

Technical and Bibliographic Notes/Notes techniques et bibliographiques

The Institute has attempted to obtain the best original copy available for filming. Features of this copy which may be bibliographically unique, which may alter any of the images in the reproduction, or which may significantly change the usual method of filming, are checked below.

L'Institut a microfilmé le meilleur exemplaire qu'il lui a été possible de se procurer. Les détails de cet exemplaire qui sont peut-être uniques du point de vue bibliographique, qui peuvent modifier une image reproduite, ou qui peuvent exiger une modification dans la méthode normale de filmage sont indiqués ci-dessous.

- |  |  |
|--|--|
| <input type="checkbox"/> Coloured covers/<br>Couverture de couleur   | <input type="checkbox"/> Coloured pages/<br>Pages de couleur   |
| <input type="checkbox"/> Covers damaged/<br>Couverture endommagée  | <input type="checkbox"/> Pages damaged/<br>Pages endommagées   |
| <input type="checkbox"/> Covers restored and/or laminated/<br>Couverture restaurée et/ou pelliculée  | <input type="checkbox"/> Pages restored and/or laminated/<br>Pages restaurées et/ou pelliculées  |
| <input type="checkbox"/> Cover title missing/<br>Le titre de couverture manqué   | <input checked="" type="checkbox"/> Pages discoloured, stained or foxed/<br>Pages décolorées, tachetées ou piquées   |
| <input type="checkbox"/> Coloured maps/<br>Cartes géographiques en couleur   | <input type="checkbox"/> Pages detached/<br>Pages détachées  |
| <input type="checkbox"/> Coloured ink (i.e. other than blue or black)/<br>Encre de couleur (i.e. autre que bleue ou noire)   | <input checked="" type="checkbox"/> Showthrough/<br>Transparence   |
| <input type="checkbox"/> Coloured plates and/or illustrations/<br>Planches et/ou illustrations en couleur  | <input checked="" type="checkbox"/> Quality of print varies/<br>Qualité inégale de l'impression  |
| <input checked="" type="checkbox"/> Bound with other material/<br>Relié avec d'autres documents  | <input type="checkbox"/> Includes supplementary material/<br>Comprend du matériel supplémentaire   |
| <input checked="" type="checkbox"/> Tight binding may cause shadows or distortion<br>along interior margin/<br>La reliure serrée peut causer de l'ombre ou de la<br>distorsion le long de la marge intérieure  | <input type="checkbox"/> Only edition available/<br>Seule édition disponible   |
| <input type="checkbox"/> Blank leaves added during restoration may<br>appear within the text. Whenever possible, these<br>have been omitted from filming/<br>Il se peut que certaines pages blanches ajoutées<br>lors d'une restauration apparaissent dans le texte,<br>mais, lorsque cela était possible, ces pages n'ont<br>pas été filmées. | <input type="checkbox"/> Pages wholly or partially obscured by errata<br>slips, tissues, etc., have been refilmed to<br>ensure the best possible image/<br>Les pages totalement ou partiellement<br>obscurcies par un feuillet d'errata, une pelure,<br>etc., ont été filmées à nouveau de façon à<br>obtenir la meilleure image possible. |
| <input checked="" type="checkbox"/> Additional comments: /<br>Commentaires supplémentaires:  | Continuous pagination.   |

This item is filmed at the reduction ratio checked below/  
Ce document est filmé au taux de réduction indiqué ci-dessous.

10X	14X	18X	22X	26X	30X
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
12X	16X	20X	24X	28X	32X

At the GENERAL - ASSEMBLY, of  
 the Province of *Nova - Scotia*,  
 begun and holden at *Halifax*, on  
 Wednesday the *First* Day of *July*,  
 1761, in the *First* Year of His  
 Majesty's Reign, and there con-  
 tinued by several Prorogations  
 until Friday the *22<sup>th</sup>* Day of *Oc-  
 tober*, 1764, in the *Fourth* Year  
 of His Majesty's Reign.

2<sup>d</sup> Sept.  
 4<sup>th</sup> Dec.

# A N A C T

*For Reformation of Jeofails and Mispleadings,  
 and to prevent Arrests and Reversals of Judg-  
 ments, and for the better Advancement of  
 Justice.*

BE It enacted by the GOVERNOR, COUNCIL and ASSEMBLY,  
 That if any Issue be tried by the Oath of twelve or more in-  
 different Men for the Party, Plaintiff or Defendant, or for  
 the Party, Tenant or Defendant, in any Courts of Record, the  
 Justice or Justices, by whom judgment thereof ought to be given, shall  
 proceed

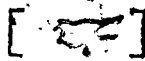
Cap. 6.

proceed and give Judgment in the same ; Any Mispleading, want of Colour, insufficient pleading or Jesfail, any Miscontinuance or Discontinuance or misconveying of Process, misjoining of the Issue, want of Warrant of Attorney for the Party, against whom the same Issue shall happen to be tried, or any other Default or Negligence of any of the Parties, their Councillors or Attornies had or made to the contrary notwithstanding, and the said Judgment shall stand according to the said Verdict, without Reversal by Writ of Error or false Judgment ; Provided, that in avoiding of Errors through the Negligence of Attornies, every Person named as Attorney in Actions and Suits pleaded to issue, shall from Time to Time deliver, or cause to be delivered his or their sufficient and lawful Warrant of Attorney, to be entered of Record, for every of the said Actions or Suits wherein they be named Attornies, to the Clerk of the Court ; That is to say, The Attorney for the Plaintiff or Demandant, shall file his Warrant of Attorney as aforesaid, the same Term he declares, and the Attorney for the Defendant or Tenant, shall file his Warrant, the same Term he appears, upon pain of forfeiting unto our Sovereign Lord the KING, the Sum of Five Pounds, for not delivering the said Warrant of Attorney, to be recovered by Action of Debt, Bill, Plaint or Information.

And be it further enacted, That after Verdict as aforesaid, the Judgment thereupon shall not be stayed or reverted, for any Defect in Form in any Writ Original or Judicial, Count declaration Bill, Plaint, Suit or Demand, or any Variance in Form only between the Original or Bill, and the Declaration or Plaint or for want of any Writ, Original or Judicial, or for any imperfect or insufficient Return of any Sheriff or other Officer.

And be it further enacted, That after Verdict, Judgment thereupon shall not be stayed or reverted for want of an Assentment of any Life or Lives, so as the said Person be proved to be alive, or for awarding the Venire facias to a wrong Officer upon any insufficient Suggestion, or because the Visne is in some Part misawarded or sued out of more or fewer Places than it ought to be, so as some one Place be right named, or for misnaming any of the Jurors in Surname or Addition in any of the Writs or Returns thereof, so as it be proved, to be the same Man that was meant to be returned, or by reason that there is no Return upon any of the said Writs, so as a Panel of the Names of Jurors be returned and annexed to the said Writ, or for that the Sheriffs or other Officers Name having the Return thereof, is not set to the Return of any such Writ so as it be proved that the said Writ was returned by such Officer, or by reason that the Plaintiff in any Ejectione firmae, or in any personal Action or Suit being an Infant under the Age of One and Twenty Years, did appear by Attorney therein, and the Verdict passed for him.

And be it further enacted, That Judgment shall not be stayed or reverted after Verdict, for want of Pledges, or but one Pledge to prosecute, returned upon the original Writ, or because the Name of the Sheriff is not returned on the Original Writ, or for want of entering



ing Pledges upon any Bill or Declaration, or for not alledging the bringing into Court any Bond, Bill, Indenture, or other Deed mentioned in the Declaration or other Pleading, or for want of Allegation of bringing into Court any Letters Testamentary, or Letters of Administration, or for Omission of by Force and Arms, and against the Peace, or for mistaking the Christian Name or Surname of the Plaintiff or Defendant, Demandant or Tenant. Sum or Sums of Money, Day, Month or Year, by the Clerk in any Bill, Declaration or Pleading, where the right Name, Surname, Sum, Day, Month or Year in any Writ, Plaint, Roll or Record proceeding, or in the same Roll or Record, where the Mistake is committed, is, or are once truly and rightly alledged, whereunto the Plaintiff might have demurred, and shewn the same for Cause, nor for want of Averment of *This he is ready to verify*, or for, *This he is ready to verify by Record*, or for not Alledging, *As it appears by Record* or for, *That there is no right Verue*, so as the Cause were tried by a Jury of the proper County or Place, where the Action is laid ner for that the Increase of Costs after a Verdict in an Action, or upon a Non Suit in Replevin, are not entered to be at the request of the Party, for whom the Judgment is given, nor by reason that the Costs in any Judgment whatsoever, are not entered to be by consent of the Plaintiff, but that all such Omissions, Variances, Defects and all other Matters of ~~the~~ like nature, not being against the Right of the Matter of the Suit, nor whereby the Issue or Trial are altered, shall be amended by the Justices or other Judges of the Courts where such Judgments are or shall be given, or whereunto the Record, is, or shall be removed by Writ of Error, or by Appeal in any Action real, personal or mixt, according to the Usage and Course of proceedings in this Province.

*And be it further enacted*, That where any Demurrer shall be joined, and entered in any Action or Suit in any Court of Record within this Province, the Judges shall proceed and give Judgment, according as the very right of the Cause and Matter in Law shall appear unto them, without regarding any Imperfection, Omission or Defect in any Writ, Return, Plaint, Declaration or other Pleading, Process or Course of Proceeding whatsoever, except those only which the Party Demurring shall specially and particularly set down and express together with his Demurrer, as Causes of the same, although such Imperfections, Omission or Defect be Matter of Substance, so as sufficient Matter appear in the said Pleadings, upon which the Court may give Judgment, according to the very Right of the Cause, and therefore no Advantage or Exception shall be taken of, or for an immaterial Traverse, or of, or for the Default of entering Pledges upon any Bill or Declaration or of or for the Default of Alledging the bringing into Court any Bond, Bill, Indenture or other Deed whatsoever mentioned in the Declaration or other Pleading, or of or for the Default of Alledging the bringing into Court Letters Testamentary or Letters of Administration or of or for the Omission of, by Force and Arms, and against the Peace or either of them; or of, or for the want of Averment of *This he is ready to verify*, or of, *This he is ready to verify by Record*, or of, or for not alledging as it appears by the Record, (but the Court shall give Judgment according to the

very Right of the Cause as aforesaid; without regarding any such Imperfections, Omissions and Defects, or any other Matter of the like Nature, except the same shall be specially, and particularly set down and shewn for Cause of Demurrer.

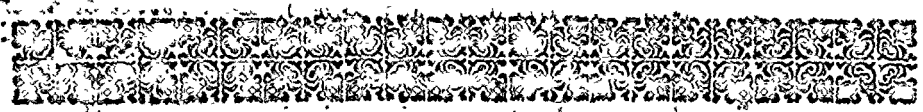
And be it further enacted, That no Judgment entered upon Confession, *Nihil dicit*, or *Non sum informatus*, in any Court of Record shall be reversed, nor any Judgment upon any Writ of Inquiry of Damages executed thereon be staid or reversed, for, or by reason of any Imperfection, Omission, Defect, Matter or Thing whatsoever, which by force of this ACT would have been aided and cured as *Jesuits*, in case a Verdict of twelve Men had been given in the said Action or Suit, so as there be an Original Writ or Bill, and Warrants of Attorney duly taken as by this ACT is directed.

And be it further enacted, That this ACT shall extend in all *Jesuits* as aforesaid to all Suits in any Court of Record, for recovery of any Debt immediately owing, or any Revenue belonging to His MAJESTY His Heirs or Successors.

Provided always, and be it enacted by the Authority aforesaid; That nothing in this ACT before contained, shall extend to any Writ, Declaration or Suit of Appeal or Felony of Murder, or to any Indictment or Presentment of Treason, Felony or Murder or other Matter, or to any Process upon any of them; or to any Writ, Bill, Action or Information upon any Penal Statute.

And be it further enacted, That no Dilatory Plea shall be received in any Court of Record, unless the Party offering such Plea do by Affidavit prove the Truth thereof, or shew some probable Matter to the Court to induce them to believe that the Fact of such Dilatory Plea is true.

Published according to Law, the 7th Day of November, 1764.

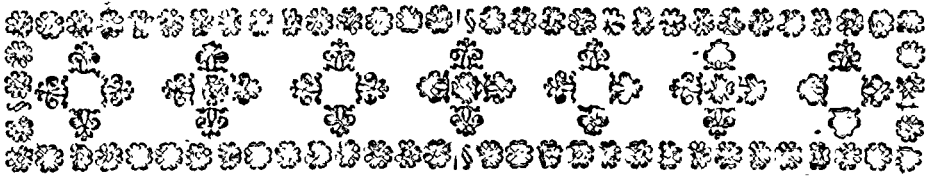


An *Act* in further Addition to an *ACT*, made and passed in the XXXIII. Year of his late Majesty's Reign, intitl'd, *An Act for regulating Petty Juries, and declaring the Qualification of Jurors.*

*W*HEREAS the *ACT* made and passed in the XXXIII. Year of His late MAJESTY'S Reign, intitl'd, an *ACT* for regulating Petty Juries, and declaring the Qualification of Jurors; And also an *ACT* in Addition to the said *ACT*, are confin'd to the County of HALIFAX only, and as it is expedient and necessary, that the same should be extend'd to all the other Counties within this Province. Cap. 2.

*BE* it therefore enacted by the GOVERNOR, COUNCIL, and ASSEMBLY, That the several Clauses, Matters and Things specified in the *ACT* made and passed in the Thirty Third Year of His late MAJESTY'S Reign, intitl'd, an *ACT* for regulating Petty Juries, and declaring the Qualification of Jurors, and also in an *ACT* made and passed in the same Year, intitl'd, an *ACT* in Addition to an *ACT*, intitl'd, an *ACT* for regulating Petty Juries, and declaring the Qualification of Jurors and all the Directions therein contained, shall for the Future, extend and be constru'd to extend to all the other Counties in this Province.

Published according to Law, the 9th. Day of November, 1760.



*An Act to impower the Province Treasurer, to issue small Notes for discharging the Loans made in Virtue of an Act, made and passed in the first Year of His Majesty's Reign, intitl'd, An Act for the Relief of the Poor of the Town of Halifax, and indigent Persons in the New-Settlements; and of an Act made and passed in the II<sup>d</sup>. Year of His Majesty's Reign, intitl'd, An Act to enable the Governor, Lieutenant Governor, or Commander in Chief, to borrow the Sum of £4,500. for paying off the Publick Debts, and to postpone the Payment of Bounties and Premiums.*

*Cap. 3.*

*WHEREAS* it has been represented, that the Persons who now possess Warrants, for the several Sums of Money borrowed in virtue of an Act, made and passed in the First Year of His MAJESTY's Reign, intitl'd, an Act for the Relief of the Poor of the Town of HALIFAX, and indigent Persons in the New-Settlements, and of an Act made and passed in the Second Year of His MAJESTY's Reign, intitl'd, an Act to enable the Governor, Lieutenant Governor, or Commander in Chief, to borrow the Sum of £4,500. for paying off the Public Debts, and to postpone the Payment of Bounties and Premiums, labour under great Inconveniencies, on Account of the largeness of the Sums expressed in those Warrants, for Remedy Whereof.

**BE**

**E** it enacted by the GOVERNOR, COUNCIL and ASSEMBLY, That the *Treasurer* of the *Province* be, and he is hereby impowered, and directed to take up, and receive all such *Warrants* for Money borrowed as aforesaid, and in Lieu thereof, to give Receipts in Manner as is prescribed by an ACT made and passed in the Fourth Year of his Majesty's Reign, intituled, an ACT to impower the *Province Treasurer* to borrow a Sum not exceeding the Sum of £2,000. for paying off *Bounties*, *Premiums*, and other Debts payable by the *Laws* of this *Province*.

And be it further enacted, That all Receipts so Issued by the *Treasurer* of the *Province*, shall according to the Tenor thereof, bear an Interest, at the Rate of Six Pounds *per Centum*, *per Annum*, and so in Proportion for a greater or lesser Sum, and the *Treasurer* is hereby directed to give his Receipt or Receipts for any Sum or Sums, (provided the same be not less than *twenty Shillings*.) at the Option of the Person or Persons possessed of the *Warrants* herein mentioned, and to date those Receipts to given, on the Day following the Day to which the Interest due on such *Warrants* was paid.

And be it enacted, That all *Warrants* brought into the *Treasury* as aforesaid, and for which, Receipts shall be given, in pursuance of this ACT, shall be cancelled by such Commissioners as shall be appointed by the GENERAL ASSEMBLY.

Provided always, and be it enacted, That all Receipts to be issued by the *Treasurer* in pursuance of this ACT, shall be entered with the *Clerk* of the *Audits*, before they are issued from the *Treasury*.

And be it also enacted, That all Receipts already issued by the *Treasurer* in pursuance of the former Loan ACTS, shall be entered with the *Clerk* of the *Audits*, before any further Interest is paid thereon.

Published according to Law the 7th. Day of November 1764.





An Act to repeal Part of an Act made and passed in the III<sup>d</sup>. Year of His MAJESTY'S Reign, intituled, *An Act to prevent Frauds in the selling of Beef, Pork, Flour and Biscuit or Ship Bread in Casks.*

Cap. 4.  
Pending  
Clause

Printed by  
His Majesty's  
Council  
in 1766

WHEREAS several Inconveniencies and Difficulties have arisen, in carrying into Execution the first Clause of an Act, made and passed in the Third Year of His MAJESTY'S Reign intituled an Act to prevent Frauds in the selling of Beef, Pork, Flour and Biscuit or Ship Bread in Casks, whereby it is enacted, That all Casks of Beef and Pork, which shall be sold, exposed to Sale, or bartered, or bartered for, in any Way or Manner whatsoever within this Province; shall contain, if the Produce of AMERICA, not less than Two Hundred and Twelve Pounds of neat Meat, and if from IRELAND, Two Hundred Pounds of neat Meat.

It is therefore enacted by the GOVERNOR, COUNCIL and ASSEMBLY, That from and after the Publication hereof, the said first Clause in the said ACT, intituled, *An Act to prevent Frauds in the selling of Beef, Pork, Flour, Biscuit or Ship Bread in Casks*, and every Part thereof, be and the same is hereby repealed.

Provided always, That nothing herein contained, shall have any Force or Effect until His MAJESTY'S Pleasure herein shall be

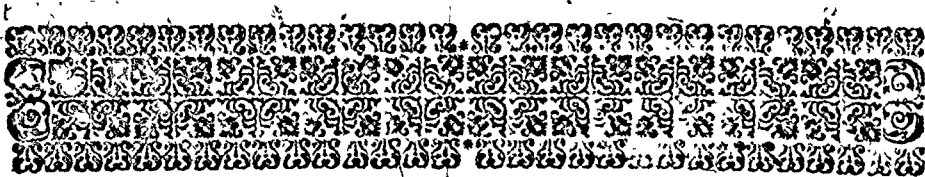
Published according to Law, the 7th. Day of November, 1764.

An Act in further Addition to, and Amendment of an Act, intitled, *An Act relating to the Assize of Bread, and for ascertaining the Standard of Weights and Measures made and passed in the XXXII. Year of His late MAJESTY'S Reign.*

*IT* **H**EREAS by the ACT made and passed in the Thirty Cap. 5.  
*Second Year of His late MAJESTY'S Reign, intitled, an ACT relating to the Assize of Bread, and for ascertaining the Standard of Weights and Measures, no Person or Persons are properly impowred to inspect into the Assize of Bread, and prosecute Offenders against the said ACT, except the Clerks of the Market.*

**W**HERE it therefore enacted by the GOVERNOR, COUNCIL, and ASSEMBLY, That on Complaint being made to any one of His MAJESTY'S *Justices of the Peace*, by any Person or Persons of any Bread being deficient in the Weight, as required and directed in, and by the afore-recited ACT, and upon Proof thereof, or upon the View of any one of His MAJESTY'S *Justices of the Peace*, it shall and may be lawful for such *Justice*, to order all such Bread, as shall be found deficient in the Weight as aforesaid, to be seized and to be applied, and distributed in Manner as by the aforesaid ACT is prescribed, and the Person offending herein, shall also forfeit and pay the Sum of *Twenty Shillings*, for each and every Offence, to be levied by *Warrant of Distress*, and for want of sufficient *Distress*, the Offender to be committed to Goal for a Time not exceeding ten Days, or untill he pay the Fine aforesaid, which Fine shall be applied in the same Manner as the Bread, declared to be forfeited by the said ACT, is directed to be applied.

*Published according to Law the 9th. Day of November 1764.*



*An ACT to empower the Province Treasurer to borrow a Sum not exceeding the Sum of Fifteen Hundred Pounds, for paying off the Debt incurred by making Roads into the interior Parts of this Province, and for further prolonging An ACT made and passed in the Third Year of his MAJESTY'S Reign, intitled, An ACT for suppressing unlicensed Houses, and granting to His MAJESTY a Duty on Persons hereafter to be licensed.*

*WHEREAS the Duties arising from an ACT made and passed in the Third Year of his MAJESTY'S Reign, intitled, An ACT for suppressing unlicensed Houses, and granting to His MAJESTY a Duty on Persons hereafter to be licensed, were appropriated for the making Highways, Roads and Bridges, and keeping the same in Repair.*

*And whereas the aforesaid Fund has been found insufficient to answer the present Demand, for making and repairing Roads into the interior Parts of the Province.*

*It is therefore enacted, by the GOVERNOR, COUNCIL and ASSEMBLY, That the Treasurer of the Province be, and he is hereby empowered and directed to borrow from such Person or Persons, as shall be willing to lend the same; a Sum not exceeding the Sum of Fifteen Hundred Pounds, and the Sum so borrowed, shall be applied in Manner as in this ACT, is hereafter directed, and for any Sum or Sums so borrowed, the Treasurer aforesaid, shall give his Receipt or Obligation in the Form and Manner as is prescribed by an ACT made and passed in the Fourth Year of His MAJESTY'S Reign, intitled, An ACT to empower the Province Treasurer*

*Cap. 6.  
Temp.  
Year 6.*

forer to borrow a Sum not exceeding the Sum of Two Thousand Nine Hundred Pounds, for paying off Bounties, Premiums and other Debts, payable by the Laws of this Province:

And be it further enacted, That all Receipts so issued, by the Treasurer of the Province, shall according to the Tenor thereof, bear an Interest at the Rate of Six Pounds per Centum, per Annum, and so in Proportion for a greater or lesser Sum, and the Treasurer is hereby directed to give his Receipt or Receipts for any Sum or Sums, (provided the Sum be not less than Twenty Shillings,) at the Option of the Lender or Person intitled to the same.

And be it also further enacted, That the Sum so borrowed, shall be applied to the Payment and Discharge of the Debts, incurred in making Highways, Roads and Bridges into the interior Parts of the Province.

Provided also, That if the Province Treasurer should (by a Scarcity of Money) not be able to borrow the Sum intended by this ACT, that then and in such Case, any Person or Persons who shall produce any Orders or Warrants from the GOVERNOR for the Payment of the Debts incurred as aforesaid, such Orders or Warrants shall be received by the Treasurer, who is hereby directed to give his Receipt or Receipts, for the Sum or Sums therein Specified, bearing Interest in Manner herein directed.

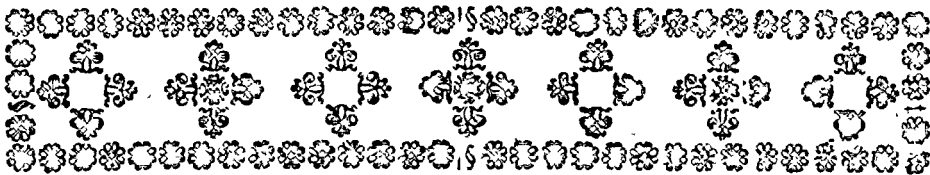
And provided always, and be it further enacted, That if there should not be Money sufficient in the Treasury to discharge the several Receipts so issued, when the same become payable, that then and in such Case, the Treasurer is hereby authorized and directed to pay off the Interest, as the same becomes annually due out of such Monies as may then be in his Hands, arising from the Duties aforesaid.

Provided also, and be it enacted, That all Receipts to be issued by the Treasurer in pursuance of this ACT, shall be entered with the Clerk of the Audits, before they are issued from the Treasury.

And be it enacted, That for the better securing the Payment of the principal and Interest of the Money so borrowed as aforesaid, that the ACT, intituled, *An ACT for suppressing unlicensed Houses, and granting to His MAJESTY a Duty on Persons hereafter to be licensed,* And every Clause, Article and Matter therein contained, be, and continue in full Force and Effect for the Term of Two Years, from and after the Expiration of the Time limited by the said ACT, and untill the End of the Session of the GENERAL ASSEMBLY then next following.

Published according to Law, the 7th. Day of November, 1764.

Refer to  
Clause 100  
Article 12



*An ACT to empower the Province Treasurer to borrow a Sum not exceeding the Sum of Two Thousand Five Hundred Pounds, for paying off Bounties, Premiums and other Debts payable by the Laws of this Province.*

Cap. 7.

**WHEREAS** there are sundry Bounty Certificates, Premiums and other Debts, payable by the Laws of this Province, still remaining unpaid.

**NOW** *it therefore enacted, by the GOVERNOR, COUNCIL, and ASSEMBLY, That the Treasurer of the Province be, and he is hereby impowred and directed, to borrow from such Person or Persons as shall be willing to lend the same, a Sum not exceeding the Sum of Two Thousand Five Hundred Pounds, and the Sum so borrowed, shall be applied in Manner as in this ACT is hereafter directed, and for any Sum or Sums so borrowed, the Treasurer aforesaid, shall give his Receipt or Obligation in the Form prescribed by an ACT, intituled, An ACT to empower the Province Treasurer to borrow a Sum, not exceeding the Sum of Two Thousand Nine Hundred Pounds, for paying off Bounties, and Premiums and other Debts payable by the Laws of this Province.*

*And be it further enacted, That all Receipts so issued by the Treasurer of the Province, shall according to the Tenor thereof, bear an Interest at the Rate of Six Pounds, per Centum per Annum, and so in Proportion, for a greater or lesser Sum, and the Treasurer is hereby directed to give his Receipt or Receipts for any Sum or Sums ( provided the same be not less than Ten Shillings ) at the Option of the Lender or Person intituled to the same.*

*And be it also further enacted, That the Sum so borrowed shall be applied to the Payment and Discharge of the Bounty Certificates and Premiums, and of such other Debts which are, or shall become due, and payable by the Laws of this Province, and the Expences of the*

the Council and House of ASSEMBLY, which pass by Votes of the respective Houses.

*Provided*, That the Accounts and Vouchers of all such separate Debts shall be first regularly audited and certified to be justly due.

*Provided also*, That if the *Province Treasurer* should (by a Scarcity of Money) not be able to borrow the Sums intended by this ACT, that then and in such Case, any Person or Persons who shall present *Bounty Bills* or Accounts of Money due, or Votes as aforesaid, the said *Bounty Bills*, Accounts, or Votes may be received by the *Treasurer*, who is hereby directed to give his Receipt or Receipts for the said Sum or Sums, bearing Interest in manner herein directed.

*And provided always, and be it further enacted*, That if there should not be Money sufficient in the *Treasury*, to discharge the several Receipts to be issued, when the same become payable, that then in such Case, the *Treasurer* is hereby authorized and directed to pay off the Interest, as the same becomes annually due, out of such Monies as may then be in his Hands, arising from the Duties of *Impost* and *Excise*.

*And whereas the former Acts*, empowering the *Province Treasurer* to borrow Money to pay off the *Debts*, *Interest*, and other Debts payable by the *Laws* of this *Province*, have been found insufficient to discharge the whole of the *Bounties*, and *Premiums* and other Debts, which were to have been discharged with the Money borrowed by the said ACTS, as sundry of the said *Bounty* and *Premium* Certificates and other Debts are still outstanding; and whereas it is reasonable, that such Certificates or other Debts should bear Interest, as they could and then be paid.

*Be it enacted*, That the *Treasurer* aforesaid, shall rate and allow Interest for all such Certificates and outstanding Debts in the Manner as prescribed by the said ACTS.

*Provided always, and be it enacted*, That all Receipts to be issued by the *Treasurer* in Virtue of this ACT, shall be entered with the *Clerk* of the *Audits*, before they are issued from the *Treasury*.

*And be it further enacted*, That all Monies which may be collected by virtue of the several *Laws* of this *Province*, and which are appropriated for the Payment of *Bounties*, *Premiums* and other Accounts of Money due as aforesaid, over and above what will pay the Interest of Money borrowed by the Government, shall (after discharging the

the Former Loan Creditors,) be applied for paying off the Receipts given by the Treasurer for Monies borrowed, or Bounty and Premium Certificates received in by virtue of this or the said former Acts.

*Published according to Law, the 7th. Day of November, 1762.*

