \_\_\_\_\_ day of \_\_\_\_\_ in the Year of Our Lord 183 .

Treasurer.

Colonial Secretary.





ANNO QUINTO

# GULIELMI IV. REGIS.

(2ND SESSION.)

## CAP. VIII.

*An ACT to amend an Act of the Parliament of this Colony entitled "An Act for the Establishment and Regulation of Fire Companies in the Town of Saint John's."*

[8th May, 1835.]

**W**HEREAS a certain Act was passed in the Parliament of this Colony, in the third Year of the Reign of His present Majesty, entitled "An Act for the Establishment and Regulation of Fire Companies in the Town of Saint John's;" and whereas it is deemed necessary to authorize the Captains and Wardens of the Fire Companies established under the said Act, to pay, out of the rates and assessments levied under the same, a reasonable Sum or Sums of Money to the Engine-Men, and such others of the said Fire-Companies, as the said Wardens and Captains of such Fire Companies may direct:

Preamble.

3 Wm. 4, Cap. 3.

*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, in Parliament assembled, and by the authority of the same, that it shall and may be lawful for the Wardens and Captains of Fire Companies in the said Town of Saint John's, established under the said Act, from and out of the rates and assessments which are now levied, or which may hereafter be levied and collected under the said Act, from time to time to pay and disburse to the Engine-Men, and such other Members of the said Fire-Companies as the said Wardens and Captains, or a majority of them, may deem necessary, such Sums of Money in compensation for attendances as the said Fire Wardens and Captains may deem proper: *Provided*, that such compensation or payment shall not exceed the Sum of Two Shillings and Six Pence per Man for each attendance of such Engine-Men or other Members of the said Fire Companies.

Authorizes allowance to be paid to Engine-Men, &c. when their services are required, not exceeding 2s. 6d. per day.





ANNO QUINTO

# GULIELMI IV. REGIS.

(2ND SÉSSION.)

## CAP. IX.

*An ACT to prevent the unnecessary discharging of Guns, and other Fire-Arms, in the Towns of Saint John's, Harbor-Grace, Carbonear, Port-de-Grave, and Brigus, and the Suburbs thereof.*

[8th May, 1835.]

**W**HEREAS many accidents have occurred and much inconvenience arisen from the custom of unnecessarily discharging Guns and other Fire Arms in the Towns of Saint John's, Harbor-Grace, Carbonear, Port-de-Grave, and Brigus, and in the Suburbs thereof, during the season of Christmas and on the occasion of other festivities: And whereas, to prevent further injuries arising therefrom, it has become expedient to repress the same :

Preamble.

*Be it therefore enacted*, by the Governor, Council and Assembly, of Newfoundland, in Parliament assembled, and by the authority of the same, that from and after the passing of this Act, no Person or Persons whatsoever shall within the said Towns or within the Suburbs thereof, respectively, discharge or fire off any Gun, Pistol, or other Fire Arm, for the purpose of creating a noise or disturbance, or without some necessary or reasonable cause or excuse for so doing: And every Person so offending shall, for every offence, upon conviction thereof on the Oath of one or more credible Witness or Witnesses, before any one of His Majesty's Justices of the Peace, or on the view of any such Justice, forfeit and pay to our Sovereign Lord the King, his Heirs and Successors, the sum of Ten Shillings Sterling, to be levied by Warrant of Distress from such Justice on the Offender's Goods and Chattels; and for want of sufficient Goods and Chattels, such Offender shall be committed to Gaol for the space of Twenty-Four Hours; one half of the said fine to be paid to the Informer, and the other half towards the support of the Poor of the said Towns respectively: *Provided always*, that no prosecution for a breach of this Act shall be admitted, unless complaint be made thereof within Forty-Eight Hours after the Offence committed: *Provided also*, that nothing herein contained shall extend or be construed to extend to prevent or in any manner to obstruct His Majesty's Troops, or other Persons acting under lawful authority, from and in the discharge of their respective Duties.

Prohibits the discharge of Fire Arms within certain places and the vicinity thereof, except for reasonable cause.

Penalty.

Proviso.

Act not to extend to His Majesty's Troops, or others acting by lawful authority.





ANNO QUINTO

# GULIELMI IV. REGIS.

(2ND SESSION.)

## CAP. X.

*An ACT to limit the duration of the Parliaments of this Colony.*

[8th May, 1835.]

**W**HEREAS frequent and new Parliaments tend very much to the happy union and good government of the King and People; and whereas it is expedient to limit the duration of the present and all future Parliaments of this Colony: *Be it therefore enacted*, by the Governor, Council, and Assembly of Newfoundland, in Colonial Parliament assembled, and by the authority of the same, that this present Parliament of the Colony of Newfoundland shall cease and determine on the last day of the first Session thereof which shall be held in the Year of Our Lord One Thousand Eight Hundred and Thirty-Six, unless it shall be legally dissolved before that period. Preamble.

II.—*And be it further enacted*, by the authority aforesaid, that from henceforth each and every Parliament, or General Assembly, which shall at any time or times hereafter be convened, called, summoned or held, within this Island of Newfoundland, shall, notwithstanding the Demise of the Crown, have continuance for the term or period of Four Years, to be computed from the day on which, by any Proclamations or Proclamation of His Majesty, such Parliament shall first be duly appointed to meet; and no longer: *Provided always*, that nothing herein contained shall extend, or be construed to extend, to prevent His Majesty, his Heirs or Successors, from dissolving any such Assembly, should he or they deem it expedient so to do. The present Colonial Parliament to cease at the termination of the first session held in 1836, unless sooner dissolved.

III.—*And be it further enacted*, that this Act shall not be of any force or effect, until His Most Gracious Majesty's pleasure thereon shall have been first duly signified. All future Parliaments to be Quadrennial.

Proviso.

Act not to be in force, till the King's pleasure is known.





ANNO QUINTO

# GULIELMI IV. REGIS.

(2ND SESSION.)

## CAP. XI.

*An ACT to combine the Office of Clerk of the Central Circuit Court with the Office of Clerk of the Supreme Court, and to make provision for the Officer discharging the Duties of the said Offices.*

[8th May, 1835.]

**W**HEREAS it is deemed expedient to combine the Office of Clerk of the Central Circuit Court with that of Clerk of the Supreme Court, and that the Duties of the said Offices should be discharged by one and the same Person, and it is deemed expedient that provision be made for such Officer:—

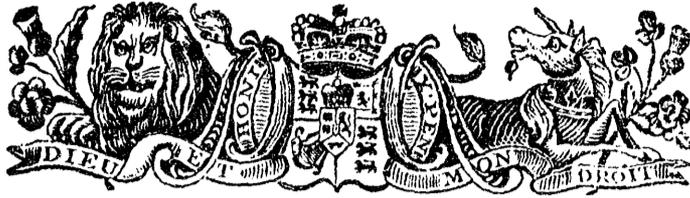
*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, in Parliament assembled, and by the authority of the same, that from henceforth the Clerk of the Supreme Court of this Island shall act as and be the Clerk of the Central Circuit Court, and shall have and exercise all and singular the power and authority by Law vested in, and exercised by, the Clerk of the said Central Circuit Court.

II.—*And be it further enacted*, that from and out of such Monies as shall, from time to time, be and remain in the hands of the Treasurer of this Island, there be granted and paid to His Majesty, his Heirs and Successors, annually, the Sum of Three Hundred Pounds Sterling, for the payment of the salary of the said Clerk of the Supreme Court of this Island, exclusive of such Fees as he may by Law be entitled to receive: *Provided always*, that if such Fees shall exceed the annual sum of Two Hundred Pounds Sterling, then and in that case he shall account for and pay the surplus into the hands of the Treasurer of the Colony, to be appropriated in such manner as the Legislature shall direct.

III.—*And be it further enacted*, that it shall and may be lawful for the Governor, or Person administering the Government of this Island for the time being, to issue his Warrants to the Treasurer of the Colony quarterly, for the payment of such salary as aforesaid.

IV.—*And be it further enacted*, that this Act shall continue, and be in force, for the period of Five Years, and no longer.





ANNO QUINTO

# GULIELMI IV. REGIS.

(2ND SESSION.)

## CAP. XII.

*An ACT to regulate the Streets of the Town of Carbonear.*

[8th May, 1835.]

**W**HEREAS in order to guard against the destructive ravages so frequently committed by Fire in this Island of Newfoundland, it is deemed expedient, for the preservation of the Town of Carbonear, in the said Island, to regulate the width of the Streets thereof, and to make provision for the opening of Fire Breaks in the said Town: Preamble.

*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, in Parliament assembled, that the Main Street of Carbonear, extending round the Harbor thereof from the House of John Buckingham, Esquire, on the South side, and round the Western side of a certain Pond on the West end of the said Harbor, and thence Eastward to Crocker's Cove Beach, shall not be less than Fifty feet in width in every part thereof, and shall be made to conform to such line, and plan, and metes, and bounds, as shall be fixed, settled or laid down, concerning the same, by such Commissioners and Appraisers as shall, under and by virtue of this Act, be hereafter for that purpose appointed; and that all and every Houses, Stores, Buildings, and Erections whatsoever, which shall at any time or times hereafter be erected or built in the said Street, whether the same be erected on any vacant spot of Ground or upon the site of any former Building, shall be made to conform to the width of the said Street, as the same is hereby established and directed: *Provided always*, that nothing herein contained shall extend to require the removal of any House or Store which hath been built or erected previously to the passing of this Act: *And provided, likewise*, that the Water-side of the present line of the said Street or Road shall remain undisturbed. Main Street of Carbonear within certain Limits and Boundaries not to be less than 50 feet wide.

**II.**—*And be it further enacted*, that for the making and regulating of Fire-Breaks in the said Town of Carbonear, as well as for laying down the line and plan of the said Main Street of Carbonear, and for remunerating Persons who may sustain loss of Land or Property by reason of the formation of the said Fire-Breaks, it shall and may be Proviso.  
Persons to be chosen by Proprietors to mark out Streets &c.

lawful for any Justice of Peace, on the requisition or application in writing of Twelve or more Householders of the said Town, to convene, after Six Days' Public Notice thereof, at the least, a Public Meeting of the Householders of the said Town, and of the Proprietors of Houses and Lands therein, or their lawful Agents or Attorneys, to assemble at such time and place as the said Justice of Peace may for such purpose publicly notify and appoint, and then and there to choose Eight Persons, Four of whom are to be chosen by the Proprietors, or the majority of the Proprietors, of such portions of Ground as may be necessary for the purposes of making and widening the said Fire-Breaks and Main Street, or either of them, and the remaining Four by the Proprietors of Houses, Tenements and Ground situate at Carbonear, within Two Hundred and Fifty Yards distance from the waters of the Harbor thereof, and the Householders or Tenants residing within the said limits, or the majority of them the said Proprietors and Householders who shall be present at the said intended Meeting; and which Eight Persons, so chosen and elected at the said intended Meeting, shall have power to elect a Ninth Person as Umpire; and such Nine Persons shall thereupon, after being duly sworn in such behalf before a Justice of Peace, be Commissioners of Roads, and Appraisers, for the purposes of this Act; and such Commissioners and Appraisers, or a majority of them, are hereby authorized to mark out and make or form Three Cross Streets or Open Spaces, to serve as Fire-Breaks; and such Cross Streets shall be at least Sixty Feet wide, and shall intersect the said Main Street, as nearly as may be, at right angles, and shall extend from the Sea Two Hundred and Fifty yards thence towards the interior of the Country; and the said Commissioners and Appraisers, or a majority of them, are hereby authorized to take and appropriate all such Ground as may be required to form the said Fire-Breaks, and also to grant to the Owner or Owners of the Ground so to be taken and appropriated, such reasonable compensation for the same as they shall deem proper, under the terms and limitations herein prescribed; and in case of the death, absence or resignation of any of such Commissioners and Appraisers, it shall and may be lawful for the Governor, or Acting Governor, for the time being, by and with the advice of His Majesty's Council, to nominate and appoint a Commissioner and Appraiser, or Commissioners and Appraisers, in his or their stead, who shall have the like power and authority conferred by this Act upon the other Commissioners and Appraisers.

Such Persons to be Commissioners of Roads and Appraisers for the purposes of this Act.

Commissioners to mark out Cross Streets and Fire breaks, and appraise ground taken for the same.

III.—*And be it further enacted*, that the said Commissioners and Appraisers, or a majority of them, shall be hereby authorized, immediately on the removal, by Fire, or otherwise, of any Buildings or Erections which may be situate on any Land which the said Commissioners or Appraisers shall deem necessary for the formation of the said intended Fire-Breaks, or any of them, to take, enter upon, and appropriate all and every or any such portions of Land as may be necessary to be taken for the purpose of forming the said intended Cross-Streets or Fire-Breaks, or any or either of them, always taking into account the additional value derived to the several Proprietors from the convenience and security afforded by the opening of the said Streets; and that such appraised value shall be deemed and considered the true value of the said portions of Ground, and shall be paid by all and every the Proprietors of Houses, Tenements and Land, lying and being within the bounds of Harbor-Rock Hill, on the East; the West end of the Pond at the end of the said Harbor, on the West; and Two Hundred and Fifty Yards North and North-West from high-water

mark of the said Harbor of Carbonar within the said limits, and the Tenants or Occupiers thereof, by a Rate or Assessment between Landlord and Tenant, agreeable to their respective interests therein, and at such valuation as the said Commissioners and Appraisers, or a majority of them, shall assess, appoint or determine, and which they are hereby authorized and required so to do.

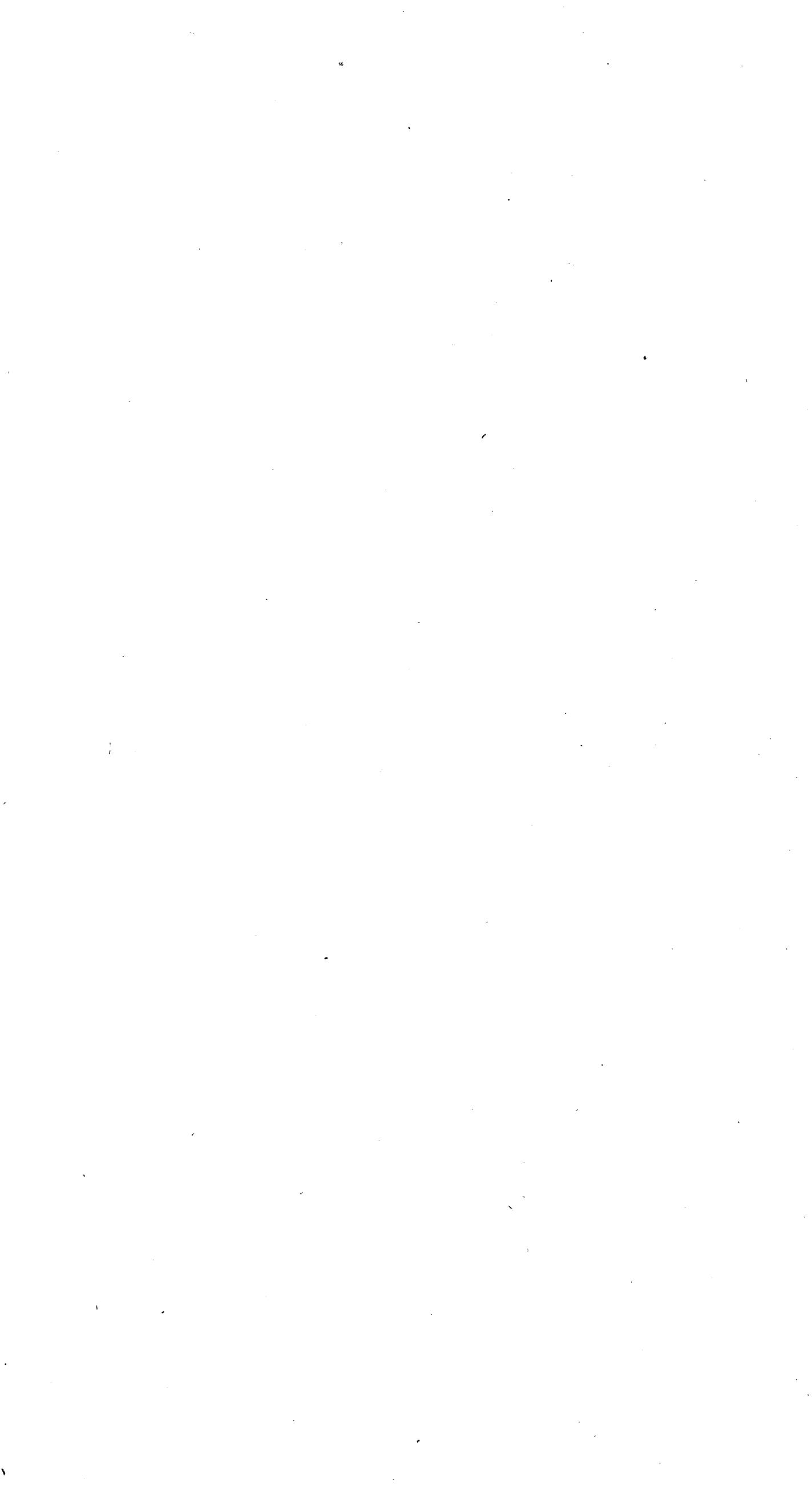
IV.—*And be it further enacted*, that if any Ground taken for the purpose of widening the Main Street aforesaid, shall so diminish the Property of any of the said Proprietor or Proprietors of Land as not to leave him or them a space of Forty Feet in breadth fronting on the said Street, it shall then be lawful for the said Commissioners and Appraisers to compensate such Proprietor or Proprietors, and to Assess for the same in like manner as if the Ground had been taken into the Cross-streets or Fire-Breaks: *Provided always*, that if the said Commissioners and Appraisers, or a majority of them, shall be of opinion that any Proprietors of the said Ground so required for the Streets aforesaid, or any of them, may be indemnified at a less expense to the Proprietors in general, by having an equal portion of Ground assigned to them from any Ground adjoining, and that such adjoining Ground may be taken without material injury to the Proprietor or Proprietors thereof, it shall be lawful, and the said Commissioners and Appraisers, or a majority of them, are required to mark off, and in like manner to appraise, so much of the said adjoining Ground as they may think sufficient to replace the Ground required for the said Streets; and the same so marked off shall belong to the first-mentioned Proprietors, and be instead and in lieu of all and every indemnity whatsoever; and the appraised value of the same shall be paid by the Proprietors and Tenants in general to the Proprietor or Proprietors from whom the same was respectively taken, and shall be as a full satisfaction and release of the same, and of all right and title thereto.

Remunerating of Proprietors who shall have less Land left them than 40 feet in front of Streets.

Proviso.

V.—*And be it further enacted*, that all Rates and Assessments which shall be made or regulated by the said Commissioners and Appraisers, or a majority of them, by virtue of this Act, shall and may be sued for and recovered from any Person or Persons making default in the due payment thereof, in a summary way, in any of His Majesty's Courts of Record, whose decision thereon shall be final.

Recovery of Rates and Assessments.





ANNO QUINTO

# GULIELMI IV. REGIS.

(2ND SESSION.)

## CAP. XIII.

*An ACT for granting to His Majesty certain Monies for defraying the expense of the Civil Establishment of this Colony during the Year One Thousand Eight Hundred and Thirty-Five, and for other purposes.*

[8th May, 1835.]

MAY IT PLEASE YOUR EXCELLENCY,

**WE**, His Majesty's dutiful and loyal subjects the Commons of His Majesty's Island of Newfoundland, in Parliament assembled, having freely and voluntarily resolved to give and grant to His Majesty a supply to defray certain charges for the Administration of Justice,—the support of the Civil Government of this Island,—and the internal improvement thereof,—do humbly beseech your Excellency that it may be enacted,—and

Preamble.

*Be it therefore enacted*, by the Governor, Council, and Assembly of Newfoundland, in Parliament assembled, and by the authority of the same, that from and out of such Monies as from time to time shall be and remain in the hands of the Treasurer of this Island, and unappropriated, there shall be granted to His Majesty, his Heirs and Successors, the Sum of Ten Thousand One Hundred and Twelve Pounds, Three Shillings and Three Pence Sterling, which said Sum shall be applied in payment of the following charges for the Year commencing on the First Day of April, One Thousand Eight Hundred and Thirty-Five, and ending on the 31st day of March, One Thousand Eight Hundred and Thirty-Six, inclusive,—that is to say:

£10112 3s. 3d.—appropriated for the service of the Year, ending 31st March, 1836.

The Salary of the Clerk of the Council, Two Hundred Pounds.

Clerk of the Council, £200.

The Salaries of Two Clerks in the Secretary's Office, Four Hundred Pounds.

Clerks in Secretary's Office, £400.

The Salaries of an Office Keeper and of a Messenger in the Secretary's Office, One Hundred and Five Pounds.

Office-Keeper and Messenger £105.

The Salary of the Clerk of the Northern Circuit Court, Two Hundred Pounds.

Clerk of the Northern Circuit Court, £200.

Clerk of the Southern Circuit Court, £100.	The Salary of the Clerk of the Southern Circuit Court, One Hundred Pounds.
Cryer and Tipstaff, £60.	The Salary of the Cryer and Tipstaff of the Supreme Court, Sixty Pounds.
Gaoler of St. John's, £36.	The Salary of the Gaoler of the Gaol of Saint John's, Thirty-Six Pounds.
Police Magistrates, £500.	The Salaries of Two Police Magistrates at Saint John's, Five Hundred Pounds.
Constables, £200.	The Salaries of Six Police Constables at Saint John's, Two Hundred Pounds.
Constable (at Torbay,) £10.	The Salary of a Constable to reside at Torbay, Ten Pounds.
Police in the Out Ports, £840. Viz. Conception Bay Magistrates. Harbour Grace, £120.	The Salaries of Police Magistrates, Constables, and Gaolers in the Outports, Eight Hundred and Forty Pounds;—according to the following detail, that is to say;— One Police Magistrate at Harbor Grace, One Hundred and Twenty Pounds. One Police Magistrate, to reside on the North side of the Harbor of Carbonear, Ninety Pounds. One Police Magistrate, to reside at Brigus or Port-de-Grave, Ninety Pounds. The Clerk of the Peace in and for Conception Bay, and to compensate him for conducting Civil and Criminal Prosecutions there, Fifty Pounds. The Gaoler at Harbor-Grace, Thirty Pounds. The Chief Constable in and for Conception Bay, Thirty Pounds. Two Constables at Harbor-Grace, Forty Pounds. Two Constables at Carbonear, Forty Pounds. Two Constables at Brigus and Port-de-Grave, Thirty-six Pounds. One Constable at Western Bay, Twelve Pounds. One Constable at Harbor Main, Twelve Pounds. One Constable on the South shore of Conception Bay, Ten Pounds. One Constable at Cat's Cove, in Conception Bay, Ten Pounds. The Gaoler at Burin, Twenty Pounds. One Constable at Burin, Ten Pounds. One Constable at Lamaline, Ten Pounds. The Gaoler at Placentia, Twenty Pounds. One Constable at Placentia, Ten Pounds. The Gaoler at Ferryland, Twenty Pounds. One Constable at Ferryland, Ten Pounds. One Constable at Bay Bulls, Ten Pounds. The Gaoler at Trinity, Twenty Pounds. Two Constables at Trinity, Twenty-five Pounds. Two Constables at Bonavista, Twenty-five Pounds. One Constable at Green's Pond, Fifteen Pounds. Three Constables at Twillingate and Fogo, Thirty-five Pounds.
Carbonear, £90.	
Brigus, £90.	
—	
Clerk of the Peace, £50.	
Gaoler, £30.	
—	
Constables.	
Harbour-Grace, £70.	
Carbonear, £40.	
Brigus, £36.	
Western Bay, £12.	
Harbour Main, £12.	
South Shore, £10.	
Cats Cove, £10.	
—	
Burin.	
Gaoler, £20.	
—	
Constables.	
Burin, £10.	
Lamaline, £10.	
—	
Placentia.	
Gaoler, £20	
Constables, £10.	
—	
Ferryland.	
Gaoler, £20.	
Constable, £10.	
—	
Bay Bulls.	
Constable, £10.	
—	
Trinity.	
Gaoler, £20.	
2 Constables, £25.	
—	
Bonavista.	
2 Constables, £25.	
—	
Greenspond.	
Constable, £15.	
—	
Twillingate & Fogo.	
3 Constables, £35.	

Two Constables at Trepassey and Saint Mary's, Twenty Pounds; and,	<i>Trepassey and Saint Mary's.</i> 2 Constables, £20.
Two Constables at Fortune Bay, Twenty Pounds.	<i>Fortune Bay.</i> 2 Constables, £20.
The Salary of the Colonial Treasurer, Three Hundred and Thirty Pounds.	Colonial Treasurer, £330.
The Fees of His Majesty's Attorney-General, Two Hundred and Fifty Pounds.	Attorney-General's Fees, £250.
The Pension of William Armstrong, late Marshal of the Supreme Court, Fifty Pounds.	Wm. Armstrong's Pension, £50.
Towards defraying the expense of Civil and Judicial Printing, Stationery, Advertising, Binding, and Contingents, Three Hundred Pounds.	Printing, £300.
Towards defraying the expense of Civil and Criminal Prosecutions, Five Hundred Pounds.	Prosecutions, £500.
Towards defraying the expenses of His Majesty's Gaols, throughout the Island, Five Hundred and Fifty Pounds.	Gaols, £550.
Towards defraying the expenses of Coroners throughout the Island, One Hundred Pounds.	Coroners, £100.
Towards defraying the expense of Fuel and Light for Public Buildings, (exclusive of the Surveyor-General's Office,) Two Hundred Pounds.	Fuel and Light, £200.
Towards defraying the expense of the Postages of the various Departments, and other Incidentals, Eighty Pounds.	Postages and Incidentals, £80.
Towards defraying the expense of Repairs to Government-House and the Buildings appurtenant, Two Hundred and Fifty Pounds.	Repairs of Government House, £250.
Towards defraying the expense of the Repairs of the Court-Houses and Gaols at Saint John's and Harbor-Grace, One Hundred Pounds.	Repairs of Gaols and Court Houses, £100.
Towards defraying the expense of the conveyance of the Judges on the Circuit, Two Hundred and Thirty Pounds.	Conveyance of Judges £230.
Towards remunerating the Constable at Brigus, for his services during the last Year, Ten Pounds.	Constable at Brigus, for 1834, £10.
Towards remunerating the Constables for superintending Convicts at Hard Labour during the last Year, Six Pounds and Six Shillings:— And the further sum of Sixty-two Pounds and Ten Shillings towards defraying the expense of superintending Convicts at Hard Labour from the First Day of January last past, until the Thirty-First Day of March in the Year of our Lord One Thousand Eight Hundred and Thirty-Six inclusive.	Superintendance of convicts at Hard Labour, £68 16.
Towards defraying the expense of certain repairs and alterations in the Gaol at Saint John's, made during the past Year, and unprovided for, One Hundred and Seventy Four Pounds, Thirteen Shillings and Five Pence.	Repairs &c. of Gaol at St. John's, (1834), £174 13s. 5d.
Towards defraying the expense of employing three competent Persons, with such assistance as may be necessary, to lay out the best lines of Main Roads leading from Saint John's towards Holyrood,—Saint Mary's,—Placentia,—Trepassey;—down the North Shore of Conception Bay,—and from thence to Trinity Bay;—from the head of Conception Bay to New Harbour in Trinity Bay,—and thence down the South Shore of Trinity Bay,—Four Hundred and Fifty Pounds.	Laying out Public Roads, £450.
Towards opening, making and repairing Roads and Bridges in the several Districts of the Island, the Sum of One Thousand Six Hundred and Forty Pounds, as follows;—	Roads, £1640.

Viz. Topsail, £100.	One Hundred Pounds towards improving and repairing the Road between Saint John's and Topsail.
Petty Harbour, £100.	One Hundred Pounds towards improving the Road from Saint John's to Petty Harbor.
Conception Bay to Trinity Bay, £100.	One Hundred Pounds towards opening and improving the Road from Conception Bay to Trinity Bay.
Head of Conception Bay to Trinity Bay, £100.	One Hundred Pounds towards opening a Road from the head of Conception Bay to the head of Trinity Bay.
Bay Bulls, £100.	One Hundred Pounds towards opening a Road from Saint John's towards Bay Bulls.
Torbay, £100.	One Hundred Pounds towards opening a Road from Saint John's to Torbay, and thence Northward to Cape Saint Francis.
King's Bridge, £250.	Two Hundred and Fifty Pounds towards defraying the expense of the erection and completion of a Stone Bridge across the King's River, in the neighbourhood of Saint John's.
Trinity Bay to Bonavista Bay, £100.	One Hundred Pounds towards opening a Road from the North Side of Trinity Bay to Bonavista Bay.
Holyrood to Salmonier, £100.	One Hundred Pounds towards opening a Road from Holyrood to Salmonier.
Topsail to Holyrood, £100.	One Hundred Pounds towards opening a Road from the Topsail Road to Holyrood.
Repairing Bridges, Spaniards Bay River, £100.	One Hundred Pounds towards Building and Repairing Bridges across the Spaniard's Bay River, and across the Northern and Southern Guts of Port-de-Grave Salmon Cove.
Repairing Bridges, Ferryland ditto, £100.	One Hundred Pounds towards repairing Bridges in the District of Ferryland.
Portugal Cove, £20.	Twenty Pounds towards repairing the Road from Saint John's to Portugal Cove.
Garnish to Grand Bank and Fortune, £100.	One Hundred Pounds towards opening a Road from Garnish to Grand Bank and Fortune.
Burin to Lamaline, £100.	One Hundred Pounds towards opening a Road from Burin to Lamaline.
Two Bridges between Burin and Mortier, £20.	Twenty Pounds towards building two Bridges between Burin and Mortier; and
Bridges between Great Placentia and Salmonier, £50.	Fifty Pounds towards building Bridges across the Streams between Great Placentia and Salmonier inclusive.
Duties remitted to James Brine Wood, £37 2s.	Towards remitting to James Brine Wood certain Colonial Duties paid by him on the importation of a quantity of Madeira Wine, Thirty Seven Pounds and Two Shillings.
Thomas Williams, £35 11s. 10d.	Towards compensating Thomas Williams, Inspector of Weights and Measures for the Central District, for his services during the past Year and for sundry expenses incurred by him as such Inspector of Weights and Measures, Thirty-Five Pounds Eleven Shillings and Ten Pence.
Standard Set of Weights & Measures, £109.	Towards defraying the expenses of importing the Standard Weights and Measures as required by the Act 4th Wm. 4th Cap. 9, One Hundred Pounds.
Additional Officers of Customs, £600.	Towards defraying the expense of the employment of such additional Officers and other Persons as may be necessary for the efficient collection of the Colonial Revenue, Six Hundred Pounds.
James Blaikie, Esq. compensation, £100.	Towards compensating James Blaikie Esquire, for the loss of income by the amalgamation of the Office of Clerk of the Central Circuit

Court, with that of Clerk of Supreme Court, One Hundred Pounds.

Towards defraying the expense of the relief of the Poor of this Island, to be expended under the superintendance of Commissioners to be appointed for that purpose by His Excellency the Governor, Five Hundred Pounds. Relief of the Poor, £500.

Towards defraying certain expenses incurred in relieving the Poor during the last Year, and unprovided for, One Hundred and Eighty Pounds. Ditto (for 1834) £180.

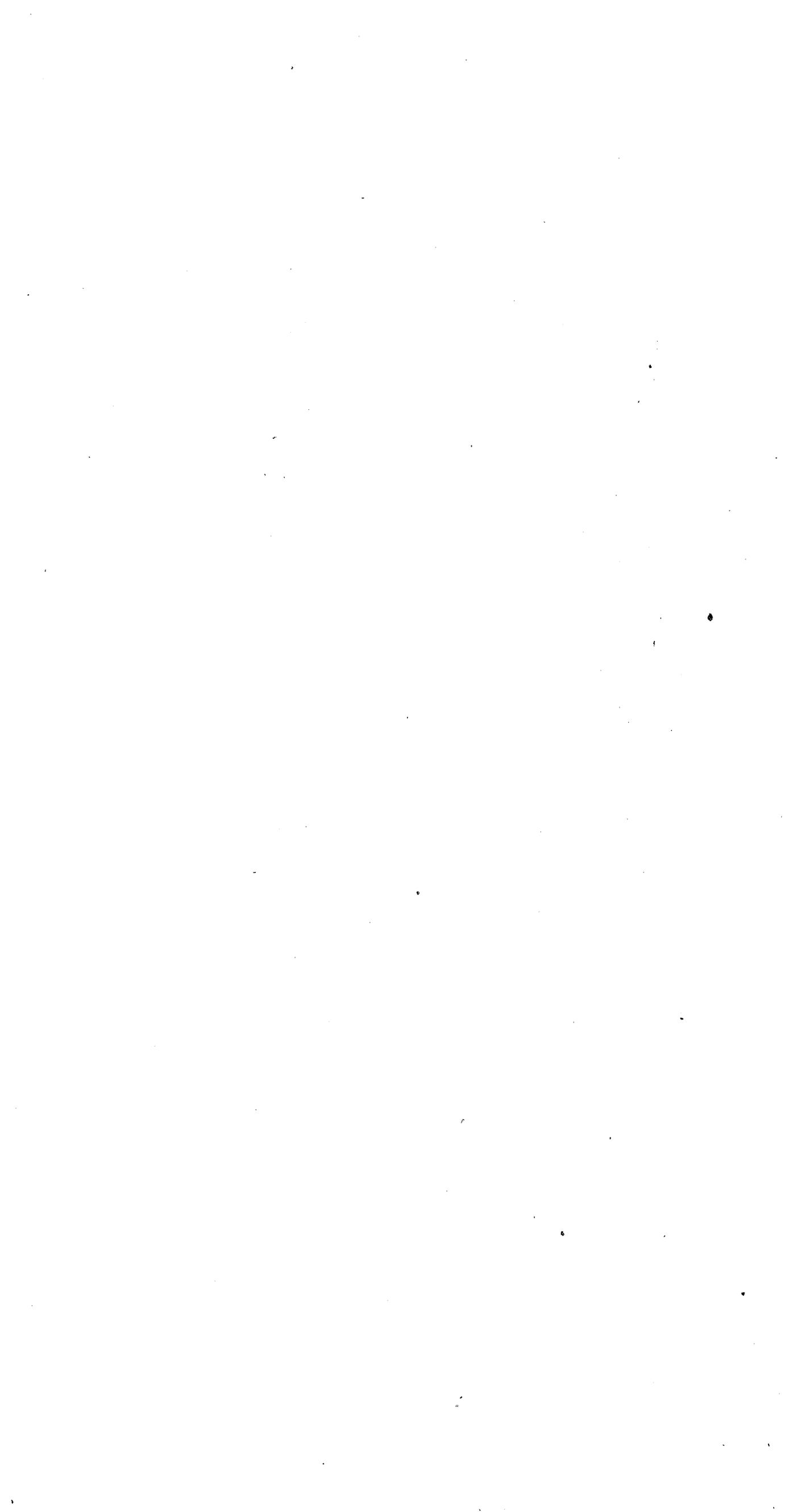
Towards defraying the expense of providing Law Books for the use of the Courts of Session in the following Out-ports, that is to say, Harbor-Grace, Trinity, Bonavista, Twillingate, Ferryland, Placentia, Saint Mary's, Burin, and Harbor-Britain, One Hundred Pounds. Law Books for Courts of Session, £100.

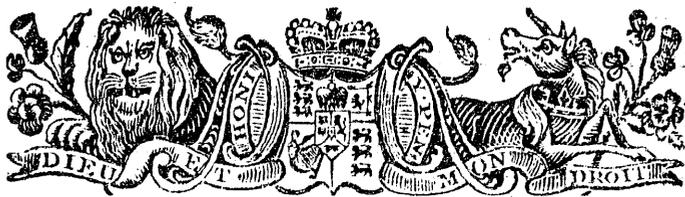
Towards aiding Joseph Templeman, Esquire, in printing his Index and Digest of the Acts of the Colonial Legislature, Twenty Five Pounds. Digest and Index to Colonial Acts, £25.

And a further Sum of Five Hundred Pounds towards defraying any casual and extraordinary expenses (not otherwise provided for) which may arise during the present Year, to be applied under the direction of His Excellency the Governor. Unforeseen Contingencies, £500.

II.—*And be it further enacted*, that the Sums of Money hereby granted shall be paid by the Treasurer of the Colony in discharge of such Warrant or Warrants as shall be issued by the Governor or Person Administering the Government of the Colony, for the time being, in favor of any Person or Persons, to be applied to the purposes of this Act; And that it shall not be lawful for the said Treasurer to pay any Sum or Sums of Money out of the Treasury of the Colony other than such as are expressed and directed in this or some other Act or Acts of the Legislature of this Colony. Monies to be paid by Warrants on the Treasurer.  
Treasurer not to pay any Money but what is voted by the Legislature.

III.—*And be it further enacted*, that the Third and Fourth Sections of the Act made and passed in the Fourth Year of His Majesty's Reign, entitled "An Act for Appropriating the Supplies granted to His Majesty during the present Session of the Colonial Parliament," shall be revived and be and continue in full force and virtue, until the Thirty First Day of March which will be in the Year of Our Lord One Thousand Eight Hundred and Thirty-Six, in as full and ample a manner as if the same Sections were herein again contained and re-enacted. 3 & 4 Sections, of 4th Wm. 4, Cap. 25, re-enacted.





ANNO QUINTO

# GULIELMI IV. REGIS.

(2ND SESSION.)

## CAP. XIV.

*An ACT to make provision for defraying the Contingent Expenses of the Legislature during the last and present Sessions.*

[8th May, 1835.]

MAY IT PLEASE YOUR EXCELLENCY,

**W**HEREAS it is necessary to make provision for defraying the Contingent Expenses of the Legislature during the last and present Sessions: We, his Majesty's dutiful and loyal Subjects, the Commons of His Majesty's Island of Newfoundland, do humbly beseech Your Excellency that it may be enacted, and

*Be it therefore enacted*, by the Governor, Council and Assembly, of Newfoundland, in Parliament assembled, and by the authority of the same, that from and out of such Monies as from time to time shall be and remain in the hands of the Treasurer of this Island, and unappropriated, there shall be granted and paid to His Majesty his Heirs and Successors the Sum of Twelve Hundred and Fifty Three Pounds, Eleven Shillings and Eleven Pence Sterling, to be applied towards remunerating the Officers of the Legislature for their services during the last and present Sessions, and towards defraying the Contingent Expenses of the Legislative Council and House of Assembly, during the same Sessions, as follows:

Appropriates the sum of 1253/11s 11d for the Contingent Expenses of the Legislature.

The Clerk of the Legislative Council, One Hundred and Twenty Pounds.

OFFICERS.  
Council.  
Clerk, £120.

The Gentleman Usher of the Black Rod, Sixty Pounds.

Usher of Black Rod, £60.

The Master in Chancery attending the Legislative Council, Fifty Pounds.

Master in Chancery £50.

Doorkeeper of the Legislative Council, Forty Two Pounds.

Doorkeeper, £42.

The Clerk of the House of Assembly, One Hundred and Twenty Pounds.

House of Assembly.  
Clerk, £120.

The Solicitor attending the House of Assembly, One Hundred and Three Pounds and Nineteen Shillings, being at the rate of Three

Solicitor, £103 19.

Guineas for each and every Bill drafted by him during the last and present Sessions.

Serjeant at Arms,  
£60.

The Serjeant at Arms of the House of Assembly, Sixty Pounds.

Doorkeeper, £42.

The Doorkeeper of the House of Assembly, Forty Two Pounds.

Messenger, £30.

The Messenger of the House of Assembly, Thirty Pounds.

**CONTINGENCIES.**

*Council.*  
£125 7 8.

To the Clerk of the Legislative Council, to defray the Contingencies of his Office during the last and present Sessions, One Hundred and Twenty Five Pounds, Seven Shillings and Eight Pence.

£8 13 8.

To the Gentleman Usher of the Black Rod, to defray the Contingencies of his Office during the last and present Sessions, Eight Pounds Thirteen Shillings and Eight Pence.

*House of Assembly,*  
£391 11 7.

To the Clerk of the House of Assembly, to defray the Contingencies of his Office during the last and present Sessions, Three Hundred and Ninety One Pounds, Eleven Shillings and Seven Pence.

For Books for the  
Legislature, £100.

Towards purchasing Books for the use of the Legislative Council and House of Assembly, One Hundred Pounds.

To be paid by Warrants on the Colonial Treasurer.

II.—*And be it further enacted,* that the Sums of Money hereby granted shall be paid by the Treasurer of the Colony in discharge of such Warrant or Warrants as shall be issued by the Governor or Person administering the Government of this Colony for the time being, in favor of any Person or Persons, to be applied to the purposes of this Act.

*E. J. C. T.*  
10/17/07