

ANNO SEXTO

GULIELMI IV. REGIS.

CAP. I.

An ACT for the relief of Sick and Disabled Seamen, Fishermen, and other Persons.

[30th March, 1836.]

WHEREAS it is desirable and expedient that means should be provided for the relief and benefit of Infirm and Disabled Seamen, Fishermen, and other Persons engaged in the Navigation and Fisheries of this Colony and its dependencies. *Be it therefore enacted*, by the Governor, Council, and Assembly of Newfoundland, that for the carrying into effect the objects and purposes of this Act, and for the constant and ordinary management and disposal of the Monies intended to be raised and collected hereby, there shall be elected, in manner and form hereinafter provided, a Board of Fifteen Directors in each of the several Electoral Districts of this Colony, as the same are divided in and by His Majesty's Royal Proclamation, *Seven* of whom shall form a quorum for the transaction of business.

Preamble.

A Board of Directors to be elected in each District for the purposes of this Act.

II.—*And be it further enacted*, that for the purpose of electing such Directors in each respective District, it shall and may be lawful for the Owners and Masters of Vessels owned in the said several Districts, and in such District or Districts where there may not be *thirty* Registered Vessels, then for the Owners and Masters of all Vessels owned in each District, together with the Planters and Boat-Keepers residing therein, on the *second Monday* in *May* now next ensuing, upon *ten days*, public notice being given by one or more of the Justices of the Peace in each District of the time and place of meeting, to meet and assemble respectively at the following places in their several Districts, and then and there for so many of such Persons as shall be present to elect from among themselves Directors for such Districts;—that is to say, *Saint John's* in the District of *Saint John's*; *Harbor Grace*, in the District of *Conception Bay*; *Trinity*, in the District of *Trinity*; *Bonavista*, in the District of *Bonavista*; *Twillingate*, in the District of *Fogo*; *Ferryland*, in the District of *Ferryland*; *Placentia*, in the District of *Placentia* and *Saint Mary's*; *Burin*, in the District of

How and when such Directors are to be elected.

*Burin; Harbour Britain, in the District of Fortune Bay:—*And the Persons who shall be elected by a majority of such Owners and Masters of Vessels, or other Persons as aforesaid lawfully present and voting at such meetings, shall be Directors for the purposes of this Act for the said several Districts for which they shall respectively be so elected: *Provided always*, that should no such election take place on the day aforesaid, it shall be lawful for any Justice of the Peace to appoint a subsequent day for that purpose.

Proviso, as to day of election.

III.—*And be it further enacted*, that the said Directors so elected in the several Districts of this Colony and its Dependencies, shall be and continue in such Office for the period of *Four Years* from the said *Second Monday of May*, when a new Election of such Directors shall take place in manner and form aforesaid, and so thereafter at the end of every further period of *Four Years*.

Directors to continue in office four years.

IV.—*And be it further enacted*, that the Rates and Dues hereinafter authorized to be assessed, levied and collected in each District, together with all other Monies, Goods and Chattels, Lands and Tenements, which shall come into the hands or possession of the said several Boards of Directors, or be in any manner appropriated towards the endowment of, or to or for the use and purposes of, the several Hospitals to be founded under the provisions of this Act, shall be vested in the said Boards of Directors respectively, to and for the use, benefit, maintenance, and support of the said Hospitals.

Appropriation of Rates and Dues to be raised under this Act vested in such Directors.

V.—*And be it further enacted*, that each Board of Directors shall elect from among themselves a President and Vice President, and shall have power from time to time to appoint, and at their pleasure remove, a Treasurer and Secretary, with such other Officers as shall to them appear necessary, for managing the affairs and business of the said Boards, and shall also have power to provide proper Medical and other attendance upon the Sick who may from time to time be received into the said Hospitals, or who may be ordered to be relieved as out-patients.

Boards of Directors to elect their own Officers:

And make Rules and Regulations for the management of their respective Hospitals.

VI.—*And be it further enacted*, that it shall and may be lawful for the said Boards of Directors, in their respective Districts, to make Rules and Regulations as to the mode and manner of receiving and disposing of the Rates and Dues hereby imposed, and of affording and granting relief to the Persons entitled to the benefit of this Act, for the management of the respective Hospitals, and also for the regulating of the times and manner of the meetings of the said Directors in their several Districts, and other general purposes; *Provided* the same be not in any wise repugnant to this Act.

—Proviso.

VII.—*And be it further enacted*, that it shall and may be lawful for the said Boards of Directors, in their several Districts, from time to time to appoint under them Collectors for the purposes of this Act, who shall enter into sufficient security, to the satisfaction of such Boards of Directors respectively, for all and every sum and sums of money which shall come into their hands as such Collectors, and who are hereby authorized within their respective Districts to receive all Rates and Dues imposed under or by virtue of this Act; and such Collectors shall severally keep clear and distinct Books of Accounts of all Rates, Dues, and Sums of Money by them respectively received, together with the names of the Seamen, Fishermen, or other Persons, on account of whom the same may be received, and the said Collectors shall account for and pay all sums of money so received by them at such times and in such manner as the respective Boards of Directors of each District shall require; and such Collectors shall severally be allowed for the

Directors to appoint Collectors for the purposes of this Act.

due collection and payment of such Monies received by them, such compensation as such Boards of Directors shall respectively award and determine: *Provided always*, that such Collectors shall not be Members of the Boards of Directors for any of the said Districts.

VIII.—*And be it further enacted*, that all Masters, Mates and Seamen above the age of Seventeen Years, belonging to all or any Ships or Vessels which are registered or owned or employed in the Coasting Trade or Fisheries of this Colony and its Dependencies, shall severally pay and contribute towards the purposes of this Act a sum at the rate of Six Pence per man per month in each year in which such Master, Mate, or Seaman, respectively, shall be employed; and each and every Master, Shareman, Sealer, and Servant, engaged in or about the Seal Fishery, shall pay for the aforesaid purposes the sum of Three Pence in the Pound on the full amount of his or their respective wages or shares arising from the Sealing Voyage in each year, after deducting his or their Berth-Money; and each and every Fisherman, Shoreman, and other Person above the age of Seventeen Years, engaged in or about the Cod or other Fisheries of this Colony and its Dependencies, shall pay and contribute for the aforesaid purposes the sum of Two Shillings and Sixpence for each Fishing Season.

IX.—*And be it further enacted*, that the Master of each and every Ship or Vessel as aforesaid, and each and every Planter or other Person carrying on a Fishery in this Colony or its Dependencies, shall, and they are hereby respectively required to, retain and stop from time to time from and out of the respective wages or shares of each Seaman, Fisherman, Shoreman, Sealer and Servant, as aforesaid, under the command or in the service and employ of such Master, Planter or other Person as aforesaid, all such respective Rates and Dues as aforesaid which shall be owing and payable by each respective Seaman, Fisherman, Sealer, Shoreman and Servant as aforesaid; and each and every such Master, and every such Planter or other Person carrying on a Fishery in this Colony or its Dependencies, shall keep a correct Muster-Roll of his respective Seamen, Fishermen, Sealers, Shoremen, and other Servants, and also a correct account of all such Rates and Dues stopped or retained by him or them as aforesaid; and when the same shall be so stopped, or retained, shall pay to the Collector of such Rates and Dues, for each respective District, (the same being lawfully demanded) the full amount of all such Monies, and deliver a correct account of the same, together with a true Copy of the Muster-Roll of all his or their Seamen, Fishermen, Sealers, Shoremen, or other Servants; such Account and Muster-Roll to be verified on oath before a Magistrate, if so required by such Collector or by the Board of Directors of the District; in default whereof each and every Master, Planter, and other Person offending herein, shall be liable to a penalty of treble the amount so retained, or which ought to have been so retained and stopped as aforesaid by him or them respectively; and if any Master, Planter, or other Person aforesaid, shall neglect or omit to stop or retain the Rate or Due of or payable by any Seaman, Fisherman, Sealer, Shoreman, or other Servant as aforesaid, in his employment or service, such respective Master, Planter, or other Person as aforesaid, shall, in every such case, pay the full amount of such respective Rate or Due.

X.—*And be it further enacted*, that all such Rates and Dues payable by or on account of any Seaman or other Person on board any Vessel engaged on a Foreign voyage, shall be paid on the arrival of such Vessel at her Port of Discharge in this Colony, and no such

How Collectors shall be remunerated.
Collectors not to be of the Board of Directors.
Persons liable to pay Dues under this Act, viz:—

Seamen,

Sealers,

Fishermen and Shoremen.

Masters of vessels, &c. to stop dues from wages of Seamen, Fishermen, &c.—

To keep a muster-roll of their names—

and give a copy thereof to the Collector of the District.

Penalty for default, or omitting to stop Dues.

When rates and dues on account of Seamen are to be paid—

—when by persons engaged on a coasting or sealing voyage — and when by Fishermen and Shoremen.

Proviso.

Rates to be in all cases paid in the District to which vessel belongs.

Mode in which persons paying dues under this Act are to be relieved.

Collectors to grant Certificates of the payment of Dues.

Penalty for altering or counterfeiting such Certificates.

Proviso.

Conduct of Actions and Suits and recovery of penalties under this Act.

Appropriation of penalties.

Boards of Directors to transmit their accounts annually to the Governor.

Vessel shall be entered inwards by the Officers of His Majesty's Customs until a receipt for the due payment of such Rates and Dues, signed by the respective Collectors thereof, shall have been produced, or the amount paid to such Officer of His Majesty's Customs, or to such Persons as shall be appointed by them to receive the same; and all Rates and Dues payable by any Seaman or Sealer engaged in a Coasting or Sealing Voyage, shall be paid at the conclusion of each respective Voyage; and all Rates and Dues payable by each and every Fisherman, Shoreman, and other Servant as aforesaid, shall be paid at the conclusion of their respective current Fishing Voyages: *Provided always*, that all Rates or Dues paid by any Master, Mate, Seaman or Shareman on board any Ship or Vessel, upon her entry inwards at any Port in this Island, from any Foreign, Coasting, Sealing or Fishing Voyage, shall in all cases be accounted for and paid over to the Collector of Rates and Dues for the District in which such Ship or Vessel shall be owned.

XI.—*And be it further enacted*, that each and every Seaman, Fisherman, or other Person having paid Rates or Dues under this Act, and who may be afflicted with sickness, or may have incurred any severe bodily injury, shall, on application to the Board of Directors of the District in which he may then be, be entitled to such relief as the nature of his case may require; and the Board of Directors of such District shall be entitled to claim the expenses incurred for such sick or disabled Person from the Board of Directors of that District in which such Person paid the last yearly Dues.

XII.—*And be it further enacted*, that each and every of the Collectors of Rates or Dues who may be appointed under this Act, shall, on the reasonable request of any Seaman, Fisherman, or other Person, from whom or in whose name any Rates or Dues may have been received, grant a Certificate, signed with the name of such Collector, of the payment of such Rates or Dues by, or in the name of, such Seaman, Fisherman, or other Person; and any Person who shall fraudulently obtain or alter or counterfeit any such Certificate, or cause or procure the same to be altered or counterfeited, shall be deprived of any benefit which such Persons would otherwise derive under this Act, and shall, on conviction, be imprisoned for a period not exceeding three months: *Provided always*, that no Person shall be entitled to demand a Certificate after the expiration of six months from the time when he shall have paid his Rates or Dues.

XIII.—*And be it further enacted*, that all Actions and Suits touching or concerning the affairs of the said Hospitals, shall be brought by, or against, the several Boards of Directors, by the style of "The Directors of the Hospital" of each District respectively, without naming the individuals; and that all matters of Debt under Twenty Pounds shall be sued for, heard and determined in a summary way, before any one or more of His Majesty's Justices of the Peace, residing in the district where such Debt shall be due, and shall be levied by distress and sale of the party's goods, together with Costs of Suit; and that all penalties and forfeitures incurred under the provisions of this Act, shall in like manner be sued for and recovered on the complaint of the Collector or other Officer named by each Board of Directors for that purpose; and that one half of such Penalties shall go to the Informer, and the other half be applied for the use of the Hospital of the District where such Penalty shall have been incurred.

XIV.—*And be it further enacted*, that each and every of the said Boards of Directors shall, on or before the *first* day of *December* in each year, transmit to the Governor of the Colony, to be laid before

the Legislature, true and correct statements of the number of Persons paying Rates and Dues, and of all Moities by them the said Collectors respectively received under or by virtue of this Act, according to the form in the Schedule to this Act annexed, marked A., and also a correct statement of the appropriation of the same.

to be laid before the Legislature.

A

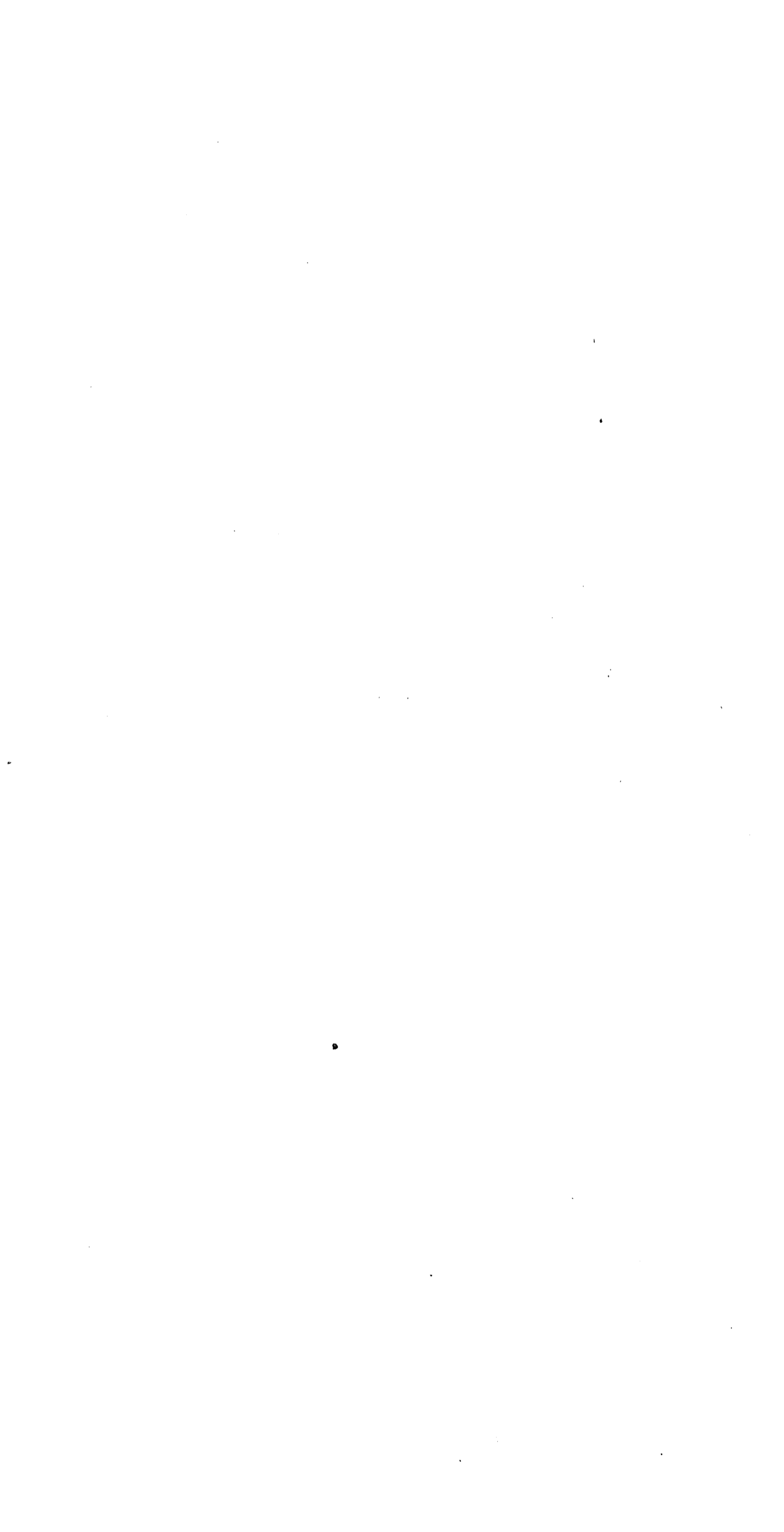
Return of the Persons paying Rates and Dues, with the amount thereof.

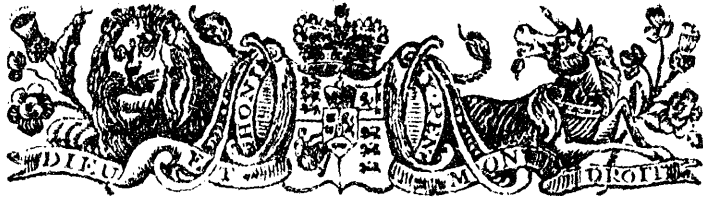
Schedule.

(a)	589 Persons engaged in the Seal Fishery paying Three Pence in the Pound on their Shares.	}	£	
	230 Masters, Mates and Seamen belonging to 39 Registered Vessels, paying Six Pence per month on their Wages,	}	£	
	175 Masters, Mates and Seamen belonging to 50 Vessels and Boats not Registered, but employed in the Coasting Trade,	}	£	
	500 Fishermen, Shoremen and Servants, engaged in the Cod and other Fisheries, paying Two Shillings and Six Pence per Season,	}	£ 62 10 0	
	1444	Total, £		

(a) 430 of these Men were also employed in the Cod Fishery, to be deducted.

1014 Men employed in the Fisheries and Merchant Service in the District of Trinity.





ANNO SEXTO

GULIELMI IV. REGIS.

CAP. II.

An ACT for granting to His Majesty the Sum of Five Hundred Pounds, to defray any necessary Expenses that may be incurred in preventing the extension and spread of Small Pox.

[30th March, 1836.]

MAY IT PLEASE YOUR EXCELLENCY,

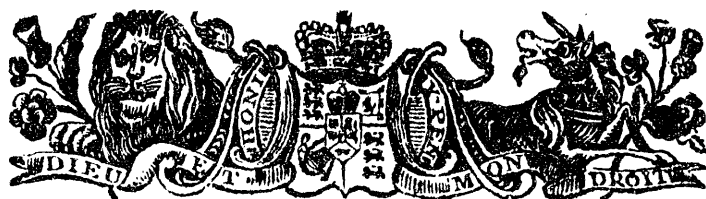
WE His Majesty's dutiful and loyal Subjects the Commons of Newfoundland, in General Assembly convened, having resolved to grant to His Majesty a Supply for the purposes hereinafter mentioned, do therefore beseech Your Excellency that it may be enacted—*And be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, That from and out of such Monies as shall from time to time be and remain in the hands of the Treasurer of this Colony, and unappropriated, there shall be granted and paid to His Majesty, his Heirs and Successors, a sum not exceeding Five Hundred Pounds Sterling, to be appropriated and applied under such Orders as His Excellency the Governor may from time to time give and make for defraying any necessary Expenses which may be incurred for the purpose of preventing the extension and spread of Small Pox in this Colony.

Preamble.

Appropriates the Sum of £500 towards prevention of Small Pox.

II.—*And be it further enacted*, That the said sum of Money hereby granted shall be paid by the Treasurer of the Colony in discharge of such Warrant or Warrants as shall from time to time be issued by the Governor or Acting Governor in favor of any person or persons, to be applied to the purposes of this Act.

To be drawn by the Governor's Warrant on the Colonial Treasurer.



ANNO SEXTO

GULIELMI IV. REGIS.

CAP. III.

An ACT to prevent the encroachments of Aliens on the Fisheries of this Island, and for the further protection of the said Fisheries.

[6th May, 1836.]

WHEREAS Foreigners have of late years been in the practice of unlawfully resorting in great numbers to the various Harbours and Coves of Fortune Bay and other places adjacent thereto, Eastward of Cape Ray, for the purpose of cutting down and carrying away Timber and Brushwood and of procuring Caplin and other Bait for the use of their Fishery, to the great injury and detriment of the Trade and Fisheries of His Majesty's Subjects carried on in this Colony: And whereas it is necessary to adopt prompt and effectual measures for suppressing the unlawful practices abovementioned, and for preventing similar encroachments in future:

Preamble.

I.—*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, that no Alien or Stranger whatsoever shall at any time hereafter take Bait or use any sort of Fishing whatsoever in Newfoundland or the Coasts, Bays or Rivers thereof, or on the Coast of Labrador, or in any of the Islands or Places within or dependant on the Government of the said Colony; always excepting the rights and privileges granted by Treaty to the Subjects or Citizens of any Foreign State or Power in amity with His Majesty.

No Alien to take Bait or Fish on any part of the coast of Newfoundland or Labrador

—except such as are allowed by Treaty.

II.—*And be it further enacted*, That if any such Alien or Aliens shall take Caplin, Herring, Mackerel, Lance, Clams, or other Bait, or use any such Fishery as aforesaid, or shall cut down or carry away any Timber or Brushwood upon or from any part of this Island or its Dependencies (excepting as before excepted) such Alien or Aliens, and all and every Person or Persons aiding or assisting them, shall, on conviction thereof in any Court of Record in this Island, forfeit and pay to Our Lord the King a Fine not exceeding One Hundred Pounds, nor less than Ten Pounds, at the discretion of such Court, to be disposed of in manner hereinafter mentioned; and that all and every the Ships, Vessels, Boats or other Craft, with the Tackle, Apparel and Furniture thereof, and all Seines, Nets, Lines, Hooks or other Fish-

Penalty

—to be recovered on conviction, in any Court of Record

—with forfeiture of Vessels, Boats, Tackle, &c.

ing Craft used or employed in the taking, receiving or transporting of such Bait or Timber, or other materials aforesaid, together with such Bait or Timber, shall be forfeited to His Majesty, and the same shall be sold at Public Auction, and the proceeds thereof applied, in the manner hereinafter directed.

Sale of Bait to Foreigners prohibited.

III.—And whereas it is of the utmost importance to protect and encourage the Fishery carried on by His Majesty's Subjects in this Colony, at present greatly depressed by the injurious privilege enjoyed by Foreigners of taking and curing Fish on the Shores thereof, and to preserve, for the use of His Majesty's Subjects, the shoals of Bait which visit the coasts of this Island and its Dependencies; and to that end it is above all things necessary to prohibit the selling and disposing of Bait to Foreigners, who are thereby enabled to prosecute their Fisheries much more advantageously than they otherwise might, to the great detriment of the Trade and Fisheries carried on by His Majesty's Subjects in this Colony—*Be it therefore further enacted*, That from and after the passing of this Act, it shall not be lawful for any Person or Persons to sell or dispose of any such Caplin or other Bait as aforesaid, to any Alien, or Aliens, or to any Person or Persons for their use, and that it shall not be lawful for any Person or Persons to export from this Island or its Dependencies, or knowingly sell or dispose of to the end that the same may be exported from this Island, for the purpose of being used or employed in any Fishery or Fisheries carried on by Aliens or any other persons other than liege Subjects of His Majesty, any such Caplin or other Bait whatsoever.

Penalty.

IV.—*And be it further enacted*, That if any Person or Persons shall so sell or dispose of to any Alien or Aliens, or so export or cause to be exported from this Island or its Dependencies, or knowingly sell or dispose of to the end that the same may be exported from this Island or its Dependencies, other than for the purpose of being used and employed in the Fisheries so carried on by His Majesty's Subjects as aforesaid, any such Caplin or other Bait whatsoever, he or they so offending shall, on conviction thereof, in any Court of Record in this Colony, forfeit and pay to our Lord the King a fine not exceeding One Hundred Pounds, nor less than Ten Pounds, at the discretion of such Court, and shall also forfeit all and every of the Ships, Vessels, Boats or other Craft used or employed in such exportation, with the Tackle, Apparel and Furniture thereto belonging, together with the Bait or the Money, Goods, or Effects for which the same shall have been sold or exchanged, or which may be found on board any such Ship, Vessel, Boat or other Craft, belonging to the Owners, Master or Crew of such Ship, Vessel, Boat or other Craft as aforesaid, to His Majesty, and the proceeds thereof shall be applied in the manner hereinafter directed.

And forfeiture of Vessels, Boats, &c.

Persons authorized to make seizures under this Act.

V.—*And be it further enacted*, That it shall and may be lawful for any Officer of His Majesty's Navy, or of His Majesty's Customs, or for any Justice of the Peace, Constable or other Peace Officer, to seize and detain all and every such Ships, Vessels or Boats, Nets, Seines or other Fishing Craft, as may be in any manner used or employed in the unlawful taking or exportation of Bait, or the transporting or carrying away of Wood or Timber, in contravention of this Act, together with the Bait, Timber, Brushwood and all other Goods, Chattels, Money and Effects found on board the same, or recently removed therefrom to avoid Seizure, and to detain and keep the same, subject to the Order, Judgment or Decree of any Court having jurisdiction therein.

VI.—*And be it further enacted*, That all Fines and Penalties imposed by this Act shall and may be sued for and recovered in any Court of Record in this Island; and in default of payment thereof, the Offender or Offenders shall be committed by such Court to the nearest Gaol, there to remain for any period not exceeding Six Months: and the Monies arising from all Fines and Forfeitures imposed by this Act shall, as to one moiety thereof, be paid to the Treasurer of this Colony to and for the use of our Sovereign Lord the King, his Heirs and Successors; and as to the other moiety thereof, the same shall be paid to the use of such Person or Persons as shall inform and sue for the same.

Recovery and appropriation of Penalties.

VII.—*And be it further enacted*, That upon an Affidavit being made before any of His Majesty's Justices of the Peace, or before a Commissioner of the Supreme Court appointed by His Majesty's Chief Justice of the Island to take Affidavits in the said Court, setting forth that any Alien or Stranger not residing in this Colony has committed any offence which by the provisions of this Act is subjected to any Penalty imposed by this Act, it shall and may be lawful for any such Justice to issue his Warrant for the apprehension of such Person, and to hold him to bail to appear at the next Term of the Supreme or Circuit Court to answer for such offence; and in default of Bail to commit him to prison, there to remain until delivered by due course of Law.

Offenders against this Act may be apprehended and held to bail, or in default committed to prison.

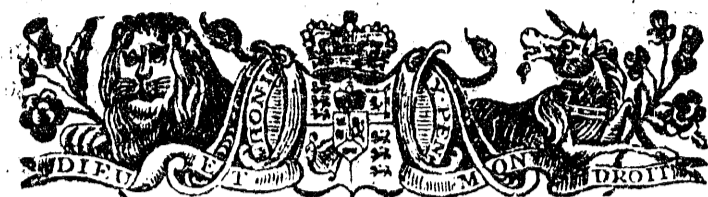
VIII.—*And be it further enacted*, That all seizures made under this Act, which shall upon the Oath of two competent sworn Appraisers, be valued under Fifty Pounds, may be heard and determined in a summary way before any Court of Sessions of the Peace in the District where the Seizure shall be made.

Seizures under £50 value may be heard and determined, summarily, in any Court of Sessions.

IX.—*And be it further enacted*, That if any Officer of His Majesty's Navy, or of His Majesty's Customs, Justice of the Peace, Constable, or other Peace Officer or Person aiding or assisting them or any of them in the seizure of any Ship, Vessel, Boat, Net, Seines, or other Fishing Craft or Tackle, or of any Bait, Timber, Brushwood, Goods, Chattels, Money or Effects, or other thing whatsoever, shall be sued or prosecuted for any thing done under and by virtue of the powers and authority of this Act, he may plead the General Issue and give this Act and the Special matter in evidence; and if in such Suit the Plaintiff shall be Nonsuited, or Judgment be given against him, the Defendant shall recover double Costs; and in case any Information shall be commenced and brought to Trial on account of the Seizure of any Ship, Vessel, Boat, Net, Seine, Craft, Tackle, Bait, Timber, Brushwood, Goods, Chattels, Money or Effects whatsoever, as seized or forfeited under this Act, wherein Judgment shall be given for the Claimant, and it shall appear to the Court or Justices before whom the same shall be tried that there was a probable cause of seizure, the Court or Justices shall certify on the Record that there was a probable cause of seizing the same, and in such case the Defendant shall not be entitled to any Costs whatsoever, nor shall the person who seized, or those acting in his aid, be liable to any Action or Prosecution on account of such seizure; and in case any Action or Prosecution shall be commenced and brought to Trial against any Person whatsoever, on account of any such seizure as aforesaid, and whether the cause of such seizure shall have been heard and determined or not, if the Court before whom such Action shall be brought shall certify as aforesaid that there was a probable cause for such seizure, then the Plaintiffs (besides the Ship, Vessel, Boat, or other thing seized, or the value thereof when the same shall not have been restored) shall not be entitled to more than One Shilling damages, nor to any Costs of Suit.

Seizing Officers prosecuted for any thing done under this Act may plead the General Issue.

Judge may certify probable cause of seizure.



ANNO SEXTO

GULIELMI IV. REGIS.

CAP. IV.

An ACT for ascertaining the Census of this Colony and other Statistical Information.

[6th May, 1836.]

WHEREAS it is expedient that provision should be made for obtaining, at stated periods, a correct Census of the Population of this Island and other Statistical Information and Returns:—*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, and by the authority of the same, that there shall be made and given to the Governor, or Person Administering the Government of this Colony for the time being, on or before the first Monday in December in this present year, and on or before the first Monday in December in every Ten Years from and after the same, by the Persons to be appointed for that purpose, full Returns of the Census of the Population of this Island, together with distinct Statements of the quantity of Land under cultivation, and the number of Horses, Neat Cattle, Sheep and Hogs, and other Statistics within the same, which Census shall commence to be taken throughout the said Colony on the first Monday in May next, and on the first Monday in May in every Year in which the said Returns shall be hereafter required to be made, or as soon after the said days as may be.

II.—*And be it further enacted*, That it shall and may be lawful for the Governor, or other Administrator of the Government for the time being, from time to time to appoint such and so many fit and proper Persons as he may deem requisite, to ascertain and make Return of the number of Persons residing within the said Colony, and to obtain and make Return of such other Statistical Information as may be required: *Provided always*, that the whole Expense of Payment to such Persons and of carrying this Act into effect, shall not for the Returns of any One Year exceed the sum of Five Hundred Pounds.

III.—*And be it further enacted*, That the Persons so to be appointed to make such Returns as aforesaid, shall, in the manner of making such Returns and in the form and substance thereof, and in all things appertaining to this Act, conform himself and themselves to the

Preamble.

Census of the Population, and other Statistics of the Colony, to be taken every Ten Years

—and to be taken on the first Monday in May, or as soon after as may be.

Returns required by this Act to be made by persons to be appointed by the Governor:

Expense of such Returns not to exceed £500 for any one year.

Returns to be made in the manner and form required by this Act:

Penalty for default. Schedule hereto annexed; and in default thereof, such Person or Persons respectively shall forfeit all claim to remuneration for the services by him or them performed.

Persons appointed to make Returns under this Act to visit every house in their respective Districts.

IV.—*And be it further enacted*, That it shall and may be lawful for the Persons so appointed, and they are hereby required to visit every House within the District or Districts for which they shall have been respectively appointed, and to require of all Persons such Information as may be necessary for filling up accurately the several Columns in their Returns, according to the Form or Schedule aforementioned, and to enter, in the day time, in and upon any Lands or Tenements within their respective Districts as often as may be necessary for the purpose of enabling them to carry into effect the provisions of this Act.

Remuneration for making such Returns to be paid by the Colonial Treasurer on the Governor's Warrant.

V.—*And be it further enacted*, That from and out of such Monies as shall from time to time be in the hands of the Treasurer of this Colony and not appropriated, there shall be granted and paid to His Majesty, his Heirs or Successors, a sum of Money not exceeding Five Hundred Pounds, to be drawn by Warrant of His Excellency the Governor, and to be appropriated in payment of the Expenses which may be incurred in this present Year in pursuance and fulfilment of this Act—which said sum of Five Hundred Pounds shall be distributed and applied towards the taking of the Census and Returns in the several Districts of the Island in the following manner, that is to say—for the District of *Saint John's* Fifty Pounds—for the District of *Conception Bay* Sixty Pounds—for the District of *Trinity Bay*, Fifty Pounds—for the District of *Bonavista Bay*, Fifty-five Pounds—for the District of *Ferryland*, Thirty Pounds—for the District of *Saint Mary's* and *Placentia*, Fifty Pounds—for the District of *Barin*, Twenty-five Pounds—for the District of *Fortune Bay* and to *Cape Ray*, Ninety Pounds—for the District of *Fogo* and *Twillingate* and to *Cape John*, Sixty Pounds—and for Contingencies, Thirty Pounds.

Sum of £500 appropriated for that purpose—

Distribution thereof.

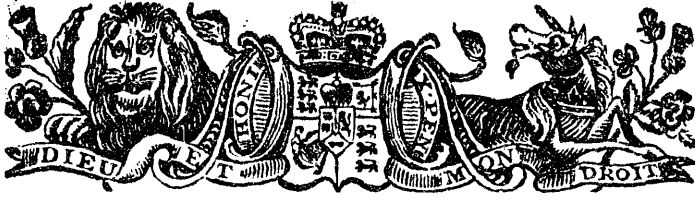
Persons appointed to make Returns under this Act to be duly sworn.

VI.—*And be it further enacted*, That each of the Persons who shall be appointed to take a Census and make Returns as aforesaid, shall be duly sworn to the true and faithful performance of his duty, and shall produce Certificates from two or more Magistrates of the District for which he may be appointed, of the correctness, to the best of their knowledge, of all such Returns, and shall be bound to answer on Oath, to such Magistrates, all questions they may put to him, touching and concerning the Returns aforesaid.

Magistrates to certify to the correctness of such Returns.

Penalty on persons refusing to answer, or answering falsely any questions put to them for the purposes of this Act.

VII.—*And be it further enacted*, That every Adult Member of any Family who shall refuse to answer, or shall knowingly answer falsely to any question put for the purpose of obtaining the information aforesaid, by the Person so appointed to obtain the same as aforesaid, shall incur a penalty of Twenty Shillings for each and every offence, which shall be recoverable before any of His Majesty's Justices of the Peace, on the Oath of one or more credible Witness or Witnesses; and in default of payment thereof, when directed by the said Justice, the same to be recovered by Warrant of Distress and Sale of the Offender's Goods and Chattels, and in case no Goods and Chattels shall be found whereon to levy, then the said Justice shall commit the said Delinquent to the nearest Gaol, there to remain for a time not exceeding Ten Days.



ANNO SEXTO

GULIELMI IV. REGIS.

CAP. V.

An ACT to amend an Act passed in the Fourth Year of His Majesty's Reign, entitled "An Act for declaring all Landed Property in Newfoundland Real Chattels."

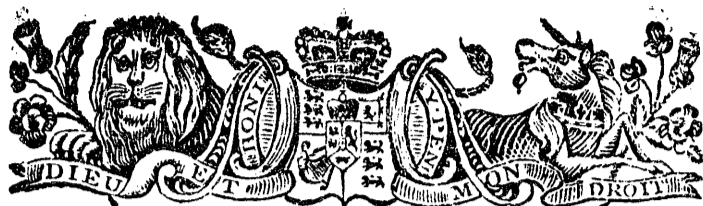
[6th May, 1836.]

WHEREAS it is necessary to amend an Act passed in the Fourth Year of His Majesty's Reign entitled "An Act for declaring all Landed Property in Newfoundland Real Chattels."

Preamble.

Be it therefore enacted, by the Governor, Council and Assembly of Newfoundland, that so much of the said Act as provides that no Executor or Administrator shall bargain, sell, demise or otherwise depart with any Estate or Interest in any Lands, Tenements or Hereditaments in Newfoundland and its Dependencies, of any deceased Person, for a longer period than One year, without the direction of the Supreme Court of this Island first given for that purpose, shall be and the same is hereby repealed.

Repeals the proviso
Sec. 1 of the Act
(cap. 18.) of last
Session.



ANNO SEXTO

GULIELMI IV. REGIS.

CAP. VI.

An ACT to continue certain Acts therein mentioned concerning the Revenue of this Colony.

[6th May, 1836.]

WHEREAS a certain Act was passed in the General Assembly of this Island in the Fourth Year of the Reign of His present Majesty King William the Fourth, intituled "An Act for granting to His Majesty certain Duties on all Wines, and on all Brandy, Rum, Gin and other Spirituous Liquors imported into this Island and its dependencies"—And whereas, in and by an Act passed in the same year, intituled "An Act for the further increase of the Revenue," the several Duties on Wines and Spirits mentioned in the first recited Act are further continued until the end of this present Session of the Legislature of this Island, and it is expedient further to continue the said Duties.

Preamble:

4 W. 4, cap. 1.

4 W. 4, (Sess. 2)
cap. 1.

Act first above re-
cited continued in
force for a limited
period.

I.—*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, That the said Act passed in the Fourth Year of the Reign of His Majesty King William the Fourth, intituled "An Act for granting to His Majesty certain Duties on all Wines, and on all Brandy, Rum, Gin, and other Spirituous Liquors imported into this Island and its Dependencies," (save and except the Second and Twelfth Sections thereof) shall be in full force, and continue until the Twentieth day of April, which will be in the year of Our Lord One thousand eight hundred and thirty-seven; and from thence to the end of the then next Session of the Legislature of this Colony: *Provided nevertheless*, that all such Duties shall be collected under the rules, regulations and restrictions expressed and contained in an Act of the Imperial Parliament passed in the Third and Fourth years of His present Majesty's Reign, intituled "An Act to regulate the Trade of the British Possessions abroad," except in so far as other regulations are specifically provided by the said Colonial Act.

Proviso.

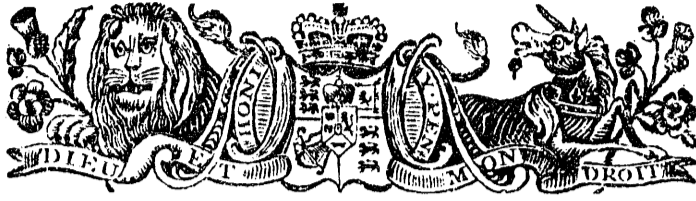
II.—*And be it further enacted*, That all and every the Duties referred to in the said Act shall be raised, levied and exacted on all such Wines, and on all such Brandy, Gin, Rum, and other Spirituous Liquors, over and above, and in addition to, the Duty or Duties now raised, levied and collected on the same Articles under and by virtue of an Act of the Imperial Parliament, passed in the Third and Fourth

Duties to be paid
under Act first above
recited to be in ad-
dition to duties col-
lected under Impe-
rial Act.

years of the Reign of His present Majesty King William the Fourth, intituled "An Act to regulate the Trade of the British Possessions abroad," and over and above and in addition to any Duty or Duties now raised, levied or collected on the same under or by virtue of any Act or Acts of the Imperial Parliament, and that nothing in this or the said Act contained shall reduce or lessen, or be construed to reduce or lessen, the amount of any such Duty or Duties now received or receivable under such Act of the Imperial Parliament, or any of them.

Colonial Act of 5
W. 4, c. 1 further
continued in force.

III.—*And be it further enacted,* That an Act passed in the General Assembly of this Colony, in the Fifth year of the Reign of His present Majesty, intituled "An Act for granting to His Majesty certain Duties on Articles imported into this Colony," shall be and continue in force from and after the Twentieth day of April which will be in the year of Our Lord One thousand eight hundred and thirty-seven, until the end of the then next Session of the Legislature of this Colony.



ANNO SEXTO

GULIELMI IV. REGIS.

CAP. VII.

An ACT to limit the duration of the present and all future Houses of Assembly in this Colony.

[6th May, 1836.]

WHEREAS frequent and new assemblies of the Representatives of the People tend much to the happy union and good government of the King and People, and whereas it is expedient to limit the duration of the present and all future Houses of Assembly of this Colony:

Preamble.

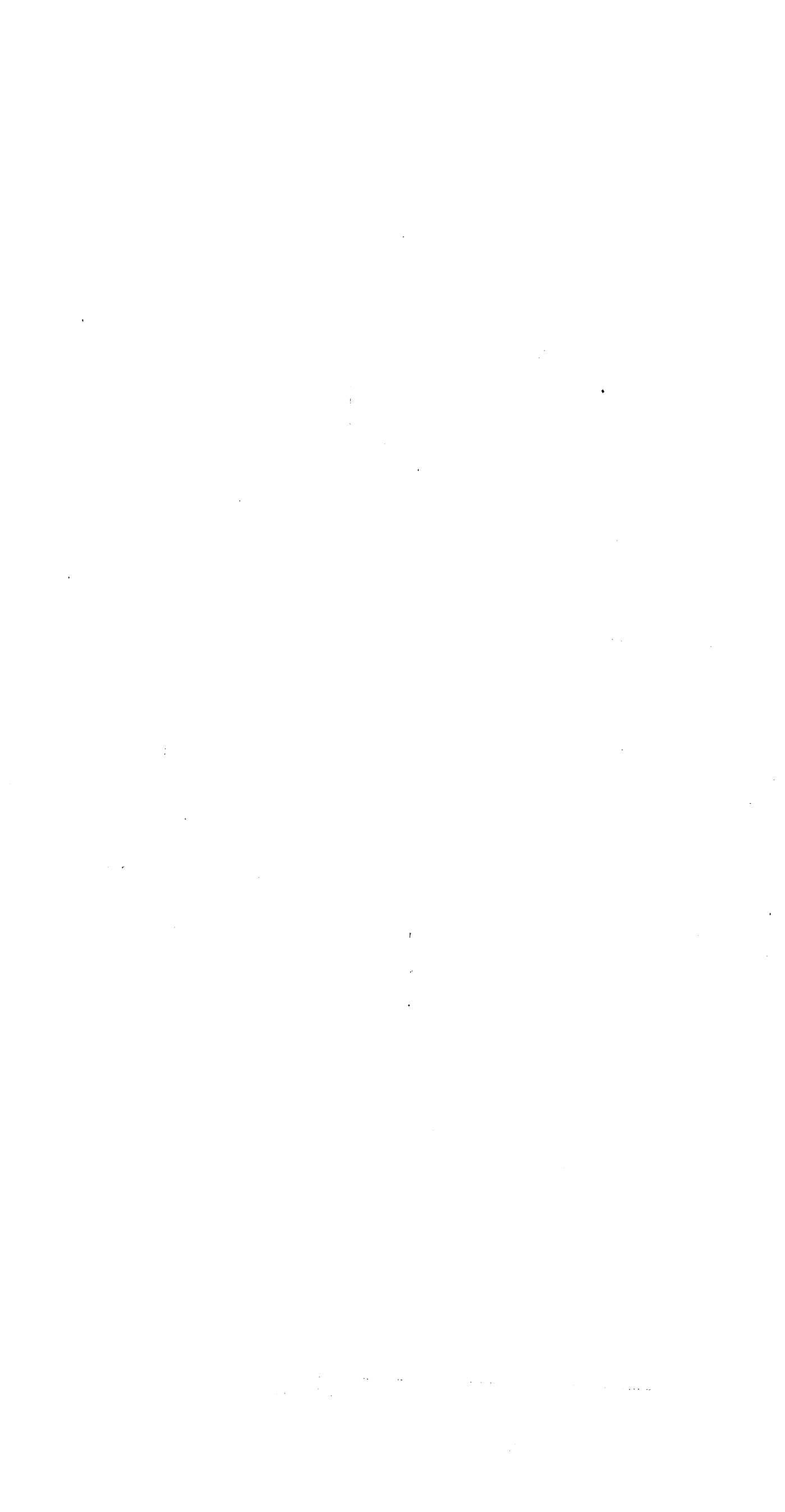
I.—*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, that this present House of Assembly of the Colony of Newfoundland shall cease and determine on the First day of January One thousand eight hundred and thirty-eight.

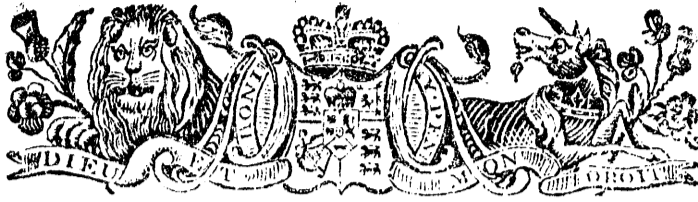
Present House of Assembly to cease on 1st January 1838.

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

Duration of future Assemblies limited to four years.

Proviso.





ANNO SEXTO

GULIELMI IV. REGIS.

CAP. VIII.

An ACT to continue an Act passed in the Third Year of His Majesty's Reign, entitled "An Act for the regulation of Pilots and the Pilotage of Vessels at the Port of Saint John's."

[6th May, 1836.]

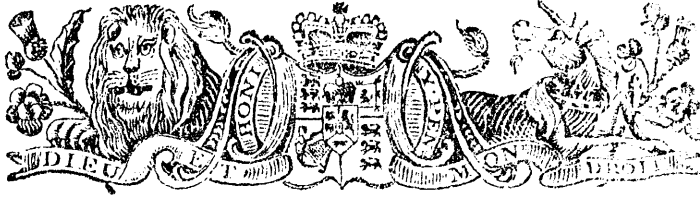
WHIEREAS a certain Act was passed in the General Assembly of this Island in the Third Year of the Reign of His present Majesty King William the Fourth, entitled "An Act for the regulation of Pilots and the Pilotage of Vessels at the Port of Saint John's;" And whereas the period limited in the said Act for its duration is now about to expire, and it is deemed expedient to continue the same in the manner hereinafter provided.

Preamble.

3. W. 4, cap. 7.

Be it therefore enacted, by the Governor, Council and Assembly of Newfoundland, that the said Act, passed in the Third Year of the Reign of His Gracious Majesty King William the Fourth, entitled "An Act for the regulation of Pilots and the Pilotage of Vessels at the Port of Saint John's," and every clause, matter and thing therein contained, shall be in force, and continue for the further period of Two Years from the passing hereof, and from thence to the end of the then next Session of the Legislature of this Colony.

Continues Act herein recited for a limited period.



ANNO SEXTO

GULIELMI IV. REGIS.

CAP. IX.

An ACT to continue an Act passed in the Third Year of the Reign of His present Majesty, entitled "An Act to provide for the performance of Quarantine, and more effectually to provide against the introduction of Infectious or Contagious Diseases and the spreading thereof in this Island.

[6th May, 1836.]

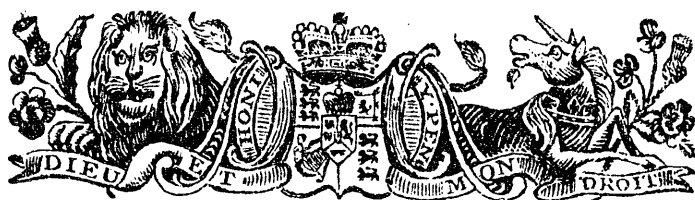
WHEREAS an Act was passed in the General Assembly of this Colony in the Third year of the Reign of His present Majesty, entitled "An Act to provide for the performance of Quarantine, and more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Island;" and whereas by an Act passed in the said General Assembly, in the Fifth year of the Reign of His present Majesty, the said Act was further continued until the end of the present Session of the Legislature, and it is expedient further to continue the said recited Act—*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, that the said recited Act, passed in the Third year of the Reign of His present Majesty, entitled "An Act to provide for the performance of Quarantine, and more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Island," shall be in full force and continue for a further period of Twelve Months, and from thence to the end of the then next Session of the Legislature of this Colony, and no longer.

Preamble.

3 W. 4, c. 1.

5 W. 4, c. 1.

Quarantine Act
(above recited) fur-
ther continued in
force.



ANNO SEXTO

GULIELMI IV. REGIS.

CAP. X.

An ACT to make perpetual an Act passed in the Fourth Year of His Majesty's Reign, entitled "An Act for the relief of Insolvent Debtors taken in execution."

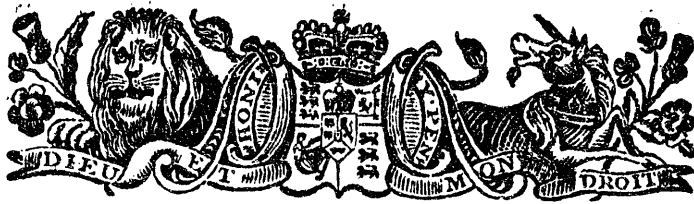
[6th May, 1836.]

WHEREAS an Act was passed in the Fourth year of His Majesty's Reign, entitled "An Act for the relief of Insolvent Debtors taken in execution," which it was therein declared should continue in force for Two Years and no longer: And whereas it is necessary that the same should be continued and made perpetual:

Be it therefore enacted, by the Governor, Council, and Assembly of Newfoundland, that the said Act shall be, and the same is hereby continued and made perpetual.

Preamble.
4 W. 4 (Sess. 2)
cap. 11:

Act above recited
continued and made
perpetual.



ANNO SEXTO

GULIELMI IV. REGIS.

CAP. XI.

An ACT for preventing the mischiefs arising from the Printing and Publishing Books, Newspapers, and Papers of a like nature, by Persons unknown, and to regulate the Printing and Publishing the same.

[6th May, 1836.]

WHEREAS it is expedient that regulations should be provided touching Publications of the nature hereinafter mentioned:—

Preamble.

I.—*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, That no Person shall, after the expiration of Twenty Days from and after this Act shall come into operation, print or publish, or cause to be printed or published, any Newspaper or other Paper containing Public News or intelligence, or serving the purpose of a Newspaper, until an Affidavit or Affidavits, or in case of Persons commonly called Quakers, an Affirmation or Affirmations, made and signed as hereinafter mentioned, shall be delivered to the Secretary or Acting Secretary of this Island, or to some Officer or Officers in the respective Towns and at the respective Offices which shall be named and appointed by the said Secretary or Acting Secretary for the purpose of receiving such Affidavits or Affirmations containing the several matters and things hereinafter for that purpose specified and mentioned.

No Newspaper or other paper of a like description to be printed or published until an affidavit as to the facts herein specified shall have been lodged in the Office of the Colonial Secretary.

II.—*And be it further enacted*, by the authority aforesaid, That such Affidavit or Affidavits, Affirmation or Affirmations, shall specify and set forth the real and true Names, Additions, description and places of abode of all and every person or persons who is and are intended to be the Printer and Printers Publisher and Publishers of the Newspaper or other paper mentioned in such Affidavit or Affidavits, or Affirmation or Affirmations, and of all the Proprietors of the same, and all the Proprietors of the Printing Press and Types generally used in the printing thereof; and the true description of the House or Building wherein any such Paper is intended to be printed, and likewise the Title of such Paper.

Such affidavit to specify the real Names, places of residence, &c. of the printers, publishers and proprietors, and also the Title of such Newspaper.

III.—*And be it further enacted*, That an Affidavit or Affirmation, Affidavits or Affirmations, of the like import shall be made, signed, and given in like manner as often as any of the Printers, Publishers or Pro-

Similar affidavits to be made as often as the place of publication, printer—

—or proprietary of such Newspaper shall be changed.

Such affidavit to be made in writing by the printer, publisher or proprietor, and to be signed by the person making the same before a Stipendiary Magistrate.

Persons omitting to set forth in their affidavits the real facts as herein required, to be deemed guilty of perjury.

Such affidavits to be kept and filed as the Secretary or Acting Secretary may direct, and certified copies thereof to be received in evidence.

Proviso as to persons who may have ceased to be printers, publishers, &c.

prietors named in such Affidavits or Affirmations shall be changed, or shall change their respective places of abode, or their Printing House, Place or Office, and as often as the Title of the Paper shall be changed.

IV.—*And be it further enacted*, by the authority aforesaid, That every such Affidavit or Affirmation shall be made by the Printer or Publisher, or one of the Proprietors of such Newspaper or other paper, and shall be in writing, and signed by the Person or Persons making the same, and shall be taken by any one or more of His Majesty's Stipendiary Justices of the Peace, and such Justices are hereby authorized to take such Affidavits upon the Oath of the person or persons making the same, and such Affirmations in the case of persons commonly called Quakers.

V.—*And be it further enacted*, by the authority aforesaid, That if any person or persons making such Affidavit or Affirmation as in and by this Act is required to be made, shall knowingly and wilfully insert, or set forth therein, the Name or Names, Addition or Additions, place or places of abode, of any person as Proprietor, Printer or Publisher, of any Newspaper or other such paper as aforesaid, to which such Affidavit or Affirmation relates, who is not the Proprietor, Printer, or Publisher thereof, or shall knowingly and wilfully omit to mention in such Affidavit or Affirmation the Name or Names, addition or additions, and place or places of abode, of any of the Proprietors, Printers or Publishers thereof, contrary to the true intent and meaning of this Act, or shall knowingly and wilfully, in any other manner or respect, set forth in such Affidavit or Affirmation any matter or thing by this Act required to be set forth, otherwise than according to the truth, or shall knowingly or wilfully omit to set forth therein, according to the truth, any matter or thing required by this Act to be therein set forth, every such person so offending shall be liable to the pains and penalties to which persons are liable for wilful and corrupt perjury.

VI.—*And be it further enacted*, by the authority aforesaid, That such Affidavits and Affirmations as aforesaid, shall be filed and kept in such manner as the Secretary or Acting Secretary of this Colony for the time being shall direct; and the same, or copies thereof, certified to be true copies as hereinafter mentioned, shall respectively, in all proceedings, Civil and Criminal, touching any Newspaper or other such paper as aforesaid, which shall be mentioned in such Affidavits or Affirmations, or touching any publication, matter or thing contained in such Newspaper or other paper, be received and admitted as conclusive evidence of the truth of all such matters set forth in such Affidavits or Affirmations, as are hereby required to be therein set forth against every Person who shall have signed and sworn or affirmed such Affidavits or Affirmations, and shall also be received and admitted in like manner as sufficient evidence of the truth of all such matters against all and every person who shall not have signed or sworn or affirmed the same, but who shall be therein mentioned to be a Proprietor, Printer or Publisher of such Newspaper or other paper, unless the contrary shall be satisfactorily proved. *Provided always*, that if any such person or persons respectively against whom such Affidavit or Affirmation, or any copy thereof, shall be offered in evidence, shall prove that he, she, or they hath or have signed, sworn or affirmed, and delivered to the Secretary or Acting Secretary of this Colony, or such Officer to be appointed by him as aforesaid, previous to the day of the date or publication of the Newspaper or other such paper as aforesaid, to which the proceeding, Civil or Criminal, shall relate, an Affidavit or Affirmation that he, she, or they hath or have ceased to be the Printer or Printers, Proprietor or Proprietors, or Publisher or Publishers

of such Newspaper or other such paper as aforesaid, such person or persons shall not be deemed, by reason of any former Affidavit or Affirmation so delivered as aforesaid, to have been the Printer or Printers, Proprietor or Proprietors, Publisher or Publishers of such Paper, after the day upon which such last mentioned Affidavit or Affirmation shall have been delivered to the said Secretary or Acting Secretary, or the Officer to be by him appointed as aforesaid. *Provided also*, that no such Affidavit or Affirmation shall be admitted as evidence against any person or persons other than he, she, or they who shall have made the same, unless it shall be proved that a copy thereof was furnished to such person or persons or left at his, her, or their usual place or places of abode, before the publication of the matter or thing concerning which such proceeding shall have been instituted.

Proviso—
Affidavits to be evidence against such persons only as have made the same, unless where a copy has been lodged.

VII.—*And be it further enacted*, by the authority aforesaid, That in some conspicuous part of every Newspaper, or other such paper as aforesaid, there shall be printed, in legible characters, the true and real Name and Names, addition and additions, and place and places of abode of the Printer and Printers, and Publisher and Publishers of the same, and also a true description of the place where the same is printed; and in case any person or persons shall knowingly and wilfully print or publish, or cause to be printed or published, any such Newspaper or other such paper, not containing the particulars aforesaid, and every of them, every such person as aforesaid shall forfeit and pay to our Lord the King, his Heirs and Successors, the sum of Fifty Pounds.

Newspapers to set forth the Names of the several printers, publishers and proprietors.

Penalty.

VIII.—*And be it further enacted*, by the authority aforesaid, That it shall not be necessary, after any such Affidavit or Affirmation, or a certified copy thereof, shall have been produced in evidence as aforesaid, against the person who signed and made such Affidavit or Affirmation, or are therein named according to this Act, or any of them, and after a Newspaper, or other such paper or Book as aforesaid shall be produced in evidence, entitled in the same manner as the Newspaper or other paper mentioned in such Affidavit or copy is entitled, and wherein the Name or Names of the Printer and Publisher or Printers and Publishers and the place of printing shall be the same as the Name or Names of the Printer and Publisher or Printers and Publishers and the place of printing mentioned in such Affidavit or Affirmation, for the Plaintiff, Informant or Prosecutor, to prove that the Newspaper or paper to which such trial relates, was purchased at any House, Shop or Office belonging to or occupied by the Defendant or Defendants, or any of them, or by his or their Servant or Workmen, or where he or they by themselves or their Servant usually carry on the printing or publishing such paper, or where the same is usually sold.

After affidavits of the nature herein required shall have been put in evidence, proof of the identity of Newspapers to be unnecessary.

IX.—*And be it further enacted*, by the authority aforesaid, That the Secretary or Acting Secretary of this Colony, or Officer by whom any such Affidavits or Affirmations shall be kept according to the directions of this Act shall, and they are hereby required, upon application made to them by any person or persons requiring a copy certified according to this Act of any such Affidavit or Affirmation as aforesaid, in order that the same may be produced in any Civil or Criminal proceedings, to deliver to the person so applying for the same, such certified copy.

Secretary or Acting Secretary to furnish certified copies of affidavits required as evidence.

X.—*And be it further enacted*, by the authority aforesaid, That from and after Twenty days after this Act shall come into operation, the Printer or Publisher of every Newspaper or other such paper as aforesaid shall, upon every day upon which the same shall be published, or

Copies of Newspapers, signed by the Printer,—

—to be lodged with the Secretary or Acting Secretary within 6 days after publication.

Papers so lodged to be paid for.

Penalty for neglect to lodge such papers.

Papers so lodged to be produced in evidence by the Secretary when so required.

All Books and Papers to have the Names and residence of the printers and publishers distinctly set forth therein.

within Six days after, deliver to the Secretary or Acting Secretary of this Colony for the time being, or to the Officers to be by him appointed to receive the same, and whom he is hereby required to appoint for that purpose, one of the Papers so published upon each such day, signed by the Printer or Publisher thereof, in his hand writing, with his Name and place of abode; and the same shall be carefully kept by the said Secretary or Acting Secretary, or such Officers as aforesaid, in such manner as the said Secretary or Acting Secretary shall direct, and such Printer or Publisher shall be entitled to be paid half yearly the usual and ordinary price for such Paper, and the said Secretary or Acting Secretary is hereby authorized to pay for the same out of such monies as may from time to time be at his disposal for disbursing the contingencies of his Office; and in every case in which the Printer and Publisher of such Newspaper or other paper as aforesaid, shall neglect to deliver one such Newspaper or other paper in the manner herein before directed, such Printer and Publisher shall, for every such neglect respectively forfeit and pay to our Lord the King, his Heirs and Successors, the sum of Fifty Pounds; and in case any person or persons shall make application to the said Secretary or Acting Secretary, or to any such Officer as aforesaid, in order that such Newspaper or other paper so signed by the Printer or Publisher may be produced in evidence in any proceeding, Civil or Criminal, the said Secretary or Acting Secretary, or such Officer, shall, at the expense of the party applying, at any time within two years from the publication thereof, either cause the same to be produced in the Court in which the same is required to be produced, and at the time when the same is required to be produced, or shall deliver the same to the party applying for it, taking, according to their discretion, reasonable security at the expense of such party, for the returning the same to the Secretary or Acting Secretary or such Officer; and in case, by reason that the same shall have been previously required by any other person to be produced in any Court, or hath been previously delivered to any other person for the like purpose, the same cannot be produced at the time required, or be delivered according to such application, in such case the said Secretary or Acting Secretary, or such his Officer, shall cause the same to be produced or shall deliver the same as soon as they are enabled so to do.

XI.—*And be it further enacted*, by the authority aforesaid, That from and after the expiration of Twenty days after this Act shall come into operation, any person who shall print any Book or Paper whatsoever, which shall be meant or intended to be published or dispersed, whether the same shall be sold or given away, shall print upon the front of every such paper, if the same shall be printed on one side only, and upon the first and last leaves of every Book or Paper which shall consist of more than one leaf, in legible characters; his or her Name, and the name of the City, Town, Parish or Place, and also the name (if any) of the Square, Street, Lane, Court or Place in which his or her Dwelling House or usual place of abode shall be; and every person who shall omit so to print his Name and place of abode on every such Paper or Book printed by him, and also every person who shall publish or disperse, or assist in publishing or dispersing, either gratis or for money, any printed Paper or Book, which shall have been printed after the expiration of Twenty days from and after this Act shall come into operation, and on which the Name and place of abode of the person printing the same shall not be printed as aforesaid, shall, for the publication or dispersion by him of every copy of such Paper or Book so published or dispersed, forfeit and pay to our

Lord the King, his Heirs and Successors, the sum of Twenty Pounds. *Provided always*, that nothing herein contained shall extend, or be construed to extend, to any papers printed by the authority and for the use of the Government or either branch of the Legislature of this Island, nor to any paper printed and published by any Clergyman, and containing Religious Instruction only.

Penalty.

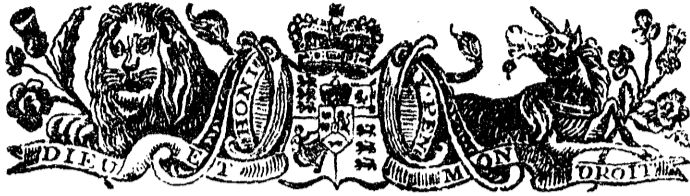
Act not to extend to papers, &c. printed for the Government or the Legislature, or containing only Religious Instructions.

XII.—*And be it further enacted*, That all Fines, Penalties and Forfeitures by this Act imposed, shall be recovered by Action of Debt, Bill, Plaint or Information in any Court of Record in this Island, in the name of His Majesty's Attorney or Solicitor General, and the money arising from such Fines, Penalties and Forfeitures, when recovered, shall be paid to the Treasurer of this Island, to and for the use of our Sovereign Lord the King his Heirs and Successors.

Recovery and appropriation of Penalties.

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

Act suspended for the signification of the King's pleasure.



ANNO SEXTO

GULIELMI IV. REGIS.

CAP. XII.

An ACT to authorize the raising by loan of a further sum of Money for the completion of the Light House on Harbor Grace Island.

[6th May, 1836.]

WHEREAS by an Act passed in the General Assembly of this Colony in the Fourth year of the Reign of His present Majesty, entitled "An Act for the establishment of a Light House on Harbor Grace Island," the Treasurer of this Colony is authorized to raise by loan a sum of Money not exceeding in the whole One Thousand Pounds, chargeable upon the public Revenues of this Colony, to defray the expense of the erection and establishment of the said intended Light House: And whereas the said sum has been found insufficient for that purpose, and it is expedient that a further sum be raised on loan in like manner, in order to enable the Commissioners under the said Act to complete the said intended Light House.

Preamble.

I.—*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, That it shall and may be lawful for the Treasurer of this Colony, and he is hereby authorized to raise by loan from such person or persons, or Body Corporate, as will advance the same, a further sum of Money on account of the said Light House, not exceeding in the whole the sum of One Thousand Pounds, chargeable upon and to be repaid out of the public Funds of this Colony, together with interest on the same, not exceeding six per cent per annum. *Provided always*, that no part of the said sum of Money hereby authorized to be raised, shall be raised or expended until a Specification of the Work to be performed and of the Machinery to be provided shall have been laid before the Governor and Council, and the estimate of the expense thereof shall have been by them approved.

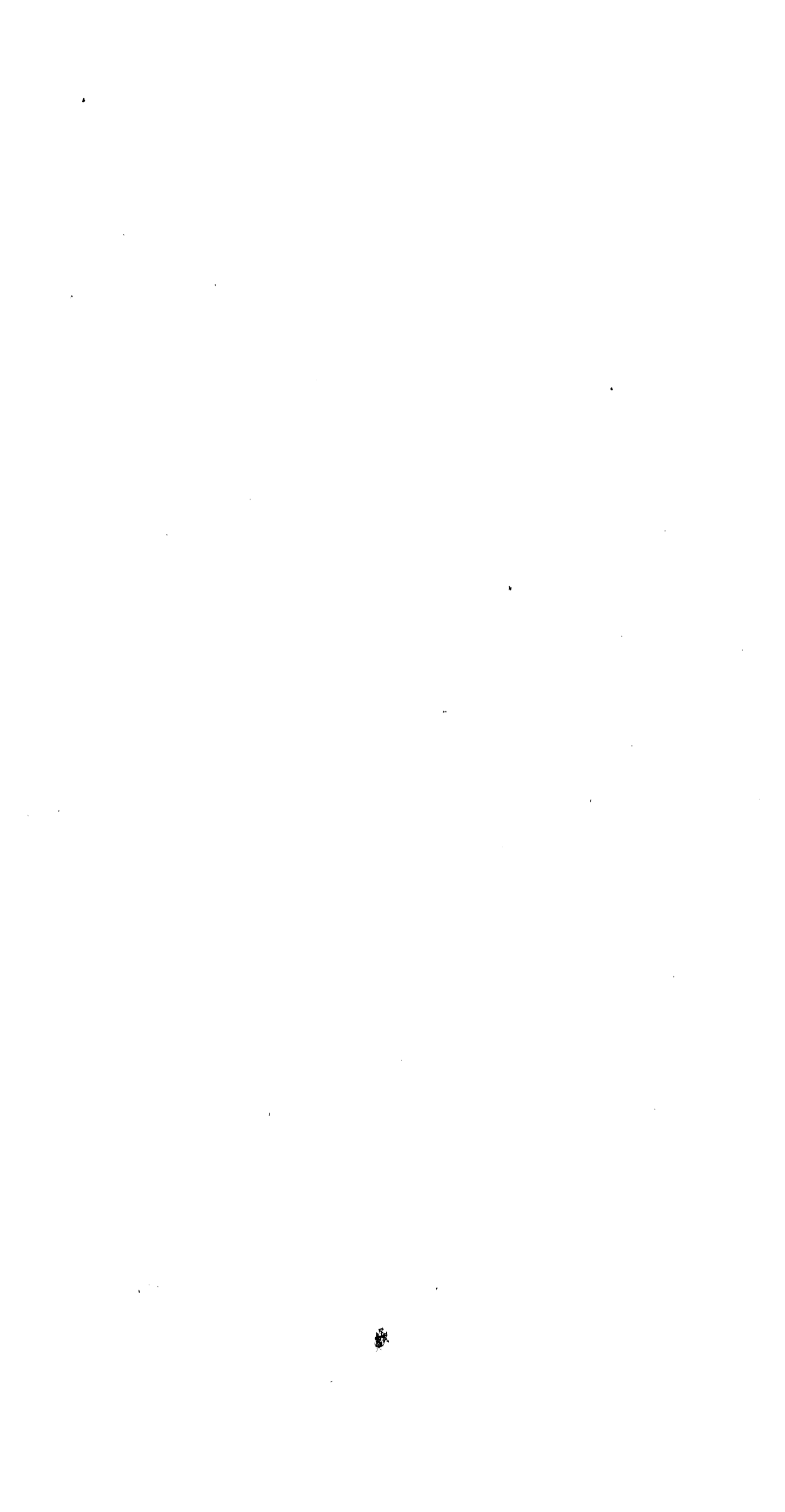
Further sum of £1000 to be raised by loan for the purposes of this Act.

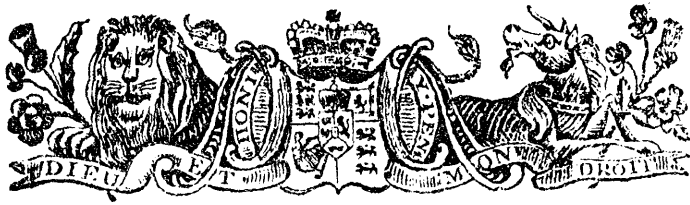
Proviso.

Estimates to be first approved by Governor and Council.

II.—*And be it further enacted*, That the said Treasurer shall grant and issue to the respective persons who shall lend and advance any part of such Money, a Debenture or Debentures to the effect and in the form set forth in the said Act, and all such Monies shall be borrowed and repaid upon the like terms and conditions, and shall be applied and appropriated in like manner and under the same regulations as are provided in the said recited Act, touching and concerning the said sum of One Thousand Pounds already borrowed on account of the said Light House.

Treasurer to issue Debentures for money borrowed under this Act.





ANNO SEXTO

GULIELMI IV. REGIS.

CAP. XIII.

An ACT for the encouragement of Education in this Colony.

[6th May, 1836.]

WHEREAS, for the encouragement of Education, it is expedient that the following sums of Money should be granted for the establishment and support of Elementary Schools throughout this Island, and that Regulations should be made concerning the same:—

I.—*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, that, for the purposes of this Act, from and out of such Monies as shall from time to time be and remain in the hands of the Treasurer of this Island, and not appropriated, there shall be granted and paid to His Majesty, his Heirs and Successors, annually, for the period of Five Years from and after the passing of this Act, the sum of Two Thousand and One Hundred Pounds Sterling; which said sum of Money shall be annually distributed and applied in the following manner and proportions, that is to say—Towards the support of the Schools established in this Island by the Newfoundland and British North America School Society, the sum of Three Hundred Pounds, in aid of the Orphan Asylum School at Saint John's, the sum of One Hundred Pounds; in aid of the Presentation Convent School at Saint John's, the sum of One Hundred Pounds; and in aid of the Saint Patrick's Free School at Harbor Grace, the sum of One Hundred Pounds;—which said sums of Money shall be paid to and applied under the directions of the Superintendant, for the time being, of the Schools of the Newfoundland and British North America School Society, and of the respective Trustees or Committees of management for the time being, of the said other Schools:—And towards the establishment and support of Elementary Schools throughout the Island, to be applied and expended under the superintendance of Boards of Education, to be appointed in the several Electoral Districts in the manner hereinafter provided, the sums following, respectively, that is to say—For the District of Saint John's, Two Hundred Pounds; the District of Conception Bay, Four Hundred Pounds; the District of Ferryland, One Hundred and Twenty-five Pounds; the District of Placentia and Saint Mary's, Two Hundred Pounds; the District of Burin, One Hundred Pounds; the District of Fortune Bay, One Hun-

Preamble.

Sum of £2100 (annually) appropriated for the purposes of this Act.

viz:—

Newfoundland School Society, £300;
Orphan Asylum, £100.
Presentation Convent £100.
St. Patrick's Free School, Harbor Grace, £100.

Elementary Schools under Boards of Education, in the respective Electoral Districts—

viz:—
St. John's £200.
Conception Bay £400.
Ferryland, £125.
Placentia & Saint Mary's, £200.
Burin, £100.
Fortune Bay, £125.

Trinity Bay, 125*l*.
Bonavista Bay, 100*l*.
Fogo, 125*l*.

Governor to appoint
Boards of Education
in the several Dis-
tricts.

Power granted to
such Boards to make
Bye-Laws, Rules &
Regulations for the
establishment and
management of
Schools.

Proviso.
Seven Members at
least to be present
at such Boards to
transact business.
Rules to be approved
by the Governor.

Annual Meetings of
Boards appointed
under this Act to be
held on the first
Wednesday in July.

Reports of their pro-
ceedings to be trans-
mitted to the Gover-
nor, to be laid before
the Legislature.

Places appointed for
the holding of the
General and Annual
Meetings of such
Boards.

Sums appropriated
by this Act to be
paid by the Colonial
Treasurer, on the
Governor's War-
rant.

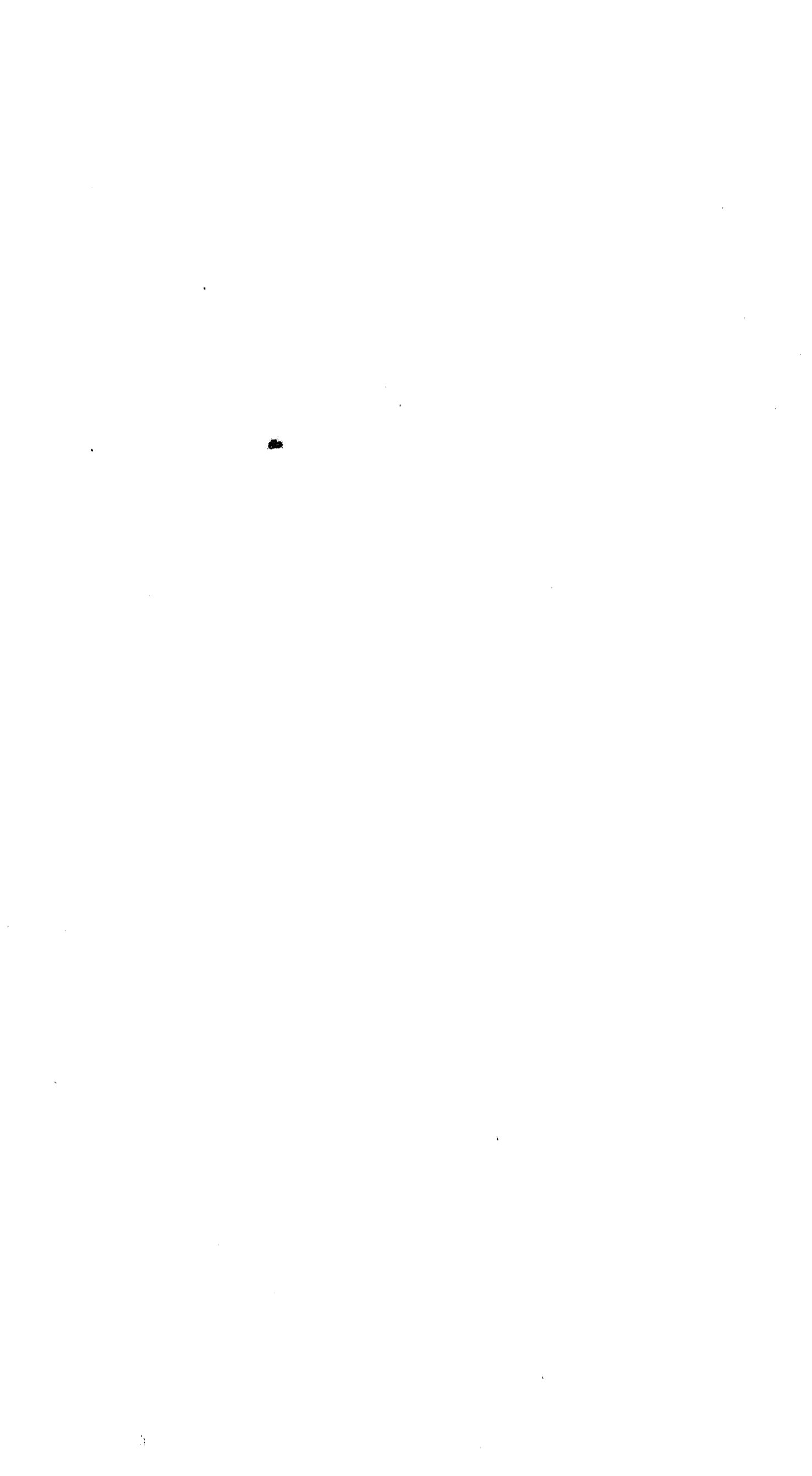
dred and Twenty-five Pounds; the District of Trinity Bay, One Hundred and Twenty-five Pounds; the District of Bonavista, One Hundred Pounds; the District of Fogo, One Hundred and Twenty-five Pounds.

II.—*And be it further enacted*, That it shall and may be lawful for the Governor or Administrator of the Government for the time being, immediately upon the passing of this Act, by Warrants under his Hand and Seal, to nominate and appoint, in each of the Nine Electoral Districts of this Island, Thirteen Persons, who shall be a Board of Education for every such District; in which Boards shall be included the senior or superior Clergyman of each of the several Religious Denominations, being actually resident within the District; and such Boards of Education shall, respectively, have full power and authority, so soon after their appointment as may be, from time to time to meet and assemble together, in their respective Districts, for the purpose of making Bye-Laws, Rules and Regulations for the establishment and management of the Schools within their respective Districts, and the apportionment and distribution of the respective sums of Money hereby granted for the purposes of Education in their respective Districts, and of such further sums as may from time to time be granted towards the maintenance of such Schools. *Provided always*, that Seven at least of such Persons shall be present at such meetings, and that Five at least of the Members of each Board shall consent and agree to such Bye Laws, Rules and Regulations, which shall be forthwith transmitted to His Excellency the Governor for approval.

III.—*And be it further enacted*, That an annual meeting of each respective Board shall be holden on the first Wednesday in July in each year, for the purpose of choosing Chairmen and other Officers, auditing Accounts, and transacting all other business connected with their respective Institutions, and that the Chairmen of the said Boards of Education respectively shall, as soon thereafter as may be, transmit to His Excellency the Governor, or the Administrator of the Government for the time being, for the information of the Legislature, a Report of their proceedings and a detailed account of the number of Schools and Scholars, and the cost and expenditure attending the same.

IV.—*And be it further enacted*, That the annual and general meetings of the said Boards of Education shall be holden at the following places, that is to say—at the Town of Saint John's, for the District of Saint John's; at Harbor Grace, for the District of Conception Bay; at Trinity, for the District of Trinity; at Bonavista, for the District of Bonavista; at Twillingate, for the District of Fogo; at Ferryland, for the District of Ferryland; at Great Placentia, for the District of Placentia and Saint Mary's; at Burin, for the District of Burin; and at Harbor Britain for the District of Fortune Bay; and that general Meetings of the said Boards of Education may be held at any time on the requisition of Three or more Members of the respective Board.

V.—*And be it further enacted*, That the sum of Money hereby granted shall be paid by the Treasurer of the Colony in discharge of such Warrant or Warrants as shall from time to time be issued by the Governor or Administrator of the Government, in favor of any person or persons to be applied to the purposes of this Act.





ANNO SEXTO

GULIELMI IV. REGIS.

CAP. XIV.

An ACT to authorize the erection of a Colonial House in the Town of Saint John's, and the raising by loan of a sum of Money for that purpose.

[6th May, 1836.]

WHEREAS His Excellency the Governor has been pleased, on the part of His Majesty, to signify His Majesty's gracious intention of granting for public purposes a certain piece of Land situate in the Town of Saint John's: And whereas it is expedient to build a Colonial House and Offices in which the Legislature may hold its sittings and transact its business, and also to erect a Market House and other Public Buildings, and for such purposes to authorize a loan of Money to be made on the credit of the Colony, towards defraying the expense thereof and to make Regulations respecting the same:

Preamble.

I.—*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, That in order to carry into effect the objects and provisions of this Act, it shall and may be lawful for His Excellency the Governor or Administrator of the Government for the time being, to appoint Nine Persons as Commissioners who shall have full power and authority to superintend the erection, on Church Hill, in the said Town of Saint John's, of a Colonial House and Offices in which the Legislature may assemble and transact the business of the Colony, which shall also be applied to the purposes of a Public Market House, and such other public purposes as may be deemed proper; Provided the same shall not exceed the total cost of Fifteen Thousand Pounds; —and upon the death, resignation or departure from the Colony of any such Commissioners, from time to time to appoint one or more person or persons in the place of the Commissioner or Commissioners so dying, resigning office, or departing from the Colony.

Governor to appoint nine Commissioners for the purposes of this Act.

II.—*And be it further enacted*, That the said Commissioners shall and may, and they are hereby authorized to negotiate with all and every person or persons having, or pretending to have, any just claim upon the said piece of Ground, and to adjust and settle with such person or persons the sum or sums to be respectively paid to him, her or them, in liquidation of such claims, and out of the Monies to be raised for the purposes of this Act to pay off and satisfy the same, and

Commissioners authorized to settle claims to the Ground appropriated for purposes of this Act.

in case the said Commissioners and any such Claimant or Claimants cannot agree upon the amount to be paid in liquidation of such claims, the same shall be referred to two indifferent persons as Arbitrators, one to be chosen by the said Commissioners, and one by such Claimant or Claimants—and in case of disagreement between them, an Umpire to be appointed by the Governor or Administrator of the Government for the time being, and the award of such Arbitrators, or of such Umpire respectively, shall be binding and conclusive on all parties interested therein: *Provided always*, that no such claim shall be deemed valid unless notice thereof be given to the said Commissioners within Six months from the passing of this Act.

Commissioners may take such adjoining Land as may be necessary, on giving due notice to parties interested.

III.—*And be it further enacted*, That the said Commissioners shall and may, and they are hereby authorized and directed, upon giving Six months notice to all persons known to have an interest therein, or if such parties do not reside in this Country, to their Agent or Agents, to take possession of any piece or pieces of Land adjoining the piece of Ground herein-before mentioned, with all buildings and erections thereon that may be found necessary to be taken for the purpose of the said intended Building, and out of the Monies to be raised for the purposes of the said Act to pay for the same such price as may be agreed upon between the said Commissioners and any person or persons being the Proprietor or Proprietors of or having any interest therein; and in case the said Commissioners and any such person or persons cannot agree upon the price or sum to be paid for the same, then such price or sum shall be ascertained either by Arbitration, in the manner directed in the preceding Section of this Act to be had in other cases, or by the Verdict of a Jury, in an Action to be brought for that purpose by such Person or Persons against the said Commissioners in either of the Superior Courts of this Island.

Governor to appoint three persons to receive a grant of the Land assigned for the purposes of this Act.

IV.—*And be it further enacted*, That it shall and may be lawful for such Three persons as His Excellency the Governor may nominate and appoint, to take and receive from His Most Gracious Majesty, a Grant of the said piece or parcel of Ground in question, and also to take and receive from all and every person or persons from whom any other piece or pieces of Ground may be purchased for the purposes of this Act, and in the manner hereinbefore directed, a Deed or Deeds sufficient in Law for conveying the Title of and Interest therein; all and every the said pieces or parcels of Ground to be holden by such Three Persons aforesaid, and the Survivor of them, and the Heirs of such Survivor, in Trust, to and for the purpose of the erection thereon of the said Colonial House and Building;—such Grant or Grants and Conveyances to be made in such manner as shall be advised by His Majesty's Law Officers in this Colony.

Commissioners to advertize for plans and specifications of the intended Buildings, and award compensation to the projectors thereof—

V.—*And be it further enacted*, That the said Commissioners shall, and they are hereby required to advertise publicly for the period of Six Months, for Plans and Specifications of the said intended Building; and, for the encouragement of Emulation, and to insure a suitable Plan, Sections, Elevations and Specifications thereof, they the said Commissioners are hereby authorized to award and pay, (from and out of the Monies aforesaid) to the person furnishing at the expiration of Six months from and after the date of such public Advertisement as aforesaid, the Plan, Section, Elevation and Specification which may be approved and adopted, the sum of Fifty Pounds; and to the persons furnishing the two next best Plans, Sections, Elevations and Specifications, the sum of Thirty Pounds and Twenty Pounds respectively.

VI.—*And be it further enacted*, That for the more faithful expenditure of the Money to be raised for the purposes of this Act, the said

Commissioners shall, and they are hereby required to advertise by Public Notice, for Three Months, for Tenders for the performance of all or any part of the work necessary for completing the erection of the said Building, and for providing of materials necessary for the same, according to the Plan and Specification thereof which may be adopted and approved, and they are hereby required to accept of the lowest and best Tender or Tenders which shall be made and offered for the above purposes; and they are also required to take from the parties whose tenders shall be so accepted, sufficient security for the due and faithful performance of the Contract or Contracts which shall be entered into in pursuance of the said Tenders: *Provided*, that there shall not be paid to any Contractor or Contractors more than Two Thirds of the amount in value of the Materials supplied, or of the Work performed by him or them, until he or they shall have completed his or their Contract.

And to advertize for Tenders and make Contracts for the erection thereof.

VII.—*And be it further enacted*, That it shall and may be lawful for the said Commissioners, or the majority of them, to appoint a person of competent professional knowledge and skill, to be the Superintendent and Inspector of the erection of the said intended Building, under such orders and directions as the said Commissioners, or a majority of them, shall from time to time give and make; and such Superintendent shall be sworn to the faithful performance of his duty, and shall receive for his labour and trouble therein, four per cent upon the Monies expended under his superintendance for the erection of the said Building: *Provided always*, that neither the said Commissioners, nor such Superintendent, shall be in any manner, directly or indirectly, concerned in any Contract for the erection of all or any part of the said intended Building, or for the supply of Materials for the erection of the same, under a penalty of One Thousand Pounds to our Sovereign Lord the King, to be recovered by Bill, Complaint or Information, in any Court of Record in this Colony, and to be paid one moiety thereof to the Treasurer of this Colony, to and for the use of our Sovereign Lord the King, his Heirs and Successors, and the other moiety thereof to the person who shall inform and sue for the same.

Superintendent or Inspector to be appointed.

No Commissioner nor the Superintendent to be in any way interested in the Contract, under a penalty of £1000

VIII.—*And be it further enacted*, That it shall and may be lawful for the said Commissioners, or the major part in number of them, and they are hereby authorized, to raise by loan from such Person or Persons, or Body Corporate or Politic, as will advance the same, a sum or sums of Money not exceeding in the whole the sum of Fifteen Thousand Pounds, in such amounts and proportions, and at such times as they may require the same; chargeable upon and to be repaid out of the Public Funds of this Colony, together with Interest not exceeding the rate of six per centum per annum thereon—such sum of Money to be applied and appropriated by the said Commissioners towards the carrying into effect the provisions of this Act.

Commissioners authorized to raise a loan for the purposes of this Act.

IX.—*And be it further enacted*, That the Treasurer of this Colony shall be and he is hereby authorised and empowered to grant and issue to the respective persons who shall lend and advance Money for the purposes of this Act, one or more Debenture or Debentures, in the Form and to the effect hereinafter set forth, which Debentures shall not be issued for sums of less than Fifty Pounds respectively, and shall express therein the rate of Interest agreed to be paid, and the day of the Month and Year in which they shall respectively be issued, and shall be Numbered in succession from One upwards, and shall be signed by the Treasurer for the time being, and countersigned by the Colonial Secretary, and shall be assignable and transferable by endorsement of the parties to whom the Debentures shall respectively be issued.

Treasurer to issue Debentures for money borrowed—

which are to be countersigned by the Colonial Secretary, and to be transferable.

Interest on such
Debentures payable
half yearly.

X.—*And be it further enacted*, That the Interest on the said Debentures shall be payable half yearly, on the last days of June and December in each year, at the Office of the said Treasurer.

When Debentures
are to be paid.

XI.—*And be it further enacted*, That when and so often as the Rents or other profits accruing from the said Public Building shall exceed the Interest payable on the said Debentures, or so soon as the Colonial Legislature shall grant any sum or sums of Money for that purpose, it shall and may be lawful for the said Commissioners, or the major part in number of them, to appropriate any such sum or sums of Money so granted, or any such surplus Rents or Monies, to the payment of the principal Monies lent on such Debentures as aforesaid, and on giving Six Month's Public Notice, from time to time to pay off such Debentures, so far as the Funds at the disposal of such Commissioners will admit.

SCHEDULE.

(*Form of Debenture.*)

Form of Debenture.

No.

By virtue of an Act of the General Assembly of Newfoundland, passed in the Sixth Year of the Reign of His Majesty King William the Fourth, entitled ‘An Act to authorize the erection of a Colonial House in the Town of Saint John’s, and the raising by loan of a sum of Money for that purpose,’ I, the Treasurer of the Island of Newfoundland, do hereby certify and declare, that by virtue of the power and authority in and by the said Act vested in me, I have borrowed and received, by way of loan from [*Name and description of lender*] the sum of Pounds Sterling, bearing Interest from the date hereof at the rate of per Centum per Annum, which Interest is payable Half-yearly, on the last Days of June and December in each year; and I do declare that the said sum of Money has been paid and received by me towards defraying the expense of erecting a Colonial House as provided by the said Act: And I do further certify that the said principal Money and Interest will be paid and payable to the said [*lender’s name*] or his Assigns or Indorsee, on the production of this Debenture at my Office in Saint John’s at the time and in the proportions provided in the said Act. Given under my hand, at Saint John’s, Newfoundland, day of in the year of Our Lord 18



ANNO SEXTO

GULIELMI IV. REGIS.

CAP. XV.

An ACT for granting to His Majesty a Sum of Money for the making and repairing of Roads and Bridges in this Colony.

[6th May, 1836.]

BE IT ENACTED by the Governor, Council and Assembly of Newfoundland, That from and out of such Monies as from time to time shall be and remain in the hands of the Treasurer of this Island, and unappropriated, there shall be granted to His Majesty, his Heirs and Successors, a sum of Seven Thousand Five Hundred and Thirty-nine Pounds and Seven Shillings Sterling, for the purpose of making and repairing the Roads, and of erecting and improving the Bridges hereinafter mentioned, that is to say;—

Sum of £7539 7s. 0
appropriated for
making and repair-
ing Roads and
Bridges—
viz:

The Road from Saint John's to Holy Rood, by Topsail, Eight Hundred Pounds.

St. John's to Topsail
and Holyrood 800l.

The Road from Holy Rood to the head of Collier's Bay, Two Hundred and Seventy Pounds.

Holyrood to Colliers'
200l.

The Road from Collier's Bay, to the head of Port-de-Grave Bay, Three Hundred and Sixty Pounds.

Colliers to Port. de-
grave, 360l.

The Road from the head of Port-de-Grave Bay to Harbor Grace, Three Hundred and Sixty Pounds.

Port-de-Grave to
Harbor Grace, 360l.

The Road from Harbor Grace to Carbonear, Four Hundred Pounds.

Harbor Grace to
Carbonear, 400l.

The Road from Carbonear to Hearts' Content, Four Hundred and Twenty Pounds.

Carbonear to Heart's
Content, 420l.

The Road from Saint John's, Southward, to Renew's, One Thousand and Five Hundred Pounds—Six Hundred Pounds of which shall be expended between Saint John's and Bay Bulls River, and the remaining Nine Hundred Pounds between Bay Bulls River and Renew's.

St. John's to Re-
news, 1500l.

The Road from Holy Rood to Placentia, by way of Salmonier, Four Hundred and Ninety Pounds.

Holyrood to Pla-
centia (by Salmo-
nier) 490l.

Towards building a Bridge across the River Head of Harbor Grace, One Hundred Pounds.

Bridge at Harbor
Grace, 100l.

The Road from Salmonier to Saint Mary's Harbor, Two Hundred and Forty Pounds.

Salmonier to Saint
Mary's 240l.

The Road from Trinity to King's Cove, One Hundred and Thirty Pounds.

Trinity to King's
Cove, 130l.

Trinity to Catalina, 200*l*.
 Catalina to Bonavista, 100*l*.
 Great Placentia to Little Placentia, 200*l*.
 Bridge at Brigus, 250*l*.
 St. John's to Portugal Cove, 200*l*.
 To complete the King's Bridge, 200*l*.
 Commissioners of Statute Labor, £119 7*s*.
 Bridge at River Head, St. John's, 300.
 Bridges at Port-de-Grave & Spaniard's Bay, 200*l*.
 Road to Torbay and Cape St. Francis, 150*l*.
 Coady's Well to Broad Cove, 150*l*.
 St. John's to Petty Harbor, 200*l*.
 Bridge at Carbonear, 100*l*.
 Bridge in Magotty Cove, St. John's, 100*l*.
 Governor to appoint Boards of Commissioners for the purposes of this Act.
 viz :
 A Central Board at St. John's—
 —and Boards for Conception Bay ;
 Ferryland ;
 Trinity. King's Cove, &c.
 Carbonear.
 Governor may remove Commissioners and appoint others.
 Colonial Secretary to furnish Treasurer with lists of such Commissioners.

The Road from Trinity to Catalina, Two Hundred Pounds.
 The Road from Catalina to Bonavista, One Hundred Pounds.
 The Road from Great Placentia to Little Placentia, Two Hundred Pounds.
 Towards building a Bridge at Brigus, Two Hundred and Fifty Pounds.
 Towards repairing the Road from Saint John's to Portugal Cove, Two Hundred Pounds.
 To defray the excess of expenditure incurred in the building the King's Bridge, and to complete the same, Two Hundred Pounds.
 To defray the excess of expenditure incurred by the Commissioners of Roads for the District of Saint John's during the last year, One Hundred and Nineteen Pounds and Seven Shillings.
 Towards building a Bridge across the River Head of Saint John's Harbor, Three Hundred Pounds.
 Towards completing the Bridges across the Northern and Southern Guts of Port-de-Grave and Spaniards' Bay, Two Hundred Pounds.
 Towards repairing and improving the Road to Torbay, and Northward to Cape Saint Francis, One Hundred and Fifty Pounds.
 Towards opening a Road from Broad Cove to Coady's Well, on the Portugal Cove Road, One Hundred and Fifty Pounds.
 Towards repairing and improving the Road from Saint John's to Petty Harbor, Two Hundred Pounds.
 Towards building a Bridge across the Gut at Carbonear, One Hundred Pounds.
 Towards building a Bridge at Magotty Cove, on the Road from Saint John's to Signal Hill, One Hundred Pounds.

II—*And be it further enacted*, That it shall and may be lawful for His Excellency the Governor, or the Administrator of the Government for the time being, to appoint the following Boards of Commissioners in order to carry into effect the provisions of this Act, that is to say:—

A Board of Commissioners in the Central District, which shall be designated the Central Board, and shall have the immediate direction and controul of the Roads from Saint John's to Bay Bulls and to Holy Rood; and also of the opening of a Bridle Path or Paths, from Saint John's to Great Placentia, by way of Salmonier in Saint Mary's Bay, and from Salmonier to Saint Mary's Harbor.—A Board of Commissioners for Conception Bay, who shall have the direction and management of all Roads from Holy Rood to Carbonear inclusive.—A Board of Commissioners for the District of Ferryland, which shall have the direction and management of all Roads between Bay Bulls and Renew's inclusive.—A Board of Commissioners for Trinity, King's Cove, Bonavista and Catalina, which shall have the direction and management of the formation and making of all Roads between and in the neighbourhood of those Settlements.—A Board of Commissioners of persons residing at Carbonear and Heart's Content and the neighbouring Settlements in Trinity Bay, for the opening and forming a Road from Carbonear to Heart's Content.

III.—*And be it further enacted*, That it shall and may be lawful for the Governor or Person Administering the Government for the time being, to remove at his pleasure all or any of such Commissioners and to appoint others in their place; and the Secretary of the Colony shall furnish to the Treasurer of the Colony a list of the Names of all such Commissioners, and the particular District or Division for which each person shall be appointed, and also shall furnish the said Treasurer from time to time with a list of any alterations that may be made in the said Boards of Commissioners.

IV.—*And be it further enacted*, That it shall not be lawful for any of the said Commissioners to proceed in the opening, making, or repairing any Road, or building any Bridge, for which any sums or sum of Money may have been or may be appropriated, in any other way than by Contract, having first given public Notice of such intended Contract for the space of Twenty Days at the least; and all such Contracts shall be in writing, and shall be signed by the Contractors respectively, with one or more of the Members of the respective Board of Commissioners; and exact copies thereof shall thereupon be forthwith transmitted to the Treasurer of the Colony.

Commissioners not to proceed under this Act 'till after 20 days notice of contract.

V.—*And be it further enacted*, That such Boards of Commissioners before they enter into any such Contracts, shall require reasonable Security from the Contractor or Contractors that he or they shall perform such Contract; and if such Contractor or Contractors shall require any Money to be paid in advance, such Commissioners may from time to time advance any part of the amount of such Contract, not exceeding in the whole One Third at any one time; and no advance shall be made until Two sufficient Bondsmen become bound with such Contractor or Contractors, in double the sum to be advanced, that he or they will perform or complete such Contract. And no second advance shall be made to such Contractor or Contractors, until One-half part of the said Work shall be executed, examined, and passed, as having been done in a workmanlike manner, agreeable to Contract. And the said Commissioners shall so frame their Contracts, that the same shall be finished within a limited time, and they shall always withhold the payment of One Third of the full amount thereof respectively, until such Work shall be finished and fully executed, agreeably to Contract. And such Boards of Commissioners respectively, shall upon the completion of the Work which they may be appointed to superintend, and at the end of each year, make a full and special Report thereof to the Secretary of the Colony, and such Report, together with full and particular accounts of the expenditure of the sum or sums of Money so placed under the disposal of such Commissioners, shall be laid before the Legislature at its next Session.

Commissioners, previous to entering into Contracts, to require reasonable Security for the due performance thereof. Advances of Money to Contractors.

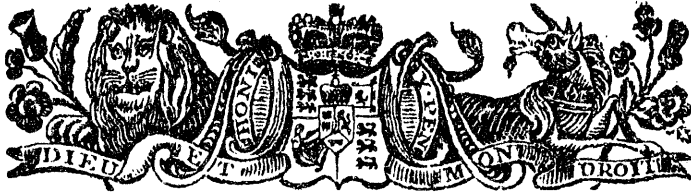
Reports & Accounts to be laid before the Legislature.

VI.—*And be it further enacted*, That previously to any sums or sum of Money being expended in the opening or making of any Road, the proposed line of Road shall first have been surveyed under the directions of the respective Board of Commissioners, and approved by such Commissioners.

Commissioners, previous to opening any line of Road, to have the same surveyed.

VII.—*And be it further enacted*, That it shall and may be lawful for each of the respective Boards of Commissioners to appoint a Superintending Surveyor, subject to the approval of the Governor or Person administering the Government for the time being, who, under such directions as the respective Board of Commissioners shall from time to time give, shall oversee and superintend the performance and execution of all Contracts and Works relating to Roads and Bridges within the respective District or Division of such Board of Commissioners, with a view to the due and faithful performance of all such Works and Contracts, and such Surveyor shall also perform all such services in and about the same as may pertain to such office, and from time to time make true and faithful Reports to the respective Board of Commissioners of the state and progress of all Works subject to the superintendence of such Surveyor; and for the due and faithful performance of all such Duties, such Surveyors shall be entitled to receive such compensation as shall be awarded by the respective Boards of Commissioners, subject to the approval of the Governor, or person administering the Government for the time being.

Each Board of Commissioners to appoint a superintending Surveyor, who shall be approved by the Governor.



ANNO SEXTO

GULIELMI IV. REGIS.

CAP. XVI.

An ACT for Granting to His Majesty a Sum of Money for defraying the Expense of the Civil Government of this Colony, and for other purposes, for the year of Our Lord One Thousand Eight Hundred and Thirty-six.

[6th May, 1836.]

MAY IT PLEASE YOUR EXCELLENCY,

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

Be it therefore enacted, by the Governor, Council and Assembly of Newfoundland, That from and out of such Monies as from time to time shall be and remain in the hands of the Treasurer of this Island, and unappropriated, there shall be granted to His Majesty, his Heirs and Successors, the sum of Thirteen Thousand Nine Hundred and Forty Pounds, Fifteen Shillings and Three Pence, Sterling, which said sum shall be applied in payment of the following charges for the year commencing on the First day of April, One Thousand Eight Hundred and Thirty-six, and ending on the Thirty-first day of March One Thousand Eight Hundred and Thirty-seven, inclusive, that is to say,—

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

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

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

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

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

Preamble.

£13,940 15s. 3d.
appropriated for the
service of the year
ending 31st March,
1837.

viz:

Clerk of Council.

Secretary's Office.

Clerks of Circuit
Courts.

Crier and Tipstaff.	The Salary of the Crier and Tipstaff of the Supreme Court, Sixty Pounds.
Gaoler, Police, (St. John's.)	The Salary of the Gaoler at Saint John's, Fifty Pounds. The Salaries of two Police Magistrates at Saint John's, Five Hundred Pounds. The Salaries of Six Police Constables at Saint John's, Two Hundred and Seventy Pounds.
Treasurer.	The Salary of the Colonial Treasurer, and in lieu of Office Rent and Contingencies, Four Hundred Pounds.
Attorney General.	In lieu of the Fees of His Majesty's Attorney General, Two Hundred and Fifty Pounds.
Widow of William Armstrong.	A Gratuity to the Widow of William Armstrong, late Marshall of the Supreme Court, Fifty Pounds.
Stipendiary Magis- trates, Constables & Gaolers in the Out- Ports—viz:	For the Salaries of Police Magistrates, Constables and Gaolers in the Out-Ports, the sum of Two Thousand One Hundred and Eighty Pounds, according to the following detail, that is to say,— The Senior Police Magistrate at Harbor Grace, One Hundred and Fifty Pounds.
Conception Bay.	A Police Magistrate whose Office and residence shall be on the North side of Carbonear, One Hundred and Twenty Pounds. A Police Magistrate to reside at Brigus, and to hold a Court of Sessions there, One Hundred and Twenty Pounds. The Clerk of the Peace for Conception Bay, Fifty Pounds. The Chief Constable in and for Conception Bay, Thirty-five Pounds. Two Constables at Harbor Grace, Fifty Pounds. Three Constables at Carbonear, Seventy-five Pounds. Two Constables at Brigus and Port-de-Grave, Fifty Pounds. A Constable at Bay de Verds, Twelve Pounds. A Constable at Harbor Main, Twelve Pounds. A Constable at Cat's Cove, Twelve Pounds. A Constable at Western Bay, Twelve Pounds. A Constable on the South Shore of Conception Bay, Twelve Pounds. The Gaoler at Harbor Grace, Fifty Pounds.
Ferryland.	The Gaoler at Ferryland, Twenty-five Pounds. A Constable at Ferryland, Twenty-five Pounds. A Constable at Bay Bulls, Twenty-five Pounds. A Constable at Toad's Cove, Twelve Pounds. A Constable at Fermeuse, Twelve Pounds.
Placentia Bay.	A Constable at Placentia, Twenty-five Pounds. The Gaoler at Placentia, Twenty-five Pounds. A Constable at Little Placentia, Twelve Pounds. A Constable at Barren Islands, Twelve Pounds. A Constable at Merasheen, Twelve Pounds. The Gaoler at Burin, Twenty-five Pounds. A Constable at Burin, Twenty-five Pounds. A Constable at Lamaline, Twelve Pounds.
Trepassey & Saint Mary's.	Two Constables at Trepassey and Saint Mary's, Twenty-four Pounds.
Fortune Bay.	Two Constables in Fortune Bay, Twenty-four Pounds.
Trinity Bay.	The Gaoler at Trinity, Twenty-five Pounds. A Constable at Trinity, Twenty-five Pounds. An additional Constable at Trinity, Twelve Pounds. A Constable at Catalina, Twelve Pounds.
Bonavista Bay.	Two Constables at Bonavista, Twenty-five Pounds. A Constable at Greenspond, Fifteen Pounds.
Twillingate & Fogo.	A Constable at Twillingate, Twenty-five Pounds. Two Constables at Twillingate and Fogo, Twenty-four Pounds.
Exploits.	A Constable at Exploits Bay, Twelve Pounds.

	Constables, &c.
A Constable at Brigus by South, Twelve Pounds.	
A Constable at Witless Bay, Twelve Pounds.	Ferryland.
A Constable at Petty Harbor, Twenty Pounds.	Petty Harbor.
A Constable at Torbay, Eighteen Pounds.	Torbay.
A Constable at Perlican, Twelve Pounds.	Trinity Bay.
A Constable at Heart's Content, Twelve Pounds.	
A Constable at Hant's Harbor, Twelve Pounds.	
A Constable at New Harbor, Twelve Pounds.	
A Constable at Renews, Twenty Pounds.	Renews.
A Police Magistrate at Bay Bulls, Sixty Pounds.	Bay Bulls.
A Police Magistrate at Burin, One Hundred Pounds.	Burin.
A Police Magistrate at Grand Bank, One Hundred Pounds.	Fortune Bay.
A Police Magistrate at Harbor Britain, Sixty Pounds.	
A Police Magistrate at Placentia, Sixty Pounds.	Placentia.
A Police Magistrate at Saint Mary's, Sixty Pounds.	St. Mary's.
A Police Magistrate at Ferryland, Sixty Pounds.	Ferryland.
A Police Magistrate at Trinity, One Hundred and Twenty Pounds.	Trinity.
A Police Magistrate at Twillingate, One Hundred Pounds:—and for	Twillingate.
A Police Magistrate at Bonavista, One Hundred Pounds.	Bonavista.
Towards defraying the expense of building a Gaol and Court House at Brigus, Three Hundred and Fifty Pounds.	Court Houses, Gaols, &c. viz.— Brigus.
Towards defraying the expense of building a Lock-up-House and Magistrates' Office at Carbonear, Three Hundred and Fifty Pounds.	Carbonear.
Towards defraying the expense of erecting a Court House and Gaol at Twillingate, Four Hundred Pounds.	Twillingate.
Towards defraying the expense of building a Lock-up-House at Harbor Britain, One Hundred Pounds.	Harbor Britain.
Towards defraying the expense of building a Lock-up-House at Grand Bank, One Hundred Pounds.	Grand Bank.
Towards defraying the expense of building a Lock-up-House and Magistrates' Office at Saint Mary's, Two Hundred Pounds.	St. Mary's.
Towards defraying the expense of painting the Wood Work, and erecting a Fence round the Court House and Gaol at Placentia, Eighty nine Pounds.	Placentia.
Towards defraying the expense of enlarging and repairing the Court House and Gaol at Ferryland, One Hundred and Fifty Pounds.	Ferryland.
Towards defraying the expense of repairing the Gaol at Bay Bulls, One Hundred Pounds.	Bay Bulls.
Towards defraying the expense of repairing the Magistrates' Office at Harbor Grace, Six Pounds.	Harbor Grace.
Towards remunerating Constables for superintending Convicts at Hard Labor, Fifty Pounds.	Superintendance of Convicts.
Towards defraying the Salaries of such additional Officers as may be required for the efficient collection of the Colonial Revenue, Eight Hundred Pounds.	Officers of Colonial Revenue.
Towards defraying the expense of Civil and Judicial Printing and Stationery, Three Hundred Pounds.	Printing, advertizing, &c.
Towards defraying the expense of Civil and Criminal Prosecutions, Six Hundred Pounds.	Crown Prosecutions.
Towards defraying the expense of His Majesty's Gaols throughout the Island, Seven Hundred Pounds.	Expenses of Gaols.
Towards defraying the expenses of Coroners throughout the Island, One Hundred and Twenty Pounds.	Coroners.
Towards defraying the expense of Fuel and Light for Public Buildings, Two Hundred Pounds.	Fuel and Light.
Towards defraying the expense of the ordinary repairs of Court Houses and Gaols, One Hundred Pounds.	Ordinary expenses of Court Houses, &c.

Postages.	Towards defraying the expense of the Postages of the various Departments, and other Incidentals, One Hundred Pounds.
Relief of the Poor.	Towards defraying the expense of the Relief of the Poor of this Island, to be expended under the superintendance of Commissioners to be appointed for that purpose by His Excellency the Governor, Six Hundred Pounds.
Conveyance of Judges.	Towards defraying the expense of the conveyance of the Judges and their incidental expenses on the Circuit, Four Hundred and Sixty Pounds.
Balance to late Sheriff.	Towards discharging the Balance due to Captain Buchan, late High Sheriff, Seventy-four Pounds Twelve Shillings and Five Pence.
Clearing Entrance of Quidi Vidi.	Towards defraying the expense of removing the Rocks and Obstructions in the Mouth of Quidividi Harbor, Two Hundred and Fifty Pounds.
Office Rent—Clerk of S. C. Court.	Towards defraying the arrears of Office Rent due by the Clerk of the Southern Circuit Court, and to defray the charge for the same for the present year, Thirty-six Pounds.
Fog Guns.	Towards discharging the arrears of expense due for the firing of Fog Guns, and to defray the expense of the same for the present year, Four Hundred and Forty-seven Pounds Four Shillings and Five Pence.
Standard Weights and Measures.	Towards defraying the Balance due on the importation of the Standard Weights and Measures, Twenty-three Pounds Eight Shillings and Eleven Pence.
Votes in aid— St. John's Factory.	Towards the support and in aid of the Saint John's Factory, Two Hundred Pounds.
Indigent Sick Society.	Towards the support and in aid of the Indigent Sick Society of Saint John's, One Hundred Pounds.
Dorcas Society.	Towards the support and in aid of the Dorcas Society of Saint John's, Fifty Pounds.
Harbor Grace Church.	In aid of the erection of the new Protestant Episcopal Church at Harbor Grace, in consideration of the former Churches having been destroyed by Fire, Two Hundred Pounds.
James F. Tobin, Shipwrecked Seamen.	Towards compensating James F. Tobin for expenses incurred by him in the maintenance of the Crew of his Vessel after being wrecked, and providing them passages out of the Island, Twenty Pounds.
Assayers of Weights and Measures— Thomas Williams.	Towards compensating Thomas Williams, Assayer of Weights and Measures for the District of Saint John's, for his services as such Assayer, Fifty Pounds.
Stephen J. Daniel.	Towards compensating Stephen John Daniel, Assayer of Weights and Measures at Carbouear, for his services, Fifteen Pounds Sixteen Shillings and Sixpence.
Luke Brown	Towards compensating Luke Brown, Assayer of Weights and Measures for the District of Ferryland, and towards defraying expenses incurred by him, Twenty-nine Pounds Eleven Shillings.
James Blaikie, compensation.	Towards compensating James Blaikie for loss of Office, One Hundred Pounds.
Thomas Gamble, re-payment of Duties.	Towards refunding to Thomas Gamble a sum of Money overpaid by him as Duties upon certain Articles imported by him, Eight Pounds and Eleven Shillings.
Index to Colonial Acts.	Towards defraying the expense of providing the Members of the Legislature and Courts of Session with Copies of Joseph Templeman's Index and Digest of the Acts of the Legislature, Seventeen Pounds and Ten Shillings.
Matthew Stevenson, compensation.	Towards compensating Matthew Stevenson for his past Services as Clerk of the Peace of Conception Bay, Forty Pounds.
William Martin, do.	Towards compensating William Martin for his past services as High Constable of Conception Bay, Twenty-six Pounds.

Towards defraying sundry expenses incurred by Commander Hope, of the Royal Navy, during the last year, in protecting the Fisheries on the Southern and Western Coasts of this Island, Twelve Pounds Eighteen Shillings and Five Pence. Expenses of protecting Fisheries to the Westward.

Towards defraying the expenses of protecting the British Fisheries on the Southern and Western Shores of this Island during the present year, Fifty Pounds.

Towards defraying the excess of expenditure incurred during the last year for Contingencies beyond the sums voted for that service, Five Hundred Pounds. Excess of Expenditure.

In addition to the Salary of the Chairman of the Sessions for the District of Saint John's, One Hundred Pounds. Chairman of Sessions (St. John's.)

Towards defraying the expense of building a Stone Wall round the Gaol Yard at Harbor Grace, One Hundred and Seventy Pounds. Gaol at Harbor Grace.

Towards defraying the expense incurred in taking and registering the Names of Voters for the District of Conception Bay, Seventy-four Pounds Fourteen Shillings and Six Pence, to be applied in payment of the expenses and for the services of the following persons, viz:— Expenses attending Registration of Voters. Conception Bay,

William Sterling, J. P.	£10	10	0	John Bowes, Constable	£4	10	0		
Richard Rankin	Do.	10	10	0	Joseph Baggs, Do.	0	7	6	
John Buckingham,	Do.	2	2	0	Benjamin Barnes	Do.	4	10	0
Thomas Danson,	Do.	8	8	0	Thomas Butler,	Do.	3	0	0
James Sharp, Constable	8	11	0	Geo. W. Cranford,	Do.	3	0	0	
Samuel Rumpson,	Do.	3	3	0	Robert Connell,	Do.	3	0	0
Benjamin Row,	Do.	3	3	0	Wm. Mallowney,	Do.	3	0	0
Jonathan Martin,	Do.	0	7	6	William Smith,	Do.	2	10	0
Moses Gosse,	Do.	1	2	6	Wm. Branscomb, room hire	3	0	0	

Towards defraying the expense incurred in taking and registering the Names of Voters for the District of Saint John's, the sum of Forty-two Pounds Eight Shillings and One Penny, to be applied as follows: St. John's,

Henry Winton—for Stationery £6 15 10

James Finlay—making out and copying lists of Voters and Index..... 17 14 6

To the Constables employed, for their services 13 9 3

To defray the expense incurred by John M'Lenan, one of the Constables, for Boat Hire and Lodging..... 4 8 6

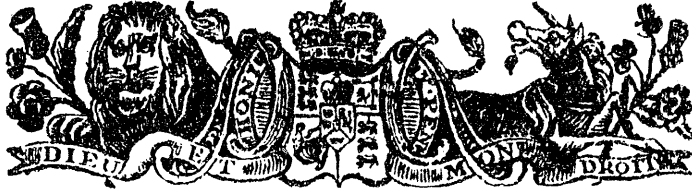
Towards defraying the expense incurred in taking and registering the Names of Voters for the District of Trinity Bay, Fifteen Pounds. Trinity Bay,

Towards defraying the expense incurred in taking and registering the Names of Voters for the Northern part of the District of Ferryland, Seven Pounds. Ferryland,

Towards defraying the expense of pointing and repairing the Stone Work of Harbor Grace Gaol, Forty Pounds. Gaol at Harbor Grace

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

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



ANNO SEXTO

GULIELMI IV. REGIS.

CAP. XVII.

An ACT for Granting to His Majesty a Sum of Money to defray the Contingent Expenses of the Legislature during the present Sessions.

[6th May, 1836.]

MAY IT PLEASE YOUR EXCELLENCY,

WHEREAS it is necessary to make provision for defraying the Contingent Expenses of the Legislature during the last and present Sessions; We, His Majesty's dutiful and loyal Subjects, the Commons of Newfoundland, do humbly beseech your Excellency that it may be enacted, and—

Preamble.

I.—*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, That from and out of such Monies as shall from time to time be and remain in the hands of the Treasurer of this Island, and unappropriated, there shall be granted and paid to His Majesty, his Heirs and Successors, the sum of One Thousand Three Hundred and Ninety Pounds and Nine Pence Sterling, to be applied towards remunerating the Officers of the Legislature for their services, and towards defraying the Contingent Expenses of His Majesty's Council and of the House of Assembly during the last and present Sessions, as follows:

Sum of £1390 0s 9d. appropriated for the Contingent Expenses of the Legislature.

COUNCIL.

The Clerk of His Majesty's Council, for his services during the present Session, One Hundred Pounds.

Clerk.

The Master in Chancery attending His Majesty's Council, for his services in drafting Bills, and for his attendance in Council during the present Session, One Hundred Pounds.

Master in Chancery

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

Usher of the Black Rod.

The Doorkeeper of His Majesty's Council, for his services during the present Session, Thirty-five Pounds.

Doorkeeper.

To the Clerk of His Majesty's Council, to defray the Contingent Expenses in his Office during the last and present Sessions, One Hundred and Twelve Pounds Nineteen Shillings and Seven Pence.

Contingencies.

To the Usher of the Black Rod, to defray the Contingent Expenses in his Office during the last and present Sessions, Seven Pounds Eleven Shillings and Eleven Pence.

ASSEMBLY. Clerk.	The Clerk of the House of Assembly, for his services during the present Session, One Hundred Pounds.
Solicitor.	The Solicitor attending the House of Assembly, for his services in drafting Bills during the present Session, and for his attendance in the House of Assembly, One Hundred Pounds.
Serjeant at Arms.	The Serjeant at Arms of the House of Assembly, for his services during the present Session, Fifty Pounds.
Doorkeeper.	The Doorkeeper of the House of Assembly, for his services during the present Session, Thirty-five Pounds.
Messenger.	The Messenger of the House of Assembly, for his services during the present Session, Thirty Pounds.
Contingencies.	To the Clerk of the House of Assembly, to defray the Contingent Expenses of the House of Assembly during the present Session, Six Hundred and Sixty-nine Pounds, Nine Shillings and Three Pence.
— To be paid by Warrants on the Colonial Treasurer.	II.— <i>And be it further enacted</i> , That the sums of Money hereby granted shall be paid by the Treasurer of the Colony in discharge of such Warrant or Warrants as shall be issued by the Governor or Person administering the Government of this Colony for the time being, in favor of any person or persons to be applied to the purposes of this Act.