



ANNO NONO & DECIMO

VICTORIÆ REGINÆ.

CAP. I.

An ACT to raise by Loan a Sum of Money for the Rebuilding and Improvement of the Town of St. John's.

[Passed 23rd June, 1816.]

WHEREAS the Town of St. John's, the Capital of this Island, hath been recently visited by a devastating Conflagration which has destroyed the chief portion thereof; and the extensive ravages of the said Fire, and the consequent destruction of property, were mainly attributable to the inflammable materials of which the buildings were in a great measure composed, and to the narrowness and irregularity of the Streets: And Whereas in the re-construction of the said Town it is highly expedient and necessary, as well for the security of property, and the reduction of the expense of Insurance, as for the health and convenience of the inhabitants, that the Streets thereof should be laid out upon an improved plan, both as to width and regularity, and should be intersected at suitable distances by open Cross-streets or Firebreaks; and further, that the buildings to be erected in the said Town should be constructed in accordance with such regulations for that purpose as shall be made and declared by the Legislature: And Whereas, in consequence of the late calamity, it will press heavily upon the means of private individuals owning property in the said Town, who may be required to re-construct their Dwelling Houses and Stores of stone or brick, and it would greatly facilitate the rebuilding of the said Town,—develope the resources, and promote the prosperity of the Colony, if Loans towards rebuilding on a new and improved plan of the Town were made to private individuals on the security of Mortgages on the property so to be built upon: And Whereas for the purpose of aiding parties by such Loans as aforesaid, as also for the compensation of persons whose ground may be taken for the widening and altering of the Streets, and for other public purposes, as it is necessary that a Loan or Loans of Money, not exceeding in all the sum of Two Hundred and Fifty Thousand Pounds, should be raised, chargeable upon and to be repaid with Interest out of the Public Funds of this Colony, and it is desirable that such Loan or Loans should be raised by and through the intervention and guarantee of Her Majesty's Government: And Whereas in further security for the repayment of the Principal and Interest to grow due upon

such Loan, it is expedient that (in addition to the charge upon the Revenues of this Colony as aforesaid,) the Mortgages of Property so to be executed as above mentioned should be made and executed to such person or persons, in trust, as shall for that purpose be named and appointed by Her Majesty's Government:—

Governor empowered to raise £250,000 by loan.

To be chargeable upon the Colony, and repaid with interest.

I.—Be it therefore enacted, by the Governor, Council and Assembly, in Legislative Session convened, and by the authority of the same, That it shall and may be lawful for the Governor or person administering the Government of this Colony for the time being, by and with the advice of Her Majesty's Council, to negotiate with any person or persons, bodies politic or corporate, in the United Kingdom of Great Britain and Ireland, or elsewhere, either directly with such person or persons, or bodies politic or corporate, or through the intervention of Her Majesty's Government, as by and with the advice aforesaid he shall deem most expedient, for the raising and obtaining, from time to time, by way of loan, of such sum or sums of money as may be requisite for the purposes above specified, not exceeding in the whole the sum of Two Hundred and Fifty Thousand Pounds; which said sum or sums of Money shall be chargeable upon and be repaid out of the Public Funds of this Colony, together with Interest at such rates, in such instalments and manner, and at such times, as the Governor and Council may deem most expedient, and as shall be provided and agreed upon by and with Her Majesty's Government and the parties advancing the sums of Money to be loaned as aforesaid.

Debentures to be issued for securing the amount loaned.

II.—And be it further enacted, That it shall and may be lawful for the Governor or person administering the Government for the time being, and he is hereby authorized and empowered, by and with the advice aforesaid, upon obtaining such Loan of Two Hundred and Fifty Thousand Pounds, or any portions thereof, from time to time, to grant and issue, or cause to be granted and issued, one or more Debentures for the same, to be numbered in succession from one upwards; and such Debentures shall be in such form and words as is usual and customary in the like cases, and as shall be needful for the purposes of this Act, and shall be signed and executed on the part and behalf of this Colony by such person or persons as the Governor or person administering the Government of this Colony shall, by Warrant under the Great Seal of the Colony, from time to time, for that purpose, appoint.

£10,000 granted annually to defray the interest on loan.

III.—And be it further enacted, That from and out of such Monies as shall from time to time remain in the hands of the Treasurer of the Colony unappropriated, there be granted to Her Majesty, her Heirs and Successors, such sum or sums of Money, not exceeding in all the sum of Ten Thousand Pounds annually, as may be necessary to defray the interest yearly to grow due upon the said sum of Two Hundred and Fifty Thousand Pounds, or such portion or portions thereof as may be raised on Loan under and by means of this Act.

Such loan when received to be lent to persons residing in the town of St. John's.

IV.—And be it further enacted, That for the purpose of enabling private individuals to reconstruct their Dwelling-houses and Stores of stone or brick, it shall and may be lawful for the Governor or person administering the Government, in Council, to receive the applications of persons desirous of obtaining Loans of Money for that purpose; and upon proof to the satisfaction of the Governor and Council that the title and nature of the interest of the applicants in the ground on which such buildings are proposed to be erected, are such as to afford reasonable security for the repayment of the sums to be loaned thereon, to lend and advance to such

persons respectively such sum or sums as the Governor and Council shall deem proper, not exceeding in the whole three-fourths of the appraised value of the interest of the party borrowing in the premises on which such buildings shall be intended to be erected. And all such Loans to private individuals shall be made upon the express condition, and on due security being taken, that the sums advanced to them shall be expended in the erection of buildings on the mortgaged premises respectively, in accordance with such plan and regulations as shall be made and prescribed by any Act or Acts of the Legislature of this Colony for that purpose. And all and every Mortgages, Conveyances, Leases, or other charges of and upon the respective premises of the parties to whom such Loan shall be granted as aforesaid, shall, for the better security and repayment of the said Public Loan of Two Hundred and Fifty Thousand Pounds, be made and executed to such person or persons, in trust, as shall be named and appointed, and under and subject to such rules, regulations, and restrictions, as shall be made and prescribed for that purpose by Her Majesty's Government.

V.—And be it further enacted, That no part of the said sum of Two Hundred and Fifty Thousand Pounds, to be raised and borrowed on the credit of this Colony, shall be expended or applied in any way or manner other than such as is in herein directed and expressed, or shall be directed and expressed by some other Act or Acts of the Legislature of this Colony.

No part of the said Loan to be expended except as herein directed.

VI.—And be it further enacted, That this Act shall not be of any force or effect until Her Majesty's pleasure thereon shall have been first signified.

Suspending clause





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CAP. II.

An ACT to make further provision for securing the due Payment of the Interest that shall become due and payable upon a certain Loan to be raised under authority of an Act passed in this present Session, entitled "An Act to raise by Loan a Sum of Money for the Rebuilding and Improvement of the Town of St. John's."

[Passed 24th June, 1846.]

WHEREAS during this present Session of the General Assembly of the Island of Newfoundland an Act hath been passed, entitled "An Act to raise by Loan a Sum of Money for the Rebuilding and Improvement of the Town of St. John's;" And whereas by the said Act it is enacted that it shall and may be lawful for the Governor or person administering the Government of this Colony for the time being, by and with the advice of Her Majesty's Council, under the provisions contained and expressed in the said Act, to negociate for, raise and obtain, by way of loan, such sum or sums of Money as may be requisite for the purposes mentioned in the said Act, not exceeding in the whole the sum of Two Hundred and Fifty Thousand Pounds; and which sum and sums of Money, together with Interest for the same, shall be chargeable upon and be repaid out of the Public Funds of this Colony. And whereas it is expedient and necessary that ample and satisfactory security should be provided for the due and regular payment of the Interest as it shall grow due upon the said sum of Two Hundred and Fifty Thousand Pounds, or upon such portion or portions thereof as may be raised on loan; And whereas in and by an Act passed by the Governor, Council and Assembly of Newfoundland in the Ninth Year of Her Majesty's Reign, entitled "An Act for granting to Her Majesty certain Duties on Goods, Wares and Merchandize imported into this Colony and its Dependencies," the following Duties are imposed to be paid upon the importation into this Colony of the several articles of Wines, Spirits, Tea, Tobacco, and Salted Provisions; that is to say—upon all Wines in Bottles, the Gallon, Two Shillings and Six Pence; all other Wines, the Gallon, One Shilling and Six Pence; for every Gallon

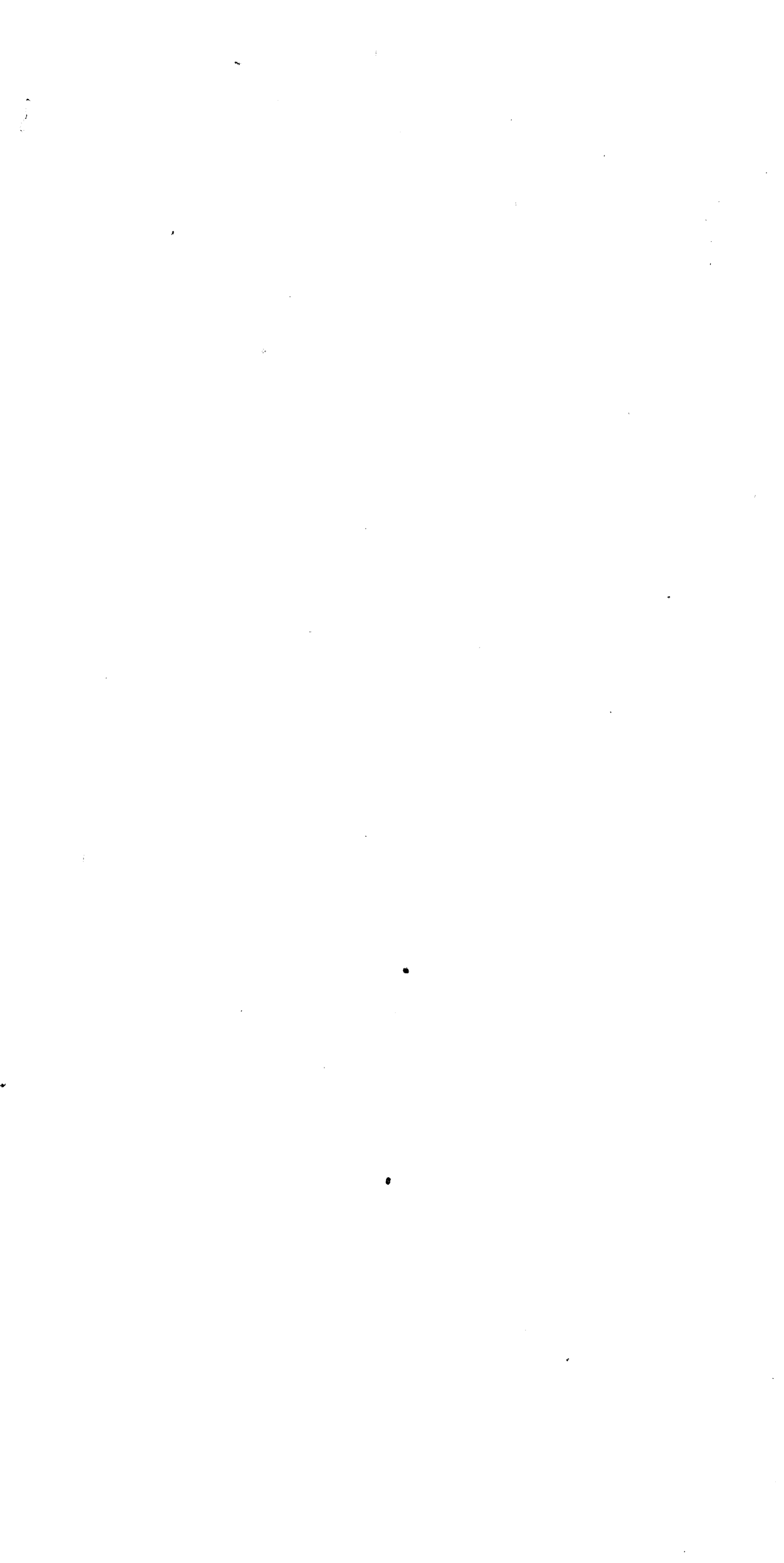
of Brandy, Geneva, Cordials, or other Spirits not therein defined or enumerated, the Gallon, Two Shillings and Six Pence; for every Gallon of Rum and Whiskey, the Gallon, Six Pence; for every Pound of Tea, Three Pence; for every Thousand of Cigars, Ten Shillings; for every Pound of Manufactured and for every Pound of Leaf Tobacco, Two Pence; and for every One Hundred and Twelve Pounds of Tobacco Stems, Two Shillings; for every One Hundred and Twelve Pounds of Meat, Salted or Cured, One Shilling and Six Pence. Which said Act, as is therein declared, is made to continue and be in force from the Fifth day of July One Thousand Eight Hundred and Forty-Six, and thence for the period of Eighteen Calendar Months, and no longer. And whereas it is expedient that so much of the said Act as relates to the payment of the several Duties on all the before enumerated articles, and also that all the clauses, provisions and regulations contained in the same Act, for the levying and collecting the said Duties, should be made perpetual, and that the produce of the said Duties should be applied, in the first instance, towards the payment of the Interest to grow due upon the Principal Monies to be raised on Loan under the provisions of the Act first above recited :

Revenue Act
made perpetual as
respects certain
duties.

Be it therefore enacted, by the Governor, Council and Assembly, in Legislative Session convened, and by the authority of the same, that all such parts of the before mentioned Act, passed in the last Session of the General Assembly, as impose the payment of Duties on all and every of the above enumerated articles after the rates aforesaid, and all and every the clauses, provisions, regulations and restrictions, relating to the levying, collecting and securing of the same Duties, as the same are declared and set forth in the said Act, shall be, and the same are hereby made perpetual ; and that all the monies and produce of the said enumerated Duties, or so much thereof as may become necessary for the purpose, shall be paid and applied towards defraying the Interest to grow due upon the said sum of Two Hundred and Fifty Thousand Pounds, or such portions thereof as shall be raised on Loan as aforesaid.

Appropriation of
such duties.







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CAP. III.

An ACT to regulate the Re-building of the Town of St. John's, and the Drainage and Sewerage of the same, and to Repeal certain Acts therein mentioned.

[Passed 4th August, 1846.]

WHEREAS it is expedient to regulate the re-building of the Town of Preamble
St. John's:

I.—Be it therefore enacted, by the Governor, Council and Assembly, in Water Street
Legislative Session convened, that Water-Street, in the said Town of St. John's, shall extend from the Eastern side of Quidi Vidi Firebreak on the East to Job's Bridge on the West, and shall be Sixty Feet in width from the South line of the said street; which said line shall be as follows:

Commencing at station No. 1 on the plan of the Commissioners appointed by His Excellency the Governor, certified under the hands of the said South Line
Commissioners and presented to the House of Assembly, and running thence to station No. 4, according to the line described on the said plan; thence in a straight line to a point three feet North of the North-west angle of Messrs. Dunscomb & Harvey's premises; thence in a straight line to the North-west angle of Mr. Nicholas Gill's premises; thence in a straight line to the North-east angle of Mr. Patrick Morris's premises; thence in a straight line to the North-east angle of the house lately occupied by Mrs. Beck; thence according to the existing line of street to Prescott-street Firebreak, as hereinafter described. Then from a point ten feet South of the North-east angle of the house lately occupied by Mr. Henry Earle, to the North-east angle of Messrs. John M. Rendell & Co.'s premises; thence through a point ten feet South of the North-west angle of Messrs. William & Henry Thomas & Co.'s premises to the North-west angle of the stone house lately occupied by Mr. R. F. Trimmingham. Then from the North-east angle of the house lately occupied by Mr. Patrick

Maher, by the existing line of street, to Beck's Cove. Then from a point fifteen feet South of the North-east angle of Messrs. E. & N. Stabb's late premises in a straight line to the North-east angle of Messrs. Shea & Murphy's stone house; thence to the North-west angle of the dwelling house lately occupied by Mr. W. E. Taylor; thence in a straight line to a point in the middle of Codner's Cove fifteen feet South of the existing South line of Water-Street; thence in a straight line to the North-west angle of the premises of Mr. John H. Warren; thence by the existing line of street to the North-west angle of Messrs. James & William Stewart's premises; thence by the line described on the aforesaid plan to the North-east angle of Messrs. Stuart & Rennie's stone buildings; thence by the existing line of street to the North-east angle of Pie Corner Cove; thence in a straight line to the North-east angle of Mr. P. Morris's brick buildings; thence to the North-west angle of the same; thence to station No. 19, according to the line laid down and described on the said plan, being the North-east angle of the entrance of Job's Bridge; thence by a line sixty feet distant from and parallel to the North line of street as laid down and described on the aforesaid plan, to station No. 21.

Duckworth Street, II.—And be it enacted, That Duckworth Street in the said Town shall extend from the Eastern side of Quidi Vidi Firebreak on the East to Flower Hill Firebreak on the West; and shall be sixty feet in width from the South line of the said street, which said line shall be as follows:

South Line, Commencing at a point opposite station No. 1 in the said street, as marked and described in the said plan, and running thence to the North-east angle of Woodley's Lane according to the line laid down and described in the said plan; thence in a straight line to the North-east angle of Mr. John Stears's house, West of the Hill of Chips; thence by the existing line of street to a point five feet North of the North-east angle of the house lately occupied by Jeremiah Hayes at the head of the King's Beach; thence in a straight line to the North-east angle of Mr. Thomas Bears's stone buildings; thence along the same and in a straight line to the North-east angle of Mr. William Flynn's brick house; thence by the existing line of street to the North-west angle of the Commercial Building; thence in a straight line to the North-east angle of Market Square; thence by the existing line of street to Beck's Cove Firebreak; and thence to Flower Hill Firebreak, by a line parallel to and twenty feet South of the Southern line as laid down by the said Commissioners for the South line of the continuation of Duckworth Street.

Eleven Firebreaks, III.—And be it enacted, That there shall be laid down in the said Town and Suburbs, Eleven Cross Streets or Firebreaks, as follows, that is to say:—

Church Hill, CHURCH HILL FIREBREAK—which shall be according to the lines laid down and described for the same, on the aforesaid plan of the Commissioners.

Prescott Street, PRESCOTT STREET FIREBREAK—The existing Western boundary of which, between Water Street and Duckworth Street, shall be the Western boundary thereof, and a space equal to the breadth of M'Larty's Lane shall be added to the width of the same, the proprietors of ground encroached on for this purpose occupying the said lane in lieu of the ground so encroached on. Between Duckworth Street and the Northern terminus of the said Firebreak, the Eastern side of Cantwell's Lane, until it is intersected by the Eastern side line of Prescott Street, as laid down upon the said plan, and thence to the said terminus the Eastern side line of the said street, as described upon the said plan, shall be the Eastern side line of the said Firebreak and Street; and that a line parallel thereto at sixty feet distance shall be the Western boundary.

KING'S BEACH FIREBREAK.—Commencing at the North-west angle of King's Beach Firebreak. Mr. Nicholas Gill's house in Water Street; thence running in a straight line to the South-west angle of Mr. Michael Dealy's house in Duckworth-street; thence running in a straight line to a point seventeen and a half feet East of the North-east angle of the King's Road in Gower Street; thence in a straight line to the South-east angle of the Ordnance Lime-kiln Ground; and thence by the Eastern boundary of the said ground to the Military Road—which said lines shall form the Eastern boundary of the said Firebreak; and that a line or lines parallel thereto at a distance of seventy feet shall form the Western boundary of the said Firebreak to the said Lime-kiln ground; and that from thence the said Firebreak shall be bounded on the West by the Western side of the King's Road.

HILL OF CHIPS FIREBREAK.—The Western side of the said Firebreak Hill of Chips Firebreak. shall be bounded by a straight line commencing in Water Street and running along the North-eastern foundation wall of Mr. Patrick Kough's house (the late Billiard Room) to Duckworth Street, and a line parallel thereto at seventy feet distance shall be the Eastern boundary thereof.

QUIDI VIDI FIREBREAK.—The Western side of the said Firebreak shall Quidi Vidi Firebreak. be bounded by a straight line running from the harbour along the foundation wall of Mr. James Brine's premises to Duckworth Street, and a line parallel thereto at sixty feet distance shall be the Eastern boundary.

MCBRIDE'S COVE FIREBREAK.—That from the North side of Water McBride's Cove Firebreak. Street to Duckworth Street the existing Western boundary shall remain, and that a line parallel thereto at eighty feet distance shall be the Eastern boundary thereof.

BECK'S COVE FIREBREAK.—That the existing boundary lines of the Beck's Cove Firebreak. said Cove and Firebreak, between the harbour and Duckworth Street, remain unaltered, and that from the Northern extremity of the Eastern boundary of the said Firebreak a straight line be extended to the North west angle of William Shea's house in Gower Street, and that a line parallel thereto, at 60 feet distance, form the Western boundary of the continuation of the said Firebreak.

CODNER'S COVE FIREBREAK.—A line drawn from the harbour along Codner's Cove Firebreak. the Eastern foundation walls of Mr. John H. Warren's late dwelling house to Water Street, and the existing Western side line of Adelaide Street, to Duckworth Street, shall form the Western boundary; and that the Eastern side of Codner's Cove, and a line sixty feet distant from and parallel to the Western side of Adelaide Street, be the Eastern boundary thereof.

QUEEN STREET.—The existing western line of Queen Street, and a line Queen Street Firebreak. drawn from the South-west angle of Barter's Hill Road, through the North-east angle of the house at the first turn of the said Road to the westward, and thence to the rear line of the Town, shall form the Western boundary of the said street; and lines parallel thereto, at sixty feet distance, shall be the Eastern boundary thereof.

STUART & RENNIE'S COVE.—The Eastern boundary of Messrs. Stuart & Stuart & Rennie's Cove. Rennie's premises shall be the Western boundary of the said Cove; and a line parallel thereto, at sixty feet distance, shall be the Eastern boundary thereof.

FLOWER HILL FIREBREAK.—A line drawn from the Harbour along the Flower Hill Firebreak. Western side of the Bonding Store of Messrs. Newman & Co. to the corner of Mr. Jonas Barter's house, where it is touched by the Eastern line as

laid down and described upon the aforesaid plan, and thence to the rear line of the Town, the said Eastern line shall form the Eastern boundary of the said Firebreak; and a line parallel thereto, at a distance of eighty feet, shall form the Western boundary of the same.

Gas-works
Firebreak.

GAS WORKS FIREBREAK.—The Eastern line of the said Firebreak as laid down and described on the said plan of the Commissioners, shall be the Eastern boundary of the said Firebreak; and a line parallel thereto, at sixty feet distance, shall be the Western boundary thereof.

River head Fire-
break,

RIVER HEAD FIREBREAK.—The Eastern line, as laid down and described on the aforesaid plan, shall be the Eastern boundary of the said Firebreak; and a line parallel thereto, at sixty feet distance, shall be the Western boundary thereof.

New Gower Street.

And be it enacted, That New Gower Street shall be laid down as follows: commencing at the South-east angle of Philip Duggan's house; thence running in a straight line, touching the South-west angle of Stephen Ryan's house to a point sixty feet beyond the boundary of James Fergus's ground; thence in a straight line to a point North of the North-west angle of Waldegrave Street; and thence to a point North of the North-west angle of Cuddihy's house, being the Western extremity of the burnt district; and further, that the Square laid down and described on the aforesaid plan as Harvey Square, be reserved and named Harvey Square, and that the Streets which form the North-east and South-west boundaries thereof shall be of the widths and courses laid down and described for the same in the aforesaid plan of the Commissioners.

Streets and Fire-
breaks how opened
and laid out.

IV.—And be it enacted, That from and after such time as the Streets and Firebreaks aforesaid shall be laid out, in manner hereinafter directed, and compensation shall be made or tendered for the property necessarily appropriated for such purposes, and notice thereof shall have been given by publication in the "Royal Gazette," the ground included in the said Streets and Firebreaks shall be and become public property; and all buildings and erections whatsoever, which now are, or may hereafter be placed or erected upon any part of the said Streets or Fire-breaks, so laid out, and which shall be suffered to remain thereon until the First day of May One Thousand Eight Hundred and Forty-nine, shall be and shall be deemed public nuisances, and may be abated accordingly by order of two or more Stipendiary Justices of the Peace for the Central District, who after hearing the party complained of shall, if such nuisance be proved, make an order for the abatement thereof, and shall furnish such assistance of Constables and others as may be necessary for that purpose; and every person or persons continuing or erecting any of such buildings or erections, shall be subject to such punishment as is by law in such case provided with respect to common or public nuisances, or as shall be prescribed by this Act.

No buildings
other than of brick
or stone to be built
within certain
limits.

V.—And be it enacted, that from and after the First day of May, Anno Domini One Thousand Eight Hundred and Forty-nine, it shall not be lawful for any person or persons whomsoever, to build, erect, or put up any building or erection whatsoever, other than such as shall be built of brick or stone or other unflammable materials, in any part of the said Town Southward of a line drawn parallel to, and sixty feet to the Northward of, the North side of Duckworth Street in the said Town; and all houses, stores, and other buildings, South of the said line, shall be roofed or covered with iron, slate, or other unflammable material; and that all buildings and erections which, since the fire in the said Town on the Ninth of June last, have been or which may be hereafter built or erected to the Southward of the said line,

of materials, or roofed or covered with materials, or in a manner other than such as are by this Act prescribed, shall be, after the first day of May, Anno Domini Eighteen Hundred and Forty nine, deemed public nuisances, and the like proceedings shall be and may be had with respect to the same, and with respect to the person or persons continuing building or erecting any of the same, as are herein provided with respect to any building placed or erected upon any street, lane, or fire-break aforesaid: Provided, nevertheless, that nothing in this Act shall operate to prevent any person now occupying, or that may hereafter occupy, any fishing room situate to the eastward of Woodley's Cove, or to the westward of Newman & Co's. premises, from building of wood, if he shall see fit, any house, store, stage, flake, or other erection, to be used by him or his servants employed by him exclusively for the purpose of carrying on the fishery upon such fishing room.

VI.—And be it enacted, that it shall not be lawful for any person or persons to build or erect in Gower Street, Queen's Road, the Military Road, and the Circular Road, or in any other lane or street within the said town, or suburbs, which the Governor and Council shall declare to be a main street, any house or other building nearer to the centre of such lane or street than twenty-five feet; and all houses or other buildings erected on any of the said streets or lanes nearer to the centre thereof than twenty-five feet, shall be deemed public nuisances, and the like proceedings shall be and may be had with respect to the same, and with respect to any person or persons building or erecting the same, as are hereinbefore provided with respect to other public nuisances of a like nature.

No buildings to be erected within 25 feet of the centres of certain streets:

VII.—And Whereas, by reason of the expense of making compensation in such behalf, it is inexpedient that the following Firebreaks should at present be opened beyond the limits hereinafter mentioned, but it is expedient that no buildings should be erected on the sides of such Firebreaks beyond such limits: Be it therefore enacted, that it shall not be lawful for any person or persons to build or put up any building or erection whatsoever within thirty feet of the centre of Quidi Vidi Firebreak to the Northward of Duckworth Street, within Thirty Feet of the centre of the Hill of Chips Firebreak to the Northward of the Government Bake-house, within Thirty Feet of the centre of Prescott Street, and within Fifty Feet of the centre of Church Hill Firebreak to the Northward of the Military Road, within Thirty Feet of the centres of Queen Street and Flower Hill Firebreaks to the Northward of Gower Street, and within Thirty Feet of the centres of Gas Works and River Head Firebreaks to the Northward of Water Street; and all buildings and erections made or built within the distances aforesaid of the centres of the said Firebreaks respectively to the Northward of the limits aforesaid, shall be deemed public nuisances, and may be abated accordingly.

Nor within 30 feet of the centres of certain Firebreaks beyond certain limits, beyond which such Firebreaks are not at present to be opened—

VIII.—And be it enacted, that from and after the passing of this Act, it shall not be lawful for any person or persons whomsoever to construct or erect or cause to be constructed or erected, any building or erection of any kind or nature whatsoever, within the limits of the Firebreaks hereinbefore laid down and described, within that portion of the Town of St. John's recently devastated by Fire; and that every building or erection which after the time aforesaid shall be constructed or erected within the said limits, shall be deemed a Public Nuisance, and may be abated accordingly.

Nor at all on Firebreaks within the burnt district.

IX.—And be it enacted, that it shall be lawful for the Governor, or Administrator of the Government for the time being, to nominate and appoint one fit and competent person to be a General Supervisor of Streets within

Supervisor to be appointed by the Governor.

His duties.

Office to continue for five years.

Mode of compensating parties whose interests may be affected.

Arbitration.

Appeal.

Proviso.

Amounts for compensation under £25 paid by Warrants on the Treasurer; - above £25 by Treasury Notes.

the said town and suburbs, who shall superintend the carrying into effect the provisions of this Act; which Supervisor shall, before he enters upon the duties of his said office, be sworn before one of the Judges of the Supreme Court, faithfully to discharge the duties of his office without fear, favor, or affection; and such Supervisor shall lay down, upon such plan and in such manner as may be directed by the Governor in Council, such common drains and sewers throughout the said town, as may be necessary for cleansing and draining the same; and there shall be paid to the said Supervisor an annual salary of Three Hundred Pounds: Provided that such office of Supervisor shall continue for a period of Five Years and no longer.

X.—And be it enacted, that all persons, proprietors of lands or tenements within the said town, whose interests shall be in any way affected by the carrying into effect the provisions of this Act, shall, before such lands or tenements be appropriated for public uses, be paid compensation for any damage they may sustain in that behalf; and that for the purpose of ascertaining the amount of compensation to be made in any case wherein the said Proprietors and Supervisor shall not agree, or wherein the Governor and Council may not approve of the awards of the said Supervisor, it shall be lawful for the party or parties interested in the property affected to name one arbitrator, and the Supervisor to be appointed under this Act to name another arbitrator, and such two arbitrators shall name a third, and the award of any two of them shall be final and binding; and in case any party interested in such property as aforesaid, shall refuse or neglect to appoint an arbitrator, within three days after notice shall be given him, her, or them, by such Supervisor, or in case the arbitrators shall disagree in the choice of such third arbitrator, in either case it shall be lawful for the Governor in Council to nominate and appoint an arbitrator, and the award of any two of such arbitrators shall be of the like effect as if one of such arbitrators had been appointed by the party, and the third had been chosen by such arbitrators; and such arbitrators shall, before they proceed in the execution of their duty, be sworn before a Justice of the Peace, faithfully and without favor to either party to discharge their duties as such arbitrators: Provided, that it shall be lawful for any party who shall claim on oath any amount of compensation beyond One Hundred Pounds, and who shall be dissatisfied with any such award, to appeal therefrom to the Judges of the Supreme Court, by petition, within one week from the making of such award, in term time or vacation, and it shall be lawful for such Judges to summon all necessary parties and witnesses, and to inquire into the merits of such petition, and to make such award and decision thereon as shall be just and equitable, which decision and award shall be final: And provided further, that in ascertaining the amount of compensation under this Act, the additional value derived to the several proprietors from the convenience and security afforded by the improvement of the Streets shall always be taken into account.

XI.—And be it enacted, that the Governor or Administrator of the Government for the time being shall be authorized to draw Warrants on the Colonial Treasurer for the payment of compensation to be awarded under this Act, which compensation shall not exceed in the whole the sum of Twenty Thousand Pounds, and that in discharge of such warrants for any amount not less than Twenty-five Pounds, as may from time to time be drawn upon him for such purpose by the Governor for the time being, it shall be lawful for the Treasurer, in discharge of such warrants, to pay to parties in whose favour such Warrants may be drawn, the amount of compensation to which he, she, or they may be respectively entitled, by Treasury Notes payable within Ten Years from the date thereof, and bearing Interest at the rate of Five per cent. per annum, which shall be redeemable on Three

Months' notice being given in the "Royal Gazette," at the expiration of which notice all Interest on such Notes mentioned therein shall cease.

XII.—And be it enacted, That in order to defray the expense of laying down and constructing such common Drains and Sewers as aforesaid, and of paying the salary of the Supervisor, and for defraying the cost for the raising and collection of the assessment hereinafter mentioned, it shall be lawful for the Justices in Session of the District of St. John's, upon the presentments of the Grand Jury of such Sessions of the amount required for such purposes, to make orders, under their hands and seals, for the raising and levying of an Assessment or Assessments, at a rate in the pound on the rents or appraised values of all houses and buildings and lands within the limits of the said town; all which assessments shall be raised, levied and collected from all landlords, lessees, or other persons owning such lands or buildings, or deriving a profit rent thereupon.

Expenses of drains &c. and Supervisor's salary to be raised by assessment.

XIII.—And be it enacted, That it shall be lawful for the said Justices to appoint three competent persons to appraise the value of all such lands, houses, and buildings as aforesaid, and upon appeal, in a summary manner, at the instance of any party interested, to decide upon the correctness of such appraisement, and also to appoint a receiver for the collection of such Assessments; and in case any person or persons liable to contribute towards such Assessment shall refuse or neglect to pay upon demand the amount for which such person or persons shall be assessed, such amount shall and may be recovered in a summary manner, with costs, by a suit to be brought before any two or more Justices of the said District in the name of the Receiver, (in which action service of process upon the agent of any person absent from the country shall be service upon the principal), and by sale of the defendant or defendants' lands or effects; and the amount of such Assessments, when received, shall, after deducting the costs of collection, be paid over to the Colonial Treasurer for the purposes of this Act.

Appraisers to be appointed by Justices.

Mode of recovering assessment.

XIV.—And be it enacted, That it shall not be lawful for the said Supervisor to proceed in the opening or laying down such common drains and sewers as aforesaid, in any other way than by contract on tender, having first given public notice for such intended contract, for the space of Ten days at the least, and all such contracts shall be in writing, and shall be signed by the contractor, and subject to all the conditions and restrictions for regulating contracts for opening and making Roads under the Act to regulate the making and repairing of Roads, Streets, and Bridges within this Colony. And that all payments on contracts and other charges, shall be made by Warrant of the Governor.

All Drains and Sewers under this Act to be constructed on contract by tender.

XV.—And be it enacted, That if the Supervisor or Arbitrators so to be appointed as aforesaid shall be of opinion that any Proprietor or Proprietors of any ground required for any street or fire-break as aforesaid, may be indemnified at a less expense to the public by having an equal portion of ground assigned to him, her or them, from any ground adjoining, and that such adjoining ground may be taken without material injury to the proprietor thereof, it shall be lawful for the said Supervisor to mark off so much of the adjoining ground as he shall think sufficient, to replace the ground required for such street or fire-break, and the same so marked off shall belong to the first-mentioned proprietor from whom the same was taken, and shall be as a full satisfaction and release of the same and all right and title thereto: Provided that if the land so to be given shall not be deemed an equivalent for the land dedicated to the street or fire-break, it shall be lawful to pay the said proprietor such sum as may be, with the land so to be given, a full satisfaction for the land so dedicated.

Supervisor may give Proprietor of front ground land in the rear in certain cases.

Certain Acts re-
pealed.

XVI.—And be it enacted, That from and after the passing of this Act, the following Acts shall be and the same are hereby repealed ; that is to say—an Act passed in the fourth year of the reign of His late Majesty entitled “An Act to regulate the Building of Houses in Water Street in the town of St. John’s;” an Act passed in the fourth year of the reign of his late Majesty, entitled “An Act to provide for the management of a certain Public Wharf and Landing in the Town of Saint John’s;” an Act passed in the third year of the reign of Her present Majesty, entitled “An Act to repeal part of an Act passed in the second session of the first General Assembly of this Island, entitled ‘An Act to regulate the Building of Houses in Water Street in the Town of St. John’s;’” an Act passed in the third year of the reign of His late Majesty, entitled “An Act for the establishment and regulation of Fire Companies in the Town of Saint John’s;” and an Act passed in the fifth year of the reign of His late Majesty, entitled “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 St. John’s.’”

No buildings to be
commenced with-
out notice to
Supervisor

XVII.—And be it enacted, That no person whatsoever shall excavate or build upon the front line of any street, lane or fire-break within the Town of St. John’s, until he, she or they shall have given or left at the office of the said Supervisor a notice in writing at least two days before the commencement of such intended excavation or erection; and thereupon it shall be the duty of the said Supervisor to examine the said projected work and see that it conform to the line and levels of such street, lane or fire-break; and that any person neglecting to give such notice, or acting contrary to the directions in writing of such Supervisor, according to the provisions of this Act, touching the said work, shall be liable to a fine not exceeding the sum of Five Pounds, to be recovered in a summary manner before any Justice of the Peace for the Central District, and levied by distress and sale of the offender’s goods and chattels; and any work done contrary to such written directions shall be deemed and taken to be a public nuisance, and abated accordingly as other nuisances under this Act.

Penalty

Supervisor to
regulate Party
Walls

XVIII.—And be it enacted, That in case of dispute it shall be lawful for the said Supervisor to regulate the building of Party Walls, and the rateable contribution to the expenses thereof to be paid by the adjoining proprietors or tenants who may use the same, prescribing the extent which such party-wall shall occupy upon the land of such proprietors respectively.

Levels of streets
&c. to be taken

XIX.—And be it enacted, That the Governor for the time being is hereby authorised to cause suitable levels to be taken of the several streets, lanes and fire-breaks within the said Town, by which levels all parties shall be required to govern themselves.

Regulations res-
pecting party-
walls, chimnies, &c

XX.—And be it enacted, That every party-wall within the limits prescribed for the erection of buildings of stone, brick, or other unflammable materials, shall project above and beyond the roof at least twelve inches; and that no wood or inflammable material of any description except doors, door frames, window sashes, window frames, and roofboarding, shall be placed within four and a half inches of the outside of the said building; and that every chimney shall extend to a height not less than two feet above the ridgepole.

Parapets, balconies
&c

XXI.—And be it enacted, That all copings, parapets, cornices to overhang roofs, blocking courses, cornices, piers, columns, pilasters, entablatures, facias, door and window dressings, balconies at least ten feet above the level of the street, or other architectural improvements, may project beyond the general line of fronts in any street, lane or fire-break; provided that within the limits prescribed for the erection of buildings of

stone, brick, or other unflammable materials, they be wholly composed of such unflammable materials.

XXII.—And be it enacted, that a substantial ladder shall be fixed Ladders to the roof of every dwelling house, and kept in good repair, except where a regular access to the roof from the inside is provided.

XXIII.—And be it enacted, that the Paths appropriated for the Side-paths to be 10 feet wide use of foot passengers on each side of Water Street and Duckworth Street be ten feet wide.

XXIV.—And be it enacted, that it shall be the duty of the said Defective chimnies Supervisor to inspect the several chimnies and external stove-pipes throughout the Town, and that the tenant of every House who shall not within two days after he, she or they be notified of the defective state of such chimney or stove-pipe, cause the same to be properly repaired, shall be liable to a Penalty fine of not less than ten shillings nor exceeding Forty Shillings, with costs of suit, to be recovered in a summary manner before any Justice of the Peace for the Central District, and levied by distress and sale of the offender's goods and chattels.

XXV.—And be it enacted, that no building shall be erected to interfere with the line of fire from Fort William and Fort George towards the No buildings to obstruct the line of fire from Forts William and George Harbour, provided that the Officers of Her Majesty's Board of Ordnance shall pay or tender to the proprietors and tenants of land situate in the line of Fire, compensation for such rights as would be interfered with by preventing the erection of such building, which compensation shall be ascertained in manner hereinbefore prescribed for ascertaining the value of land taken for the purposes of the streets and fire-breaks.

XXVI.—And be it enacted, that the lines of streets and fire-breaks laid out by this Act shall not be departed from, excepting in such cases No alterations to be made in lines of streets except &c as the description by the points of the compass may be erroneous—and such departures in such cases shall be first determined upon by the Supervisor and approved of by the Governor in Council.

XXVII.—And be it enacted, that it shall be lawful for such Supervisor may administer oath to party claiming compensation Supervisor to administer an oath to any person claiming compensation under this Act, as to his, her, or their belief of the reasonableness of the said claim.

XXVIII.—And be it enacted, That in every case wherein any tenant holding under a lease commencing previously to the Ninth day of June last, and not surrendered in consequence of the Fire which occurred in the said Town on that day, shall under the provisions of this Act, independently Compensation to be made to tenants by landlords in certain cases of any former Law, or of any covenant or agreement, be compelled to build of brick, stone, or any other unflammable material, where such tenant might otherwise have built of wood, such tenant shall, at the expiration of such lease, receive from his landlord compensation either by an extension of his lease for such period as shall not (including the unexpired term,) exceed Forty years in the whole, or by payment of a sum of money, as may be determined by any two of three Arbitrators, of whom one shall be appointed by the landlord, one by the tenant, and the third by the Arbitrators already chosen.

XXIX.—And be it enacted, That in the event of any such intended Arbitration not being carried into effect, either from the refusal of the Mode of recovering compensation landlord to appoint an Arbitrator, or from the disagreement of the Arbitrators, or from any cause other than the refusal of the tenant to appoint an Arbitrator, such compensation as aforesaid may be recovered in an action

of assumpsit as for money paid, to be brought against the landlord in any Court of Record.

limits of the town
prescribed

XXX.—And be it enacted, That for the purposes of this Act, the boundaries and limits of the said Town of St. John's shall be as follows;— Commencing at the Harbor and running along the Eastern side line of the Gas Works Firebreak, as laid down and described upon the aforesaid plan, until it is intersected by the Monday Pond Road; thence in a straight line to Rennie's Mill Bridge on the old Portugal Cove Road; thence by the courses of the stream running into Quidi Vidi lake; thence from the mouth of the said stream in a straight line to the Ordnance boundary line where it is intersected by the Main Road leading to Signal Hill; thence by the Ordnance boundary line to the Harbor of St. John's; and thence by the Waters of the Harbor to the place of beginning: Provided that all Government Buildings, Churches, Chapels, and places of public Worship, all public School Houses, and the buildings of public Charitable Institutions, shall be exempted from the rates and assessments hereinbefore mentioned.

Certain houses now
in lines of street
permitted to stand

XXXI.—And whereas the house lately built upon the North Side of Duckworth Street by Robert Prowse, the house lately built on the North Side of Water Street by James Cullen, and the house lately erected on the North Side of Water Street by Walter Dillon, fall within the lines of the said Streets respectively, but the said houses being built of unflammable materials, and the expense which would be occasioned by their removal being considerable, it is expedient that the said houses should be made exceptions to the lines hereinbefore laid down: Be it therefore enacted, That the said houses, being finished and completed in the manner hereinbefore prescribed with respect to houses to be erected on Water and Duckworth Streets, may lawfully continue and be within the lines of the said streets at the option of the said several parties, or any future proprietors of the same, as such houses now stand thereon, anything hereinbefore contained to the contrary thereof notwithstanding.



ANNO NONO & DECIMO

VICTORIÆ REGINÆ.

CAP. IV.

An ACT for the laying out of Streets and Cross Streets or Fire-breaks in the Town of Harbour Grace.

[Passed 4th August, 1846.]

WHEREAS the intersecting of the Town of Harbour Grace by Cross Streets or Firebreaks will greatly tend to the security of the said Town in the event of fire occurring therein : Preamble.

I.—Be it therefore enacted, by the Governor, Council, and Assembly, in Legislative Session convened, that it shall and may be lawful for the Governor in Council to nominate and appoint Three Commissioners for the purposes of this Act; and such Commissioners shall be and they are hereby authorized and empowered to lay off and mark out in the said Town of Harbour Grace such Cross Streets or Firebreaks as they may deem necessary for the security of the said Town, not exceeding Five in all, each of a width of not less than Sixty Feet, and extending from the Waterside Northward, so as to intersect Harvey Street on the North as well as the South line thereof; and that from and after such time as the said Streets or Firebreaks, which shall first be approved by the Governor in Council, shall be laid out, and compensation shall be made or tendered for the property necessarily appropriated for such purposes, the ground included in the said Streets or Firebreaks shall become and be public property, and all buildings or erections which now are or hereafter may be placed or erected upon such ground, shall be deemed public nuisances, and may be abated accordingly, by order of any Two or more Stipendiary Justices of the Peace for the District of Conception Bay. Governor may appoint Commissioners to lay out Streets in Harbour Grace.

II.—And be it enacted, That all persons, proprietors of Lands or Tenements within the said Town, whose interests shall be in any way affected by the carrying into operation the provisions of this Act, shall, before such Lands or Tenements shall be appropriated for the uses aforesaid, be paid compensation for any damage they may sustain in that behalf; and that for the purpose of ascertaining the amount of compensation to be made in any case wherein the said Proprietors and Commissioners shall not agree, or Compensation to be made to parties whose interests may be thereby affected.

Arbitration.

wherein the Governor and Council may not approve of the awards of the said Commissioners, it shall be lawful for the party or parties interested in the property affected to name one Arbitrator, and the said Commissioners to name another Arbitrator, and such two Arbitrators shall name a third; and in case any party interested in such property as aforesaid shall refuse or neglect to appoint an Arbitrator within Three Days after notice so to do, or in case the Arbitrators shall disagree in the choice of such third Arbitrator, in either case it shall be lawful for the Governor in Council to nominate and appoint an Arbitrator, and the award of any two of such Arbitrators shall be of the like effect as if one of the Arbitrators had been appointed by the party, and the third had been chosen by such Arbitrators. Provided, that it shall be lawful for any party who shall claim on oath any amount of compensation beyond One Hundred Pounds, and who shall be dissatisfied with any such award, to appeal therefrom to the Northern Circuit Court by petition, and such Court shall inquire into the merits of such petition, and make such award thereon as may be just and equitable, and such award shall be final.

Provido.

Appeal.

Compensation
awarded—how
paid.

III.—And be it enacted, That it shall be lawful for the Treasurer of the Colony, upon the receipt of and in discharge of any Warrant for any amount not less than Twenty-five Pounds that may be drawn upon him for such purpose by the Governor for the time being, to pay to the party or parties in whose favour such Warrant shall be drawn, the amount of compensation to which such party or parties may be respectively entitled, by Treasury Notes, payable within Ten Years from the date thereof, and bearing interest at the rate of Five per Cent. per annum, which Notes shall be redeemable on Three Months' notice being given in the "Royal Gazette," at the expiration of which notice all interest on such Notes mentioned therein shall cease. And all sums of a less amount than Twenty Five Pounds which may be awarded as compensation as aforesaid, shall be paid by Warrant as aforesaid in like manner as Warrants are now payable at the Treasury for other services. Provided that the whole amount of compensation so to be payable as aforesaid shall not exceed in the whole the sum of Three Thousand Pounds.

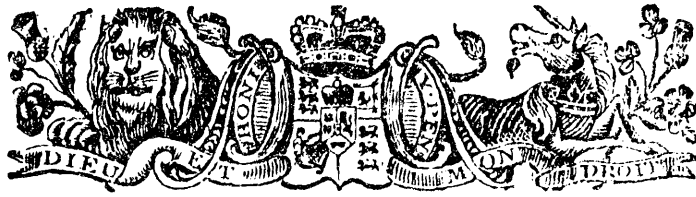
Harvey and Water
Streets.

IV.—And be it enacted, That it shall be lawful for the said Commissioners, from and out of such Monies as aforesaid, to open and make Harvey and Water Streets in the said Town of Harbour Grace under and subject to the provisions hereinbefore contained.

Commissioners
may replace land
taken for Streets
by adjoining land.

V.—And be it enacted, That if the said Commissioners or Arbitrators so to be appointed as aforesaid shall be of opinion that any proprietor or proprietors of any ground required for any Street or Firebreak as aforesaid may be indemnified at a less expense to the public by having an equal portion of ground assigned to him, her or them, from any ground adjoining, and that such adjoining ground may be taken without material injury to the proprietor thereof, it shall be lawful for the said Commissioners to mark off so much adjoining ground as they shall think sufficient to replace the ground required for such Street or Firebreak; and the same so marked off shall belong to the first mentioned proprietor, and shall be instead and in lieu of all indemnity whatever; and the value of the same, to be ascertained by Arbitration in manner aforesaid, shall be paid to the proprietor from whom the same was taken, and shall be as a full satisfaction and release of the same and all right and title thereto. Provided that if the land so to be given shall not be deemed an equivalent for the land dedicated to the Street or Firebreak, it shall be lawful to pay the said proprietor such sum as may be, with the land so to be given, a full satisfaction for the land so dedicated.

Provido.



ANNO NONO & DECIMO

VICTORIÆ REGINÆ.

CAP. V.

An ACT to authorize the issue of Treasury Notes.

[Passed 4th August, 1846.]

WHEREAS it is expedient to facilitate the defraying of the expenses of Preamble. the Civil Government of this Colony, by authorizing the issue of Treasury Notes to an amount not exceeding the sum of Twenty Thousand Pounds:—

I.—Be it therefore enacted, by the Governor, Council, and Assembly, Commissioners to be appointed for purposes of this Act. in Legislative Session convened, That it shall and may be lawful for the Governor, or Administrator of the Government for the time being, to appoint Three fit and proper persons as Commissioners to issue Treasury Notes to the amount of Twenty Thousand Pounds, as follows, that is to say:—Five Hundred Notes, of Ten Pounds each; Two Hundred Notes, of Twenty-five Pounds each; and Two Hundred Notes, of Fifty Pounds each— which Treasury Notes shall bear Interest at the rate of Five per centum per annum, from the day they shall be issued in payment from the Treasury, and shall be indented and impressed with the word “Newfoundland,” signed by the Treasurer of the Colony, and counter-signed by the said Commissioners, and contain the following figures and words:—

No.	Colony of Newfoundland.	<small>Form of Notes.</small>
£	Treasurer's Office.	

By a Law of this Colony the Bearer of this Note is entitled to receive at the Treasury the sum of _____ with Interest at the rate of Five per cent per annum from the day it was issued by the Treasurer. Dated at St. John's, Newfoundland, the _____ day of _____ A. D. 184 _____.” All which Notes shall be of the same date; and when so completed and signed shall be delivered to the Treasurer by the persons appointed to countersign the same; and the Treasurer shall be accountable for all such Notes so delivered to him.

II.—And be it enacted, That when and so often as money shall become due and payable by virtue of any Act or Acts already passed, or that may be passed by the General Assembly of this Colony, and Warrants for the same are produced for payment to the Treasurer of the Colony, he shall pay the amount of such Warrants on demand in Silver, or in the said Notes, to the person or persons entitled to receive the same, at his or their election, which Notes shall again be received at the Treasury in this Colony at their specified value, equal to the like value in Silver, and when and so often as the same are presented and offered in payment of duties raised by Notes payable in discharge of Warrants.

- Interest.** virtue of any Act passed within this Colony, and the Interest from the day of their being issued in payment completed and allowed.
- Time of Issue to be marked thereon—** III.—And be it enacted, That the Treasurer of the Colony shall on the day and before he issues any of the Notes in payment as aforesaid, write on the same the day of the year and month they are so issued, and sign his name thereto; and from the time so written by him in the said Notes so issued they shall bear the interest aforesaid.
- Interest.**
- And time of receipt of the same by the Collector.** IV.—And be it enacted, That when the said Notes, or any of them, shall be received by the Collector or Sub-Collectors of Customs in this Colony in payment of Duties, the said Collector or Sub-Collectors shall write on the said Notes the day of the Month and Year the same were so received, and the person or persons delivering them in payment shall sign his or their name thereto; and the said Notes, when received by the Treasurer of the Colony from the said Collector or Sub-Collectors, shall not again be issued from the Treasury, but shall be cancelled in such manner as the Governor or acting Governor for the time being shall deem expedient.
- Penalty on persons counterfeiting or altering Notes.** V.—And be it enacted, That if any person or persons whomsoever shall counterfeit any of the Notes aforesaid issued by virtue of this Act, or alter any of the same so that they shall appear of greater value than when originally issued, or shall knowingly pass or give in payment any of the Notes aforesaid, so counterfeited or altered, every person convicted thereof shall be transported for the period of his or their natural lives, or be imprisoned and kept to hard labor for such period as the Court before which such party or parties shall be so convicted shall determine.
- Time and manner of redemption.** VI.—And be it enacted, That so soon as the Treasurer of the Colony shall by advertisement in the "Royal Gazette" appoint a time at which he will receive Notes and pay the amount thereof, together with interest due thereon, in Silver, giving Sixty Days' notice of such redemption, and mentioning the number so required to be produced for payment, on failure of such Notes being produced at the time limited, all future interest on the same shall cease; and no other or greater amount of interest shall be paid on such Notes so called in than was due and payable at the date the same was required to be presented to the Treasurer as aforesaid.
- No interest upon the fraction of a month.** VII.—Provided always and be it enacted, That in all cases where any of such Notes shall be paid either at the Custom-House in payment of Duties, or when called in by the Treasurer by advertisement as aforesaid, no interest shall be allowed or paid upon the same for any fractional part of a Month.
- Notes may be re-issued if necessary.** VIII.—And be it enacted, That in case the Governor or Administrator of the Government for the time being shall, within the period of Two Years from the passing of this Act, by his Warrant or Warrants require the said Commissioners to re-issue Notes to the amount of such aforesaid Notes so received in payment at the Treasury, or to the amount of any part of such Notes, it shall and may be lawful for the said Commissioners to issue new Notes to the amount which such Warrant or Warrants shall require: Provided the amount of new Notes so to be issued shall not exceed the amount of the Notes so from time to time received at the Treasury.
- Printing of Notes.** IX.—And be it enacted, That the Treasurer of the Colony, together with the persons appointed to countersign the said Notes, are hereby empowered to contract for and superintend the printing and completing of such Notes as are directed to be issued by virtue of this Act.



ANNO NONO & DECIMO

VICTORIÆ REGINÆ.

CAP. VI.

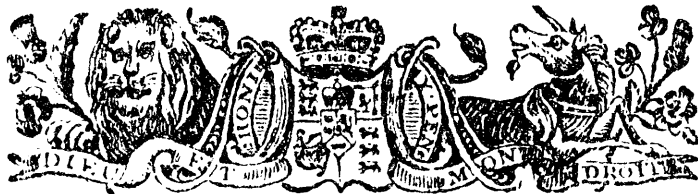
An ACT to continue an Act made in the Third Year of the Reign of Her present Majesty, entitled "An Act to amend several Acts now in force respecting Light-Houses, and to make further provision for the said Light-Houses, and to consolidate the Laws respecting the same."

[Passed 4th August, 1846.]

WHEREAS an Act was passed in the Third Year of the Reign of Her present Majesty, entitled "An Act to amend several Acts now in force respecting Light-Houses, and to make further provision for the said Light-Houses, and to consolidate the Laws respecting the same," which, as was therein provided, was to continue in force for the period of Three Years, and thence to the end of the then next Session of the General Assembly : And whereas by subsequent Acts of the Legislature, the said recited Act has been from time to time continued, but will shortly expire, and it is expedient that it should be continued for a further period :

Be it therefore enacted, by the Governor, Council and Assembly, in Legislative Session convened, that the said recited Act shall be and the same is hereby continued in full force and effect, for the period of One Year from and after the passing of this Act, and thence to the end of the then next Session of the Legislature.

Preamble.
Act 3 Vic. cap. 3,
continued for one
year.



ANNO NONO & DECIMO

VICTORIÆ REGINÆ.

CAP. VII.

An ACT to continue an Act passed in the Eighth Year of the Reign of Her present Majesty, entitled "An Act to amend the Law now in force for the encouragement of the Whale Fishery of this Colony."

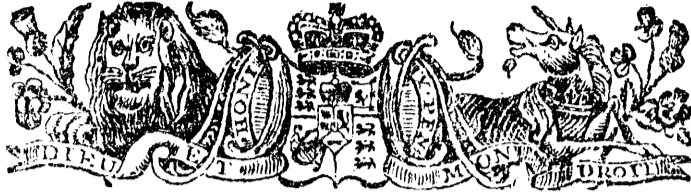
[Passed 4th August, 1846.]

WHEREAS an Act was passed in the Eighth Year of the Reign of her present Majesty, entitled "An Act to amend the Law now in force for the encouragement of the Whale Fishery of this Colony," which, as was therein provided, was to continue in force for One Year, and thence to the end of the then next Session of the Legislature; And whereas the said Act will shortly expire, and it is expedient that it should be continued for a farther period:

Preamble.

Be it therefore enacted, by the Governor, Council and Assembly, in Legislative Session convened, That the said Act shall be and the same is hereby continued until the last day of December in this present Year.

Whale Fishery Bounty Act continued to the last of the present Year.



ANNO NONO & DECIMO

VICTORIÆ REGINÆ.

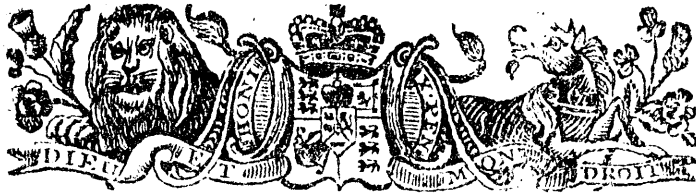
CAP. VIII.

An ACT to continue an Act passed in the Sixth Year of the Reign of Her present Majesty, entitled "An Act to revive and amend an Act passed in the Third Year of the Reign of Her present Majesty, entitled 'An Act to establish the Fees and Costs chargeable in the several Police Offices and Courts of Session in this Colony.'"

[Passed 4th August, 1846.]

WHEREAS an Act was passed in the Third Year of the Reign of Her present Majesty, entitled 'An Act to establish the fees and costs chargeable in the several Police Offices and Courts of Session in this Colony,' which, as was therein declared, was to be in force for the period of three years and no longer: And Whereas, by an Act passed in the sixth year of the Reign of her said Majesty, entitled 'An Act to revive and amend an Act passed in the third year of the Reign of her present Majesty, entitled 'An Act to establish the fees and costs chargeable in the several Police Offices and Courts of Session in this Colony,' the first recited Act was continued for a further period, and in some respects amended; and whereas the said last mentioned Act will shortly expire, and it is expedient that the same should be further continued:

Be it therefore enacted, by the Governor, Council and Assembly, in Legislative Session convened, that the said Act passed in the sixth year of the Reign of her present Majesty, entitled "An Act to revive and amend an Act passed in the third year of the Reign of her present Majesty, entitled 'An Act to establish the fees and costs chargeable in the several Police Offices, and Courts of Session in this Colony,'" shall be, and the same is hereby continued for the period of three years, and thence until the end of the then next session of the Legislature.



ANNO NONO & DECIMO

VICTORIÆ REGINÆ.

CAP. IX.

An ACT to prevent the Disqualification of persons entitled to Vote at Elections or to serve in the General Assembly for the District of St. John's.

[Passed 4th August, 1846.]

WHEREAS by reason of the destruction, on the Ninth day of June last, of a great part of the Town of St. John's by Fire, and of the length of time which must necessarily elapse before such part of the said Town can be rebuilt, many Householders may, under the Law as it at present exists, be disqualified from sitting as Members of the General Assembly, and from voting at the next election of Members for the District of St. John's: For remedy whereof—

I.—Be it enacted, by the Governor, Council and Assembly, in Legislative Session convened, That no person having been the occupier of a Dwelling House in the Town of St. John's on the Ninth day of June aforesaid, and having had such Dwelling House destroyed by Fire on that day, and who shall be in other respects qualified to serve in the General Assembly as a Member thereof, shall be disqualified from being elected a Member as aforesaid for the next General Assembly of this Island by reason of such person not having occupied a Dwelling House for the period of Two Years next preceding any such election.

Candidates at Elections not disqualified by the Fire of the 9th June

II.—And be it enacted, That no person having been the occupier of a Dwelling House in the Town of St. John's on the Ninth day of June aforesaid, and having had such Dwelling House destroyed by Fire on that day, and who shall be in other respects qualified to vote at the election of Members to serve in the General Assembly, shall be disqualified from voting at any such election by reason of such person not having occupied a Dwelling House for the period of Two Years next preceding such election within the said District.

Voters at Elections not to be disqualified in certain cases.

III.—And be it further enacted, That nothing in this Act contained shall have the effect of qualifying any person either to be Candidate or Voter, who would not, at the time of such election, have been qualified if such Fire had not occurred.

Provide that this Act shall not qualify where qualification would not exist if no fire.

IV.—And be it enacted, That this Act shall continue and be in force for a period of Three Years, and no longer.

Act to continue 3 years.



ANNO NONO & DECIMO

VICTORIAE REGINAE.

CAP. X.

An ACT to Repeal in part an Act passed in the Ninth Year of the Reign of Her present Majesty, entitled "An Act for the Incorporation of the St. John's Water Company."

[Passed 4th August, 1846.]

WHEREAS it is expedient to amend an Act passed in the Ninth Year of the Reign of her present Majesty, entitled "An Act for the Incorporation of the St. John's Water Company":

Be it therefore Enacted, by the Governor, Council and Assembly, in ^{the Twenty-second Section of the Act recited} Legislative Session convened, That the Twenty-second Section of the said recited Act shall be and the same is hereby Repealed.