



At the **GENERAL ASSEMBLY** of the Province of Nova-Scotia, begun and holden at Halifax, on Thursday, the Thirty-first day of January, 1828, in the Ninth Year of the reign of our Sovereign Lord **GEORGE** the Fourth, by the Grace of God, of the United Kingdom of Great-Britain and Ireland, **KING**, Defender of the Faith, &c. &c. &c. being the Second Session of the Thirteenth General Assembly, convened in the said Province.*

* In the time of Sir James Kempt, Knight Grand Cross of the Most Honorable Military Order of the Bath, Lieutenant-Governor; S. S. Bowers, Chief Justice and President of the Council; Samuel George William Archibald, Speaker of the Assembly; Sir Rupert D. George, Bart. Secretary of the Council; and John Whidden, Clerk of Assembly.

CAP. 1.

An ACT for applying certain Monies, therein mentioned, for the service of the Year of Our Lord One Thousand Eight Hundred and Twenty-eight; and for appropriating such part of the Supplies, granted in this Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province.

MAY IT PLEASE YOUR EXCELLENCY,

WE, His Majesty's dutiful and loyal Subjects, the House of Assembly of His Majesty's Province of Nova Scotia, towards appropriating the Supplies granted to His Majesty, in this Session of the General Assembly, and for supplying the exigencies of His Majesty's Government, do humbly beseech that it may be enacted, and

I. BE it enacted by the Lieutenant Governor, Council and Assembly, That, by or out of such Monies as now are, or from time to time shall be and remain, in the Public Treasury of this Province, there shall be paid the sum of 200l. to the Speaker of the House of Assembly, for his services during the present Session.

£200 Speaker of Assembly

And a further sum of 100l. to the Solicitor-General, for his services for the present year.

100l. Solicitor General

And a further sum of 600l. to the Treasurer of the Province, for his Salary, and as Comptroller and Auditor of Public Accounts, and in lieu of Office Rent, Clerks, and all other contingent expences, for the present year.

600l. Treasurer

And a further sum of 100l. to the Clerk of the Council in General Assembly, and as Clerk to His Majesty's Council, for his services for the same year.

100l. Clerk of the Council

A

And

100l Clerk of
Assembly

And a further sum of 100l. to the Clerk of the House of Assembly, for his services for the present year.

30l Expenses of
Council

And a further sum of 30l. for defraying the expenses of the Council in General Assembly, for the same year; to be paid on certificate of the President of the Council, and not otherwise.

175l Howe & Son
Impost and Excise
Waiters

And a further sum of 175l. to Messieurs. John Howe and Son, Printers, for Printing for Government and the General Assembly, for the present year.

And a further sum, to be paid on the certificate of the Commissioners of the Revenue, at the rate of 7s. 6d. per day, to such Person or Persons as shall be employed during the year aforesaid, by the Collector of Impost and Excise, of the District of Halifax, as extra Waiter or Waiters for the Port of Halifax, and 5s. per day, to such extra Waiter or Waiters when unemployed; and at the rate of 5s. per day to temporary Waiters.

200l Gauger and
Weigher

And a further sum of 200l. to the Gauger and Weigher, for the Collector of Impost and Excise, for the District of Halifax, for his services for the present year.

40l Messenger to
Council

And a further sum of 40l. to the Messenger to the Governor, Lieutenant-Governor, or Commander in Chief for the time being, and His Majesty's Council, as well as in their Legislative capacity as otherwise, for the present year.

25l Venerable
Archdeacon
Willis

And a further sum of 25l to the Venerable Archdeacon Willis, D. D. for his services as Chaplain to His Majesty's Council, during the present Session.

25l Revd. F.
Uniacke

And a further sum of 25l. to the Rev. Fitzgerald Uniacke, for his services as Chaplain to the House of Assembly, during the present Session.

40l T. Boyd

And a further sum of 40l. to Thomas Boyd, for his services as Sergeant at Arms, to the House of Assembly, during the present Session.

30l M. Forrester

And a further sum of 30l. to Matthew Forrester, for his services as Assistant Sergeant at Arms, to the House of Assembly, during the present Session.

30l J Gibbs

And a further sum of 30l. to John Gibbs, for his services as Messenger to the House of Assembly, during the present Session.

30l Revenue
Clerk

And a further sum of 30l. to the Clerk to the Commissioners of the Revenue, for his services for the present year.

20l Secretary of
Province

And a further sum of 20l. to the Secretary of the Province, for Stationery, on account of Warrants to be drawn on the Treasury for the same year. And

And a further sum of 10l. to the Trustees of the Law Library, to be disposed of in such way as they may think proper for the advantage of the said Library. 10l. Law Library

And a further sum of 222l. 4s. 5d. to the Attorney General, for his services for the present year. 222l. 4s. 5d. Attorney General

And a further sum of 250l. to defray such Contingent Expenses as may arise during the present year; to be drawn by warrant from the Governor, Lieutenant Governor or Commander in Chief for the time being. 250l. contingent expenses.

And a further sum of 600l. for the support of the Transient Poor for the present year, to be paid to the Commissioners of the Poor at Halifax. 600l. Transient Poor

And a further sum of 20l. to the Person who has the care of the Gunpowder at Halifax, for his services for the present year. 20l. Keeper of Gunpowder

And a further sum of 50l. to the Owners of the Packet running between Windsor and Partridge Island, to encourage the running of the said Packet between the said places, under such regulations as may be made and ordered by the Justices in their Session for the County of Hants for the present year. 50l. Parraborough Packet

And a further sum of 400l. to the Commissioner of the Island of Sable, for the support of that establishment for the present year. 400l. Island of Sable

And a further sum of 50l. to be applied upon the same conditions as heretofore, for a compensation to the Sheriff of the County of Cape-Breton, for the services he may perform in the execution of his Office, within the present year. 50l. Sheriff of Cape-Breton.

And a further sum of 150l. to the Adjutant-General of the Militia, in full for his services, and the payment of his Clerk, Stationery and Postage, for the present year. 150l. Adjutant General of Militia

And a further sum of 35l. to Andrew Richardson, Gauger and Weigher of the District of Halifax, in addition to his salary for the present year. 35l. A. Richardson

And a further sum of 5000l. for the Great Roads of the Province, to be applied and expended agreeably to the Resolution passed in the House of Assembly, on the Twenty-Second day of February in the present year, and agreed to by His Majesty's Council. 5000l. Great Roads

And a further sum of 770l. for the several Roads within the District of Halifax, to be applied and expended as aforesaid. 770l. District of Halifax

And a further sum of 770l. for the several Roads within the District of Colchester, to be applied and expended as aforesaid. 770l. District of Colchester

8201 District of Pictou And a further sum of \$201. for the several Roads within the District of Pictou, to be applied and expended as aforesaid.

7651 County of Cumberland And a further sum of 7651. for the several Roads within the County of Cumberland, to be applied and expended as aforesaid.

8001 County of Hants And a further sum of 8001. for the several Roads in the County of Hants, to be applied and expended as aforesaid.

8001 County of King's County And a further sum of 8001. for the several Roads within the County of King's County, to be applied and expended as aforesaid.

8301 County of Sydney And a further sum of 8301. for the several Roads within the County of Sydney, to be applied and expended as aforesaid.

8301 County of Shelburne And a further sum of 8301. for the several Roads within the County of Shelburne to be applied and expended as aforesaid.

8301 County of Annapolis And a further sum of 8301. for the several Roads within the County of Annapolis, to be applied and expended as aforesaid.

7701 County of Lunenburg And a further sum of 7701. for the several Roads within the County of Lunenburg, to be applied and expended as aforesaid.

7651 County of Queen's County And a further sum of 7651. for the several Roads within the County of Queen's County, to be applied and expended as aforesaid.

12501 County of Cape Breton And a further sum of 12501. for the Roads in the County of Cape Breton, to be applied and expended in such manner as His Excellency the Lieutenant Governor may think fit, agreeably to the Resolution passed in the House of Assembly, this present Session, and agreed to by His Majesty's Council.

251 Treasurer And a further sum of 251. to the Treasurer of the Province, to reimburse him for a like amount advanced by him for the erection of two Oat Mills, at Seven Mile Plains and Mabou, Cape Breton, out of the unexpended balance of the Agricultural Funds.

6411. 11s. 7d. Emigrants And a further sum of 6411. 11s. 7d. to His Excellency the Lieutenant Governor, to make good the sum expended and paid by His Excellency in defraying the charges incurred for the relief of diseased Emigrants, at the establishment at Bankhead.

And also the further sum of 90l. to defray the Expenses of a similar description at Cape-Breton. 90l Emigrants

And the further sum of Fifty Guineas, at the disposal of a Committee of the House of Assembly, for the purchase of a Piece of Plate, to be presented to Dr. Lewis Johnston, as a token of their approbation of his humane conduct towards the diseased Emigrants, at Halifax, during the last Summer. 50 Guineas Dr. Johnston

And a further sum of 22l. 10s. (granted in the year One Thousand Eight Hundred and Twenty-seven, for building a Bridge from the North-east end of Long Island, and for opening a road therefrom to Philip Bowers's, in the County of Shelburne, which sum remains undrawn from the Treasury), to be appropriated and expended in manner following, viz: Twelve pounds ten shillings on the road from Thompson's Corner towards Jordan Bay, and Ten pounds on the road leading from the main road towards Alexander Hamilton's. 22l 10s. Roads in County of Shelburne

And a further sum of 75l. to Joseph Darby, towards compensating him in part for the loss sustained by the wreck of his vessel, on her return voyage, in the employment of the Province, from the Isle of Sable. 75l J. Darby

And a further sum of 50l. to aid the inhabitants of the Town Plot of Cornwallis, in securing the Highway, by erecting an embankment, to prevent the bank from falling in upon the River at that place. 50l Cornwallis

And a further sum of 50l. to James Quinlan, in consideration of his enterprize, in fitting out the first Sealer in the Province of Nova-Scotia. 50l J. Quinlan

And a further sum of 15l. to Edward Allen, for having established the first Glue Manufactory in Nova-Scotia. 15l E. Allen

And a further sum of 50l. to the inhabitants of Aylesford, to aid them in opening a Road from New Canaan Road to Dalhousie Settlement. 50l Aylesford

And a further sum of 50l. for the purpose of opening the new line of Post Road from John Gillis' at the Big Marsh toward the Antigonish Village by Peter Romans' and to pay for finishing the Bridge on the said line of Road near Andrew Baxter's. 50l Road to Antigonish

And a further sum of 250l. to repair the Road and Bridges from Creighton's Ferry to Cow Bay. 250l Road to Cow Bay

And a further sum of 60l. to alter and improve the Shubenaccadie Road, so as to avoid the Great Hill near John McDougald's at the McLean Farm in Douglass; one half of which sum to remain undrawn from the Treasury until it shall be certified. 60l Shubenaccadie Road

fied by a Court of Special Sessions, that 45l. raised by private subscription have been expended in the same work.

50l Road from
Blanford

And a further sum of 50l. in addition to the sum of 10l. granted last year, and not drawn from the Treasury, to aid and assist the Inhabitants of Blanford, in making a Road from Blanford to the Main Road leading from Chester to Halifax.

30l Road on
M'Nutt's Island

And a further sum of 30l. for the purpose of repairing the road from the North West Landing on M'Nutt's Island, to the Light-House on the South end thereof, agreeably to the prayer of the Petition of Alexander H. Cocken, Keeper of said Light-House at the entrance of Shelburne Harbour.

250l Road to
Pictou

And a further sum of 250l. to improve and alter the Main Road leading to the Town of Pictou, from the Town Gut to the Town, the same not to be drawn from the Treasury until it shall be certified to His Excellency the Lieutenant-Governor that the sum of 100l. has been paid by the Inhabitants of the Town, in aid of the above, and the plan of the alteration agreed to by His Excellency.

50l Road over
Gaspereau Bridge

And a further sum of 50l. to widen and raise the Cross-way leading over the Middle Gaspereau Bridge, near Fitch's in Horton, and to reduce two hills on the road leading to the main post road, near John Caldwell's.

100l Mount Den-
son Road

And a further sum of 100l. for completing the alteration of the Main Road at Dickey's Hill, on the Mount Denson Road in Falmouth, towards Horton, and to repair the Bridge on the said road over the Half-way River.

70l Road to St.
Croix Bridge

And a further sum of 70l. for the purpose of altering the road between Winckworth and East Marsh Settlement, to the Saint Croix Bridge in Windsor.

250l Road to
Fletcher's

And a further sum of 250l. for altering the road from Dartmouth to Fletcher's, so as to avoid the Hills between Reeve's Mill and Lake William, and also to avoid the Hill at the South end of the Dartmouth Lake.

100l Road to
Sherbrooke

And a further sum of 100l. to improve the Road leading from Kentville towards the Sherbrooke settlement.

50l Map of Pro-
vince

And a further sum of 50l. for providing and engraving a portable Map of the Province, of suitable size for general information, pursuant to the Report of the Committee.

300l Maps of
Province and
Counties

And a further sum of 300l. at the disposal of His Excellency, to defray the expense of preparing a Map of the Province and County Maps, according to the vote of the last Session; also, the expense of the Paper imported and provided for this purpose, the same to be drawn from the Treasury and paid as the service proceeds, and upon the certificate of three or more of the Committee appointed to superintend the execution of the work.

And

And a further sum of 50l. to improve the road and causeway, and secure the bank leading from Windsor to Falmouth, near Cunnabel's Bridge, so called. 50l Road leading to Falmouth

And a further sum of 20l. 4s. and 2d. to Messieurs. Joseph Allison & Co. being amount of duties paid by them on seven bales and two cases of Foreign Paper, imported from Leghorn, and subsequently exported to Pernambuco, as appears by their Petition, and Documents attached thereto. 20l 4s. 2d. J. Allison & Co.

And a further sum of 25l. to aid the inhabitants in finishing a Bridge, and making further improvements, on the new road leading through the settlement at the Bluff in Horton. 25l Road through Bluff Settlement in Horton

And a further sum of 50l. in aid of the Biliveux's Pier, in Clare, to be drawn from the Treasury when it shall be certified to the satisfaction of His Excellency the Lieutenant-Governor, that 50l. raised by subscription, is expended. 50l Pier in Clare

And a further sum of 25l. to aid the inhabitants of Onslow, to complete the Bridge on North River, near the House of Ephraim Blair. 25l Bridge in Onslow

And a further sum of 30l. for repairing the Bridge over Tuskett River. 30l Bridge over Tuskett River

And a further sum of 40l. to repair the Bridge over the Stewiacke River, near Joseph Fulton's which was partially destroyed by the late Freshet. 40l Bridge over Stewiacke River

And a further sum of 50l. to George Chipman, Esq. Sheriff of King's County, for the extra trouble and expense incurred by him. at the late election of a Representative for that County. 50l G. Chipman

And a further sum of 30l. to rebuild the Bridge over the Beaver Bank River, on the road from Rawdon and Noel to Halifax, and to repair the Causeway over the interval on said River. 30l Bridge over Beaver Bank River

And further sum of 100l. to rebuild the De Birt Bridge in the Township of Londonderry on the Main Post Road leading to Cumberland, which Bridge has been lately injured by an uncommon flood in the River. 100l De Birt Bridge

And a further sum of 300l. at the disposal of His Excellency the Lieutenant Governor, to be expended, after due survey and plan made, in opening a new line of Main Post Road from Sable River Bridge, to the Green Woods at the east end of the great Savanna, being a distance of four miles on the road leading from Sable River to Jordan River in the County of Shelburne. 300l Road from Sable River

And a further sum of 200l. at the disposal of His Excellency the Lieutenant-Governor, for the purpose of rebuilding the great Shubenaccadie Bridge at Wardrope's, or to open and continue the Shubenaccadie Road from Wardrope's to Tremain's, as His Excellency may find most expedient. 200l Bridge at Wardrope's

And

150l Bridge over
Allen's Creek

And a further sum of 150l. to repair the Bridge and Crossway over Allen's Creek in the Township of Annapolis.

100l Bridge at
Bridge Town

And a further sum of 100l. in addition to the sum of 100l. granted last year and undrawn, to rebuild the Great Annapolis Bridge, at Bridge Town.

50l Bridge over
Pugwash River

And a further sum of 50l. to complete the Bridge over the little Pugwash River, the same to be paid upon the Certificate of the High-Sheriff of the County of Cumberland, that all the Money now and heretofore voted, granted and subscribed, for erecting the said Bridge, has been faithfully expended, and the said Bridge substantially erected.

150l Bridge over
River Philip

And a further sum of 150l. to build a Bridge over the River Philip, at or near Dickson's, on the Main Road from Cumberland to Pictou.

200l Bridge over
Liverpool River

And a further sum of 200l. to the Commissioners of the Great Bridge over Liverpool River, to enable them to repair and plank the said Bridge.

300l Arisag Pier

And a further sum of 300l. at the disposal of His Excellency the Lieutenant-Governor, to be applied in extending and securing Arisag Pier, on the Gulph of Saint Lawrence.

200l Halifax
Steam Boat
Company

And a further sum of 200l. to the Halifax Steam Boat Company, in aid of the communication maintained by them between Halifax and Dartmouth.

200l Halifax
Steam Boat
Company

And a further sum of 200l. to the Halifax Steam-Boat Company, in addition to the 300l. granted last year; the same to be paid when a Steam Boat shall be completed and put in operation on the Ferry from Halifax to Dartmouth.

150l J. Ward and
others

And a further sum of 150l. to John Ward, and others, to enable them to run a good and sufficient Steam-Boat between Annapolis, Digby and Saint John, for seven months, and a good and sufficient Vessel for the remainder of the year: provided the said Proprietors carry the Mail, if required, without any additional charge; the said sum of Money to be drawn when it shall be certified to His Excellency that the said service has been performed.

300l Kennetcook
Bridge

And a further sum of 300l. to rebuild the Great Kennetcook Bridge in Newport; the mode and plan of rebuilding said bridge to be first approved of by His Excellency the Lieutenant-Governor.

500l Commission-
ers of Province
Notes.

And a further sum of 500l. to the Commissioners for signing and cancelling the Provincial Notes, for their services to the 31st of December, one thousand eight hundred and twenty seven.

And

And a further sum of 600l. to the Treasurer of the Province, for his services in preparing, signing, renewing and cancelling, the Provincial Notes for four years, ending thirty-first of December, One Thousand Eight Hundred and Twenty-seven.

600l. Treasurer

And a further sum not exceeding the sum of 200l. to be placed in the hands of His Excellency the Lieutenant-Governor, to be appropriated as a Drawback upon Wine, consumed by the Officers of the Army, in Nova-Scotia.

Drawback upon
Wines consumed
by Officers of the
Army

And a further sum of 75l. to improve the Main Road and Bridge between the Mouth of the Shubenacadie, and Wardrope's Bridge; not to be drawn from the Treasury until Twenty Pounds are raised and expended by the Petitioners, and duly certified.

75l. Road be-
tween Shubena-
cadie and Ward-
rope's Bridge

And a further sum of 150l. in aid of the Breakwater in Wilmot, at Gates's Pier, when it shall be certified to the satisfaction of His Excellency that Fifty Pounds have been raised by subscription and expended on the work.

150l. Breakwater
in Wilmot

And a further sum of 450l. to rebuild the Bridge over the Salmon River in Truro, on the Great Road leading to Cumberland; and a further sum of 140l. to rebuild the lower Bridge over the same River on the Great Road leading to Pictou; both of which Bridges have been removed by a great flood in said River, since the granting of Money for the Road Service in the present Session; the mode and plan of rebuilding the said lower Bridge to be approved of by His Excellency the Lieutenant-Governor.

450l. and 140l.
Bridges over Sal-
mon River

And a further sum of 100l. to the Inhabitants of Lawrence Town, Lake Porter and Chizencook, to aid them in building a Bridge over the Falls at Lawrence Town, to be drawn from the Treasury, when it shall be certified that the labour subscribed has been performed on said work.

100l. Bridge at
Lawrence Town
Falls

And a further sum of 30l. for building a Bridge over Shinomocash River.

30l. Bridge over
Shinomocash Ri-
ver

And a further sum of 20l. to Jonathan Archibald, pursuant to the prayer of his Petition.

20l. J. Archibald

And a further sum of 100l. at the disposal of His Excellency the Lieutenant-Governor, to be applied in finishing the Bridge over Doctor's Brook in the County of Sydney, and to cut down the Hills, and make the necessary embankments on each side of the same.

100l. Bridge over
Doctor's Brook

And a further sum of 65l. to be paid as follows, that is to say: 50l. to repair the Bridge over the French River in Tatamagouche, and the sum of 15l. to rebuild the Foot Bridge over the River near William Waugh's, in Tatamagouche, lately carried away.

65l. Bridge over
Tatamagouche
River

- 58l. 4s. S. Warne And a further sum of 58l. 4s. to Stephen Warne, in full for rebuilding of the Bridge at Lee's Mill near Digby.
- 30l. 1s. 8d. A. Richardson And a further sum of 30l. 1s. 8d. to Andrew Richardson, to reimburse him for one half of the Duties paid by him on certain seizures, as reported by the Committee to whom his Petition was referred.
- 100l. Road from Sissaboo And a further sum of 100l. for the purpose of opening and improving the Road from the Falls at Sissiboo to Yarmouth.
- 1000l. Halifax Poor House And a further sum not exceeding 1000l. to be at the disposal of His Excellency the Lieutenant-Governor, to enable him to relieve the establishment of the Poor-House in Halifax from its present embarrassment.
- 176l. 2s. 5d. W. Lawson And a further sum of 176l. 2s. 5d. to William Lawson, Esquire, Commissioner for the Province Building, to enable him to pay the Accounts of sundry Persons as per Abstract, for repairs to the House of Assembly Room, pursuant to the resolution of the last Session for that purpose.
- 151l. 10s. 3d. Commissioner of Public Buildings And a further sum of 151l. 10s. 3d. to the Commissioner of Public Buildings, for paying the Balance due to sundry Persons, as reported by the Committee of Public Accounts.
- 784l. 15s. 2d. Commissioners of Light-House And a further sum of 784l. 15s. 2d. to the Commissioners of Light-Houses, for balance due them, as reported by the Committee of Public Accounts.
- 60l. Custom-House Clerks And a further sum of 60l. to remunerate the Clerks of the Custom-House, at Halifax, for their extra services, in preparing the Accounts and Documents relative to Dutiable Goods, under the new Imperial Acts; and also, the Accounts of Imports and Exports, and other Statements, prepared by them, and submitted for the use of the Assembly.
- 50l. Road from Spryfield And a further sum of 50l. for the road from Spryfield to Saint Margaret's Bay, in addition to the sums already granted for that line of road.
- 100l. Road over Wellington And the further sum of 100l. to finish the road from Cornwallis Town Plot over the Wellington Dyke.
- 250l. Cross Roads on Peninsula of Halifax And a further sum of 250l. at the disposal of His Excellency the Lieutenant Governor, for improving the cross roads on the Peninsula of Halifax.
- 45l. A. Primrose And a further sum of 45l. to Alexander Primrose, Esq. for services rendered to Members, in drafting Bills for the House of Assembly since the year One Thousand Eight Hundred and Twenty. And

And a further sum of 2,450l. for the following Services for Roads and Bridges, for the present year, viz :

For the road from Hammond Plains to Annapolis, through the Military Settlement at Sherbrooke ; one half of which to be expended in the County of Annapolis, the sum of 400l. 400l. Road thro' Sherbrooke

For the road from Chester to Windsor, the sum of 150l. 150l. Road from Chester to Windsor

For the road from Preston to Canso, through Saint Mary's and Guysborough ; 150l. of which is to be expended in the County of Sydney, the sum of 450l. 450l. Road from Preston to Canso

For the road from Onslow to Tamagouche, the sum of 150l. 150l. Road from Onslow to Tamagouche

For the road from Dartmouth to Fletcher's Bridge, on Team Boat Road, the sum of 450l. 450l. Road from Dartmouth to Fletcher's

For the road from Andrew M'Cara's, towards New Annan, through Earl Town, in the District of Colchester, the sum of 50l. 50l. Road through Earl Town

For the road from Stewiacke, through New Lairg, the sum of 150l. 150l. Road through New Lairg

For the road from Dewar's, on the line dividing Colchester and Cumberland, to Forbes's, on River John road ; 60l. of which to be expended from Currie's to Forbes's, the sum of 120l. 120l. Road to River John

For the road from Lunenburg to Dalhousie Settlement, North-west range ; 50l. of which to be expended in the County of Annapolis, the sum of 150l. 150l. Road from Lunenburg to Dalhousie

For the road from West Branch of Saint Mary's, commencing at the District line towards Alexander Grant's (James's Son), on the East Branch East River, Pictou, the sum of 100l. 100l. Road from St. Mary's

For the Road from Liverpool to Nictau, half in Annapolis, and half in Queen's County, the sum of 150l. 150l. Road from Liverpool to Nictau

For the Road from River Philip to Wallace, the sum of 80l. 80l. Road from River Philip to Wallace

For the Road from the Great Village in Londonderry to King's County Line, the sum of 50l. 50l. Road from Londonderry to King's County

And a further sum of 400l. for the Main Roads in the County of Cape Breton, to 400l. Main Roads in Cape Breton

to be applied and expended in such manner as His Excellency the Lieutenant-Governor may think fit, agreeably to a resolution passed in the House of Assembly, in this present Session, and agreed to by His Majesty's Council.

3150l. Great
Roads

And a further sum of 3150l. at the disposal of His Excellency the Lieutenant-Governor, for such services and alterations on the Great Roads of the Province, for the present year, as he may think necessary.

50l. M. Shaw

And a further sum of 50l. to Moses Shaw, pursuant to the prayer of his Petition.

50l. Bridge over
River Philip

And a further sum of 50l. for rebuilding the Bridge over the River Philip, near Hewson's, in the County of Cumberland, on the Main Road to New-Brunswick.

10l. Bridge near
Tatamagouche

And a further sum of 10l. to repair the Bridge on the Road from Tatamagouche, to Point Brulee.

100l. Bridge over
Little Forks in
Cumberland

And a further sum of 100l. for building the Bridge over the Little Forks, and completing the alteration around Pugsley's Hill, in the County of Cumberland, on the Main Road from Parrsborough to New-Brunswick.

225l. Lower Gas-
pereau Bridge

And a further sum of 225l. in addition to the Grant of last year, for repairing the Lower Gaspereau Bridge on the Mount Denson Road, in King's County.

400l. Bridge on
Road to Bailie's
Brook

And a further sum of 400l. to His Excellency the Lieutenant-Governor, to repair and rebuild the Bridges on the main Post road from west river of Pictou to Bailie's Brook, on the main Post road leading to the County of Sydney.

25l. Bridge in
Rawdon

And a further sum of 25l. to rebuild the Great Bridge near Hugh Barron's in Rawdon.

40l. Road from
Tusket

And a further sum of 40l. in addition to the sum of 24l. already granted, to open and improve the Road from Tusket Village to the new Kempt Settlement.

50l. Montagan
Bridge

And a further sum of 50l. to repair Montagan Bridge in Clare, on the Main Post Road to Yarmouth, it having been very much injured by the late heavy freshets.

23l. 15s. 9d. Over-
seers of Poor in
Cornwallis

And a further sum of 23l. 15s. 9d. to the Overseers of the Poor in the Township of Cornwallis, for expenses incurred by them, in providing necessaries for a transient Pauper, in the Summer of One thousand eight hundred and twenty-seven.

16l. 10s. M.
Crane

And a further sum of 16l. 10s. to Mary Crane, pursuant to the prayer of her Petition.

And

And a further sum of 45l. in addition to the sum of 50l. granted in one thousand eight hundred and twenty-six, and not yet drawn, to aid the Inhabitants at Hall's Harbour, in building a wharf, the money not to be drawn until it is certified by the Session, that Fifty Pounds subscribed, have been expended.

45l. Hall's Harbour

And a further sum of 298l. 3s 4d. to the Proprietors of the Halifax Sugar Refinery, for a Drawback of the Provincial Duties on Foreign Sugar and Molasses, manufactured by them, being four shillings currency each, on One thousand four hundred and fifty-eight and one half hundred weight of Sugar; and One penny per gallon on One thousand four hundred and thirty-two gallons of Molasses, as appears by the certified Account annexed to their Petition.

298l. 3s. 4d. Halifax Sugar Refinery

And a further sum of 70l. at the disposal of His Excellency the Lieutenant-Governor, to be applied to the purpose of completing the improvements begun last year in the navigation of the harbour of Antigonish.

70l. Harbour of Antigonish

And a further sum of 30l. to improve the road from Hall's to the Bridge over the Shubenacadie.

30l. Bridge over Shubenacadie

And a further sum of 50l. at the disposal of His Excellency the Lieutenant Governor, to be applied during this Season for the protection of the Fox Island Fisheries, in such manner as His Excellency may approve of.

50l. Fox Island Fisheries

And a further sum of 350l. at the disposal of His Excellency the Lieutenant Governor, to be laid out on the road from Wallis's Hill, in Hammond's Plains, towards Chester, part thereof to be expended in rebuilding the bridge over the north-east River, with stone abutments if necessary; and also to procure, previous to any expenditure, a practical survey of the said route.

350l. Road from Hammond's Plain to Chester

And a further sum of 100l. to improve the road extending eleven miles easterly, from the Annapolis County line, through the western part of the Sherbrooke Settlement, in King's County.

100l. Road through Sherbrooke Settlement

And a further sum of 50l. to the widow and children of the late John Rule, Shipping Officer for the port of Halifax.

50l. Mrs. Rule

And a further sum of 15l. at the disposal of His Excellency the Lieutenant-Governor, to be paid to such person as shall build a house for the entertainment of Travellers, on the new line of road from Musquodoboit to Saint Mary's.

15l. Settler between Musquodoboit and St. Mary's

And a further sum of 30l. to enable His Excellency to procure a survey and plan of the best line for a road, from the head of the great Shubenacadie Lake, to the Noel Road, and the Slate Quarries at Withrow's Farm, being a distance of about nine miles.

30l. Survey of Road from Great Shubenacadie Lake to Noel

And

- 60l. Bridge over Clyde River And a further sum of 60l. to repair the bridge over Clyde River, on the great road from Shelburne to Yarmouth.
- 30l. Great Bridge over Gaspereau River And a further sum of 30l. to repair the great Bridge, over the Gaspereau River near Jeremiah Kinnie's in Horton.
- 25l. W. Fraser And a further sum of 25l. to William Fraser, Esquire, for his services in prosecuting various Criminal Causes in Windsor and elsewhere.
- 50l. W. Sterns And a further sum of 50l. to William Sterns, Esquire, as a remuneration for the services by him performed for the Province as stated in his petition transmitted to this House, by His Excellency the Lieutenant-Governor.
- 15l. J. T. Hill And a further sum of 15l. to John T. Hill, Esquire, for the prosecution of Criminals at Guysborough, at a Court of Oyer and Terminer, held there in May last.
- 10l. W. C. Delaney And a further sum of 10l. to W. C. Delaney, Esquire, for the prosecution of a Criminal at Arichat, on a charge of Murder.
- 8l. 3s. 4d. W. Poolley And a further sum of 8l. 3s. 4d. to William Poolley, Esquire, pursuant to the prayer of his Petition.
- 25l. Herring Cove River And a further sum of 25l. to be appropriated to clearing out the Herring Cove River, in the Township of Liverpool, above the Mills: not to be drawn from the Treasury until the sum of Twelve Pounds is expended by the Inhabitants.
- 600l. East River of Pictou And a further sum of 600l. at the disposal of His Excellency the Lieutenant Governor, for improving the navigation in the East River of Pictou: in particular, for the removal of the Oyster Beds in the Channel of said River, opposite to M. Kay's Gut. The above sum to be expended under such regulations as to His Excellency may appear most beneficial to the Public.
- 50l. Brook on Liverpool River And a further sum of 50l. to clear out the Brook on the main Liverpool River, near the Ten Mile Lake, which sum is not to be drawn from the Treasury until the sum of Twenty-five Pounds is expended by the Inhabitants.
- 50l. Rev. P. Uniacke And a further sum of 50l. to the Reverend Fitzgerald Uniacke, for the establishment of a Free School in the Parish of Saint George.
- 75l. 2s. 6d. Howe & Son And a further sum of 75l. 2s. 6d. to Messieurs John Howe and Son, for extra printing for the present year, per account rendered by them, recommended by His Excellency the Lieutenant-Governor.

And a further sum of 200l. to the Commissioners of the Bridewell in the Town of Halifax, to aid in paying the debts, and for the support of that establishment.

200l. Commis-
sioners of Bride-
well

And a further sum of 50l. to the Right Rev. Bishop Fraser, to enable him to keep up the School under his charge, and taught by the Rev. Hugh M'Leod, to be paid when it shall be certified to His Excellency the Lieutenant-Governor, that there are taught at the said School five free Scholars.

50l. Rev. Bishop
Fraser

And a further sum of 50l. at the disposal of His Excellency the Lieutenant-Governor, to enable him to provide for the conveyance of the Judges of the Supreme Court to Cape Breton, to preside at their several Circuit Courts in that Island.

50l. Conveyance
of Judges to Cape
Breton

And a further sum of 12l. and 10s. to the Commissioners of the Poor in Halifax, to enable them to continue the School in the Poor-House for the present year, for the benefit of orphans and poor children in that establishment.

12l. 10s. Commis-
sioners of Poor

And a further sum of 200l. to the Secretary of the Province, to defray the expenses of extra Clerks, Printing, Stationary, &c. to the present period, pursuant to his application to this House, recommended by His Excellency.

200l Secretary of
the Province

And a further sum not exceeding 2000l. at the disposal of His Excellency the Lieutenant-Governor, for the improvement of the Great Roads, leading from Halifax to Annapolis on the west, and from Halifax to Pictou and Cumberland on the east, over and above the sums during the Session of the Legislature specifically appropriated for the service of said roads, one half to be expended on the western road, and the other half on the eastern.

2000l Great
Roads

And a further sum of 100l. to the Clerk of the House of Assembly, to defray the expense of extra servants, and other incidental expenses, during the present Session.

100l Clerk of
Assembly

And a further sum of 10l. to J. J. Sawyer, Esquire, High Sheriff of the County of Halifax, for his expenses, as such Sheriff, at the opening and closing of the present Session of the General Assembly.

10l J. J. Sawyer

And a further sum of 35l. to William Hill, Esquire, the Deputy Clerk of the Council, for his services for the present Session.

35l W Hill

And also, a further sum of 65l. to the said William Hill, for attendance and extra services in His Majesty's Council during the present Session.

65l W. Hill

And a further sum of 35l. to James F. Gray, Esquire, for his services in drafting and copying Bills for the Members of this House, during the present Session.

35l J F Gray

And also, a further sum of 65l. to the said James F. Gray, for attendance and extra services as Assistant Clerk of the House of Assembly, during the present Session.

65l J F Gray

And

50l. Clerk of Assembly. And a further sum not exceeding 50l. to the Clerk of the House of Assembly to defray the expense of Stationery, for the Council and Assembly, during the present Session.

165l. Expenses of Council and Assembly. And a further sum of 165l. to defray the expense of Fuel, and for sundries supplied for the use of His Majesty's Council and the House of Assembly, in the present Session, to be paid on the Certificates of the President of the Council, and the Speaker of the House of Assembly.

50l. Keeper of Assembly. And a further sum of 50l. to the Keeper of the House of Assembly and the Council Chamber, for the present year.

330l. Sundry Services in Cape Breton. And a further sum of 330l. at the disposal of His Excellency the Lieutenant Governor, to be expended in the Island of Cape Breton, in such manner as he may think advisable, in the following respective services:—

50l. to build a Bridge over South side River Dennis, near Malgavalcht.

50l. to build another Bridge on the same River.

50l. to build a Bridge at Broad Cove.

50l. for a School at Arichat, agreeably to the Petition.

40l. for the Big Pond Bridges.

50l. for the Indian Schools.

40l. for a School under Priest Corteau.

200l. Annapolis Academy

And a further sum of 200l. to the Commissioners of the Annapolis Academy, for the support thereof for the present year.

33l. 15s. C. II. Belcher

And a further sum of 33l. 15s. to Clement H. Belcher, to pay him for Thirty Copies of the Third Volume of the Laws of the Province, to be distributed by the President of His Majesty's Council and the Speaker of the House of Assembly, to the different Clerks of the Peace, and Prothonotaries, throughout the Province, who are not already provided with them.

40l. J. E. Morton

And a further sum of 40l. to John E. Morton, the amount of expenses incurred by him, while in discharge of his duty as Adjutant of Militia.

And a further sum not exceeding 300l. to the Commissioner of Province Buildings, for the purchase of a Carpet for Government-House, and to repair the Roof of said Building, and to pay a man to take care of the Province Buildings, and for such other repairs as may be necessary for said Buildings, to be accounted for.

300l. Commissioner of Province Buildings

And a further sum of 15l. to Charles Rowen, a Messenger belonging to the House of Assembly, as a compensation to him for the loss which he sustained in having his property destroyed by fire, while employed in the service of the House.

15l. C. Rowen

And a further sum of 1,012l. for defraying the expenses of a Post Communication for the present year, as heretofore kept up; and to extend the same once a week from Digby to Brier's Island, Grand Passage, through Long Island; and from Wallace, Tatamagouche, and River John, to Pictou.

1012l. Post Communication

And the further sum of 40l. for altering and improving the road between John Elder's and the Farm of Edward Church, in the Township of Falmouth, being the main road from Avon Bridge, by Mount Denson, towards Horton; not to be drawn from the Treasury until His Excellency the Lieutenant-Governor has ascertained and approved of the sum which will be required to pay for the Land which it will be necessary to purchase from the adjacent Proprietors, in order to effect the said alteration.

40l. Road in Falmouth

And a further sum of 50l. in addition to 50l. granted last Session, and still undrawn, to alter and avoid Lybolt's hill, on the main post road between Lunenburg and Chester; not to be drawn from the Treasury, until His Excellency the Lieutenant-Governor has ascertained and approved of the sum which will be required to pay for the Land which it will be necessary to purchase from the adjacent Proprietors, in order to effect the said alteration.

50l. Road between Lunenburg and Chester

And a further sum of 90l. to John Howe, Esquire, Deputy-Postmaster-General, for Postage of Letters for the Members of Assembly during the present Session, conformably to his Account.

90l. J. Howe

II. *And be it further enacted*, That the sum of Three Thousand Pounds, appropriated in One Thousand Eight Hundred and Twenty-six, to be paid on the completion of the third Section of the Shubenacadie Navigation, being the space between Lake Charles and Lake William, shall and may be advanced and paid to the Shubenacadie Canal Company, by four quarterly payments during the present year.

3000l. Shubenacadie Canal

III. *And be it further enacted*, That for the purpose of enabling the Shubenacadie Canal Company speedily to extend the Shubenacadie Navigation into, and through, the Great Lake, it shall be lawful for His Excellency the Lieutenant-Governor at any time in the years One Thousand Eight Hundred and Twenty-nine, and One Thousand Eight Hundred and Thirty, or afterwards, out of the sum of Five Thousand Pounds, granted for the first Section of the said work, to pay to the said Company Two Thousand Pounds on the completion of the Lock and Dam at the south end of the Dartmouth Lake, and also to pay to the said Company the residue of the said sum of Five Thousand Pounds, together with the sum of Four Thousand Pounds, granted for the fourth Section of the said Navigation, in the following payments, viz:—

2000l. Shubenacadie Canal

The sum of 2000l. when the Lock and Waste Wear at Fletcher's are completed.

2000l. Shubenacadie Canal

2000l. Shubenac-
die Canal

The further sum of 2000l. when the Lock and Waste Wear at the South end of the Great Lake are completed.

1500l. Shubenac-
die Canal

The further sum of 1500l. when the Lock and Waste Wear near Hall's Bridge are completed ;

And the further sum of 1500l. when the Lock and Waste Wear near Tremain's Bridge are completed.

20l. Removing ob-
structions in Ri-
ver Roseway

IV. *And be it further enacted*, that the sum of 20l. being the balance of 50l. granted in the year One thousand eight hundred and twenty-five, for clearing out obstructions in the River Roseway, in the County of Shelburne, which sum remains undrawn from the Treasury, be granted and paid to John Bower, it appearing from Documents laid upon the table of the House of Assembly, that the said John Bower has actually and beneficially expended this sum, in removing obstructions from said River during the last year.

600l. Annapolis
Iron Mining Com-
pany

V. *And be it further enacted*, that the sum of 600l. granted by the Appropriation Act passed in the Sixth year of His present Majesty's Reign, as a Bounty to the first Adventurer or Adventurers, or Body Corporate, who should erect a good and sufficient Furnace or Furnaces, Refinery, and Forge, with proper machinery, in this Province, at which there shall be manufactured and made, within six years, one hundred and fifty Tons of good Hollow Ware, shall be now granted and paid to the Annapolis Iron Mining Company.

15l. Road from
Prospect and
Catch Harbour

VI. *And be it further enacted*, That the sum of 15l. granted by the Appropriation Act of last Session, for obtaining the Survey of a Road from Sambro towards Dover, and which appears by the Treasurer's Account not to be drawn from the Treasury for that Service, be appropriated for the following services, viz :—10l. to be applied on the Cross-Road from the Prospect Road leading by the Farms of John Drysdale, Henry Preston, and others, and the residue to be applied in addition to the grant already made this Session to the Road from Catch Harbour to Sambro.

Side Arms and
Accoutrements for
the Volunteer Ar-
tillery Companies

VII. *And be it further enacted*, That His Excellency the Lieutenant-Governor be authorised to obtain, and supply to the Non-commissioned Officers and Privates of the Volunteer Artillery Companies of Militia, throughout the Province, with proper Side Arms and Accoutrements; and that the House of Assembly will, at the next Session, provide for expense attendant thereon.

300l. Stage
Coaches

VIII. *And be it further enacted*, That the sum of 300l. annually, for five years, be granted, and placed at the disposal of His Excellency the Lieutenant-Governor or the Commander in Chief for the time being, for the encouragement of a Line of Stage Coaches, proposed to be run between Halifax and Kentville, and Annapolis and Kentville, by James D. Harris, Caleb H. Rand, James Tobin and George N. Russell, Esquires, and others, associating together for that purpose, or, in case of their failing to carry that object into effect without delay, then by such other Person or Persons as His Excellency may see fit to license for that purpose for the time abovementioned, or any part thereof: the money to be drawn from the Treasury, and the respective payments to be made, at the end of each year, to the parties running such Line, upon its appearing, to the satisfaction of His Excellency, or the Commander in Chief at the end of the year, that the Line had been advantageously kept up during the year; that the Coaches had been run with, at least, four Horses each, three times a week, from Halifax to Kentville, through Windsor, and so in return, and from Kentville to Annapolis, and back again, each three times weekly; and that the time employed in performing the Journeys from Halifax to Kentville, and from Annapolis to Kentville, and so in returning, has not, in general, exceeded Sixteen Hours for each respectively. *Provided*, however, that if His Excellency or the Commander in Chief shall deem fit, he may, from time to time, during said term or any part thereof, remit one of the said Weekly Journeys for the whole or any part of the Line between Halifax and Annapolis, without prejudice to the said annual payments. *Provided also*, That they carry the Mail to and from the said Places mentioned, if required, at one third of the sum now paid annually for the carriage of the same.

IX. *And be it further enacted*, That the Commissioners of the Revenue be authorised to remit the Provincial Duties, to the extent of Sixty Pounds One Shilling and Eleven Pence, on the Machinery imported into the Port of Pictou for the use of the Albion Mines, in June and September last.

69l. 1s. 11d. Albion Mines

X. *And be it further enacted*, That the sum of Five Shillings Currency be allowed and paid to Edward Ducket, Surveying Officer of Vessels, for each Certificate which he shall prove to the satisfaction of the Commissioners of the Revenue, he has given on the measurement of vessels in this Province.

Allowance to E. Ducket

XI. *And be it further enacted*, That in addition to whatever balance there may remain of the sums already granted, for the encouragement of the Southern Whale Fishery, there shall be granted and paid, the further sum of Eight Hundred Pounds, to be paid and applied in the same manner and under the same conditions, as are expressed in the eighth Section of the Appropriation Act of the last Session, to the end that the first three Ships employed in the said Fishery may have the benefit of the said Bounties.

800l. Whale Fishery

XII. *And be it further enacted*, That the sum of One Hundred and Fifty Pounds granted last year, to aid the Inhabitants of Cornwallis in building a Wharf or Pier at or near Black Rock, shall be paid in aid of said Work in such way and manner as His Excellency the Lieutenant-Governor shall think proper.

150l. Pier at Black Rock in Cornwallis

XIII. *And be it further enacted*, That such sum be granted and paid to the Secretary of the Province, as will enable him to pay Five Pounds to each of the Clerks of the Peace, to whom His Excellency the Lieutenant-Governor directed Road Commissions with the Bonds to be executed in the last year.

Clerks of the Peace

XIV. *And be it further enacted*, That if any accident shall happen to any of the Bridges on the Main Roads in this Province, or any unforeseen obstructions to Travelling, shall arise from the fall of Trees or otherwise, it shall and may be lawful for His Excellency the Lieutenant-Governor or Commander in Chief for the time being, to order a Commissioner or Commissioners to repair or rebuild such Bridges, or to remove such obstructions; and it shall and may be further lawful for the Governor, Lieutenant-Governor or Commander in Chief, for the time being, to draw Warrants on account, and in favour of such Commissioner or Commissioners; provided the same shall not exceed the sum of Five Hundred Pounds, in addition to the sum undrawn from the Treasury of the Grant of last year.

Road Emergencies

XV. *And be it further enacted*, That the Collector of Impost and Excise, at the Port of Halifax, shall, and he is hereby required and directed to, keep a distinct account of all duties collected by him, upon the importation from the United States of America, of Live Stock, Apples, Fruit, Onions, Biscuit and Bread, under the Act of the General Assembly, passed in the last Session, entitled, An Act for the further increase of the Revenue, by imposing a duty on Articles imported from Foreign Countries; and that the said duties upon the above specified Articles, during the present year, shall be paid quarterly to the Commissioners of the Poor, for the use of the Poor of the Town of Halifax. *Provided*, such payment do not exceed the sum of 1000l. during the year.

Duties on certain Articles imported from the United States applied to the support of the Poor

XVI. *And be it further enacted*, That the sum of 11l. per day, be paid to each and every of the Members of the House of Assembly, for the present Session, to be paid on Certificate of the Speaker, also the travelling charges as heretofore:—No Member to receive pay for more than Forty-Two days attendance.

Pay of Members

XVII. *Be it further enacted*, That the Ninth, Twelfth, Sixteenth, Eighteenth, and Nineteenth Sections, or Clauses, of the Act, made and passed in the Forty-first Year of His late Majesty's Reign, entitled An Act for applying certain Monies, therein mentioned, for the service of the Year of our Lord One Thousand Eight Hundred and One; and for appropriating such part of the Supplies granted in this Session of the General Assembly, as are not already appropriated by the Laws or Acts of the Province, shall be and continue in full force and virtue, until the Thirtieth day of March, which will be in the year of Our Lord One Thousand Eight Hundred and Twenty-nine, in as full and ample a manner as the same clauses would be, were they again repeated word for word.

Sections of Act 41, Geo. III. continued

CAP. II.

AN ACT for Aiding and Assisting Common Schools throughout the Province.

Appointment of Commissioners.

BE it enacted by the Lieutenant-Governor, Council and Assembly, That, from and after the publication of this Act, it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, to appoint and commission, in each and every County or District, and in Counties which are by Law divided into one or more Districts within this Province, five fit and proper Persons, as a Board of Commissioners, three of whom shall be a quorum, for the superintendance of Schools, in and for the said County or District, who shall have the control and management of all Schools established, or to be established, under and by virtue of this Act, within such County or District for which they the said Commissioners shall be appointed as aforesaid; and which said Commissioners, any or either of them, shall be removable at the pleasure of the Governor, Lieutenant-Governor, or Commander in Chief for the time being; who shall also have power to fill up any vacancy occasioned by such removal, or by the death of any Commissioner or Commissioners.

Appropriation towards the support of Schools.

H. And be it further enacted, That, the sum of Four Thousand Pounds, shall, from and after the first day of April next, be annually granted and paid to the Governor, Lieutenant-Governor, or Commander in Chief for the time being, in aid of Common Schools throughout this Province, to be distributed and applied to and among the several Counties and Districts in this Province, in manner following: that is to say, to the District of Halifax, Two Hundred Pounds; to the District of Colchester, Three Hundred and Thirty-three Pounds; to the District of Pictou, Three Hundred and Fifty-six Pounds; to the County of Annapolis, Three Hundred and Ninety Pounds; to King's County, Three Hundred and Sixty-six Pounds; to the County of Hants, Three Hundred and Thirty-three Pounds; to the County of Shelburne, Three Hundred and Sixty-six Pounds; to Queen's County, Two Hundred and Sixty-six Pounds, to the County of Lunenburg, Three Hundred and Sixty Pounds; to the County of Sydney, Three Hundred and Fifty-one Pounds; to the County of Cumberland, Two Hundred and Sixty-six Pounds; to the County of Cape Breton, Four Hundred and Thirteen Pounds.

Division of Counties and Districts into School Districts.

III. And be it further enacted, That the said Board of Commissioners shall divide and lay off their several and respective Counties and Districts, for which they shall be appointed and commissioned as aforesaid, into School Districts, of such convenient size and extent as they shall deem proper, and shall give notice by public advertisement of such intended division, by publishing a copy of the same, at least one month before the same shall be established, to give an opportunity to all persons concerned to make their objections thereto, and to render the same as convenient to each and every neighbourhood as possible; and that the said Commissioners shall have power to alter, extend, or diminish, the limits of the said School Districts, if they see occasion to do so, or to approve and confirm the division and distribution of the several School Districts, as now by Law established; and that, when such arrangement shall be finally made, a copy of such division, or a description thereof, be furnished by said Commissioners, to the Trustees of any School to be hereafter established in any such School District, under and by virtue of this Act.

Engagements to be entered into by School Districts to entitle them to a participation in the Provincial Grant

IV. And be it further enacted, That, whenever any number of Individuals in any School District, so laid off and established in any County or District in this Province, shall make application in writing to the said Board of Commissioners for such County or District, engaging to hire a Teacher for one year, and to build or provide a School House, and keep the same in repair, and therein cause to be taught for the said period of one year, at least Thirty Scholars, in Reading, Writing and Arithmetic; or shall therein engage to hire a Teacher, and to provide or build, and keep in repair, a School House, and cause to be taught therein as aforesaid, for the period

aforesaid,

aforesaid, at least Fifteen Scholars; and shall apply to the said Board of Commissioners for a participation in the said Sum of Money, so to be paid to the said County or District as aforesaid, then and in such case the said Board shall enter upon a List of Schools, to be kept by them for that purpose, such School for a participation in said Money, and shall appoint one, two, or three Trustees, as they shall deem requisite for such School, which said Trustee or Trustees shall have power and authority to make and enter into all necessary Contracts and Agreements, with the Person or Persons applying for such School, and the Teacher or Teachers thereof, which said Contracts and Agreements, shall be good and valid; and which said Trustee or Trustees shall have power to sue and be sued in their own names, for and concerning all matters relative to such School, of which he or they shall be Trustee or Trustees.

Appointment of Trustees

V. *Provided always, and be it further enacted*, That, whenever two-thirds of the Freeholders and Inhabitants of any School District within any County or District in this Province, rateable or subject to be assessed, as hereinafter mentioned, shall agree at any public meeting of such Freeholders and Inhabitants, to be held, after public notice for that purpose, given at least eight days previous to such meeting, to raise the several sums required to be raised and provided by them, under the provisions of this Act, by an equal rate or assessment upon each person, according to his ability, they shall certify the same to the next General Sessions of the Peace, for the County or District wherein such School District is situate as aforesaid; and the same shall be assessed at the same time, and in the same manner, and under and subject to the several regulations, and by the same means, course and proceedings, as by any Acts of the General Assembly of this Province, now in force, or hereafter to be enacted, are, or may be provided, for levying rates for the support of the Poor, upon each of the Freeholders and Inhabitants of such School District, in a rateable and equal proportion according to his ability; and shall be collected and paid over to the Trustee or Trustees, appointed by the Board of Commissioners, for such School District, from which such assessment was raised.

Assessment towards support of Schools

VI. *And be it further enacted*, That the said Trustee or Trustees, any or either of them, shall be removable at the pleasure of the said Board of Commissioners, who shall have power to fill up any vacancy occasioned by such removal.

Trustees may be removed

VII. *And be it further enacted*, That all Teachers of Schools, before they shall presume or attempt to teach in any School or Schools within any County or District in this Province, shall obtain and receive from the said Board of Commissioners a License to teach a School within the same; and if any Person or Persons shall teach or attempt to teach, in any School within any County or District in this Province, without obtaining such License from the said Board of Commissioners, in the County or District wherein he shall teach, such Person or Persons shall be liable to a penalty of Twenty Pounds: to be sued for, recovered and received, by the Clerk of the Board of Commissioners, hereinafter mentioned, in any action or suit in the Supreme or Inferior Court, of the said County or District, and which said Clerk is hereby required to sue for and recover such penalty as aforesaid; one half to his own use, and the other half to be paid to the said Board, to be applied for the general purposes of this Act.

Teachers of Schools to be licensed by the Board of Commissioners

VIII. *And be it further enacted*, That the said sum of Money, so to be granted, and paid to the said Counties and Districts as aforesaid, shall be drawn from the Treasury, at the end and termination of each and every year, by the said Board of Commissioners, by the warrant of the Governor, Lieutenant-Governor or Commander in Chief for the time being, directing the sums respectively allotted herein, to the said County or District, and shall be paid by the said Board to the Clerk of the said Board, and by him be paid over to the several Teachers in the several School Districts, in such County or District, in manner and form, and in the proportions, to be directed and prescribed by the said Board of Commissioners, as hereinafter mentioned. *Provided always*, That only so much of the sum allotted to any County or District, as herein before mentioned, shall be drawn from the Treasury,

Appropriations towards the support of Schools—when drawn from the Treasury

as the several engagements made between the Trustees and the Teachers of Schools, within such County or District, render necessary.

Statements of the
Numbers, Names,
and Ages of
Scholars—expen-
diture of Schools
-- the Salaries and
engagements of
the Teachers, to
be rendered annu-
ally

IX. And be it further enacted, That at the end of each and every year, the Trustee or Trustees of each and every School, within the several School Districts in any County or District as aforesaid, shall render to the said Board of Commissioners for such County or District a true and correct account of the Number, Names and Ages, of the Scholars taught in such School, and their progress in education, the amount and particulars of the expenditure of such School, the amount of the Salary of the Master, and in what manner the same is paid, and that the sum to be received from the said Board, by the said Trustee or Trustees, is *bona fide* payable to the said Master for his own use and benefit; and also, that the several engagements entered into, and made to the said Board, by the persons applying for such School at the time of such application, have been fully kept and performed, and shall produce, and give in to the said Board, a Certificate from the Teacher or Teachers of such School, that no part of the Salary, which the persons applying for such School, have engaged to pay to such Teacher or Teachers is collusively withheld, and that the said engagement was not made merely for the purpose of procuring a portion of the Provincial Allowance herein before mentioned.

Liability of
Trustees

X. And be it further enacted, That if any Trustee or Trustees shall wilfully render to the Board of Commissioners, a fraudulent or incorrect Account under the provisions of this Act, for the purpose of obtaining Provincial Aid for the School, whereof he or they are Trustee or Trustees, such Trustee or Trustees shall be liable to a penalty of Twenty Pounds, to be recovered, paid and applied, by the Clerk of the said Board of Commissioners, in manner as herein before directed, respecting the penalty of Twenty Pounds herein before mentioned.

Apportionment
and application of
the sum appro-
priated towards
the support of
Schools

XI. And be it further enacted, That the said Sum of Money to be granted and paid to each and every County and District as aforesaid, shall be apportioned and applied by the said Board of Commissioners, as soon as the said Accounts of the said Trustee or Trustees have been rendered and received as aforesaid, in manner following: that is to say, the sum of Fifty Pounds, to be paid and applied by the said Board, to and among such of the Inhabitants of the said County and Districts, as may be unable to keep up a School, with fifteen Scholars therein, to enable such Inhabitants to employ a Teacher or Teachers for some portion of the year, and such Sum to be paid and applied in such proportions, and under such regulations and restrictions, as the said Board shall, from time to time, make and appoint; and the remainder of the said sum of Money, so to be granted and paid to and for such County or District as aforesaid, shall then be distributed and paid, by the said Board, to and among such Schools so to be entered on such list as aforesaid, as to the said Board shall seem fit objects for the Provincial aid, in such sums and proportions as to the said Board shall seem fit and proper. *Provided,* That no School, of Thirty Scholars or upwards, shall obtain or receive more than the sum of Twenty Pounds; and no School of Fifteen Scholars and under Thirty Scholars shall obtain or receive more than the sum of Fifteen Pounds. *And Provided always,* That there shall be taught in every such School, as shall receive any share or proportion of the said Money, at least so many Poor Scholars free of expense, either in whole or part, as by the said Board shall be directed. *And provided also,* That in any Populous Settlement, where it shall appear to the said Board that the Inhabitants are fully able to maintain and keep up a School, without any participation in the Provincial aid, no sum of money shall be paid to any such School, unless as an allowance for the Teaching of Poor Children, and not more than Twenty Shillings annually shall be allowed for such Poor Child taught in such School. *And provided further,* That such last mentioned School shall not receive a greater sum in the whole than Ten Pounds.

Conditions to be
performed by
School Districts

XII. Provided always, and be it further enacted, That no school wherein Thirty Scholars and upwards are taught, shall be entitled to or receive any portion of the money hereby allotted to the several Counties and Districts in this Province, unless

less it shall satisfactorily be made to appear to the Board of Commissioners for the County or District, wherein such School is kept, by the Trustee or Trustees, that the Teacher of such School did actually and *bona fide* receive at least the full sum of Forty Pounds per annum, exclusive of, and in addition to, his Boarding, Washing and Lodging; and no School, wherein less than Thirty and more than Fifteen Scholars are taught, shall be entitled to receive any portion of the said money, so allotted as aforesaid, unless it be satisfactorily made to appear to the Commissioners, that the Inhabitants interested in such School have actually raised for the use of such School, either by subscription or assessment, the sum of Twenty-Five Pounds per annum. *And provided lastly*, That no School herein before mentioned shall receive any Provincial aid, unless it shall also be made appear to the said Board of Commissioners that a School-House has actually been built or provided, as herein before directed and prescribed:

XIII. *And be it further enacted*, That the said Board of Commissioners for each County and District, shall appoint a Clerk to such Board, who shall receive and pay all Monies to be received and paid by virtue of this Act, and shall keep a true and correct account and record of the proceedings of the said Board, and of the number of Schools, and Scholars taught therein, and of the different sums so paid and received under and by virtue of this Act; which Clerk shall receive Two Shillings and Six Pence for each Licence to be granted to any Teacher or Teachers by the said Board, and also Five per cent. for all sums of Money to be by him received and paid under and by virtue of this Act, to be deducted from such payments so to be made by him as aforesaid.

Appointment of Clerk to Board of Commissioners—his allowance

XIV. *And be it further enacted*, That, at the end of each and every year, the said Board of Commissioners shall make and render to the Secretary of the Province, for the information of the Governor, Lieutenant-Governor or Commander in Chief for the time being, and of the General Assembly, a true and correct account and report of their proceedings, and of the Monies by them received and distributed as aforesaid: to be certified and signed by the Clerk of said Board; and it shall also be certified by the said Commissioners, or a quorum of them, that the same is to the best of their knowledge and belief correct, in every particular, and that they have distributed the Provincial Money impartially, without favour or affection to any Person.

Report to be rendered annually by Board of Commissioners

XV. *And be it further enacted*, That on complaint of the Trustee or Trustees of any School within their County or District, the said Board of Commissioners for any such County or District, if they shall see fit, shall have power and authority to remove and displace the Teacher or Teachers of such School, and annul any Contract or Agreement between such Teacher or Teachers, and the Trustee or Trustees, and withdraw any Licence which may have been granted to such Teacher or Teachers, so complained of, as aforesaid.

Removal of Teachers

XVI. *And be it further enacted*, That, in order to secure a uniformity of proceeding, as far as may be, under the provisions of this Act, the several Boards of Commissioners, Trustees and Teachers, to be respectively appointed by virtue hereof, shall be furnished with General Instructions from the Secretary of the Province, to be made and approved of by the Governor, Lieutenant-Governor, or Commander in Chief for the time being, if he shall think fit so to do, by and with the advice of His Majesty's Council, not being repugnant to the provisions of this Act, under which Instructions the said Commissioners, Trustees and Teachers, shall respectively act and be governed.

General Instructions to Commissioners, Trustees and Teachers

XVII. *And be it further enacted*, That there shall be paid the sum of One Hundred Pounds each, yearly and every year, to the Acadian, National, and Catholic Schools, in the Town of Halifax.

Annual allowance to Acadian, National and Catholic Schools

XVIII. *And be it further enacted*, That the Commissioners to be appointed under and by virtue of this Act, in each and every County or District, shall be responsible for the due and faithful application of the Money to be granted and paid to and for such County or District, by virtue of this Act, and shall take good and sufficient

Responsibility of Commissioners

sufficient security from the Clerk, to be by them appointed as aforesaid, that he shall well and truly pay and apply all sums of Money to be by him received, for the purpose herein before mentioned and contained.

Counties where there are more than one Board of Commissioners

XIX. *And be it further enacted,* That in such County or Counties, as are divided in two or more Districts, and wherein two or more Boards of Commissioners shall be appointed under this Act, (the County of Halifax excepted,) it shall and may be lawful for the Governor, Lieutenant Governor or Commander in Chief for the time being, to divide and apportion the sum of Money hereby granted to any such County, for the purposes of this Act, into such sums and proportions for each District in such County, according to its population, as to the Governor, Lieutenant-Governor or Commander in Chief for the time being, shall seem just and proper.

Act 7th Geo IV. repealed

XX. *And be it further enacted,* That the Act, made and passed in the seventh year of His present Majesty's Reign, entitled, An Act concerning Schools; and all Acts in amendment thereof, and every matter, clause and thing, therein contained, be, and the same are hereby repealed, except so far as the provisions therein contained may be requisite and necessary to carry into effect any contract or agreement heretofore made by virtue thereof.

Continuation of Act

XXI. *And be it further enacted,* That this Act shall continue and be in force for three years, and from thence to the end of the then next Session of the General Assembly.

CAP. III.

An Act for issuing Treasury Notes, and Cancelling those now in Circulation.

Appointment of Commissioners

BE it enacted by the Lieutenant-Governor, Council and Assembly, That it shall and may be lawful for the Lieutenant-Governor, or Commander in Chief for the time being, to appoint three fit and proper Persons as Commissioners to issue Treasury Notes, to an amount not exceeding Forty Thousand Pounds, in Notes of Twenty Shillings each; which said Notes shall be indented and impressed with the words "Nova Scotia," signed by the Treasurer of the Province, and countersigned by not less than two of the Commissioners, and in such form, figures and words, as the said Commissioners shall direct; all which Notes shall be dated on the first day of the Month, in which the same are issued, and, when so completed and signed, shall be delivered to the Treasurer, in such sums as the Governor, Lieutenant-Governor, or Commander in Chief for the time being, shall by Warrant direct, by the persons appointed to countersign the same, and the Treasurer shall be accountable for such Notes so delivered to him.

Oath to be taken by Commissioners

II. *And be it further enacted,* That the said Commissioners, so to be appointed as aforesaid, before they enter upon the duties imposed by this Act, shall respectively take and subscribe before any one of His Majesty's Justices of the Courts of Record in this Province, the following oath: I, A, B, do swear, that I will well and faithfully do and perform what I am directed and empowered to do as a Commissioner, to issue Treasury Notes, under an Act, entitled, An Act for issuing Treasury Notes and Cancelling those now in circulation; and that I will not knowingly sign any more or greater amount of Treasury Notes, than I am authorized to do under the said Act, so help me God: which affidavit shall be filed in the office of the Secretary of this Province.

Issue of Notes

III. *And be it further enacted,* That when and so often as Money shall become due and payable by virtue of any Act or Acts already passed, or that may be passed during the present Session of the General Assembly, and Warrants for the same are produced for payment to the Treasurer of the Province, he shall pay the amount of such Warrants, on demand, in the said Notes, to the person or persons entitled to receive the same; which Notes shall be again received at the Treasury,

and

and also taken by the Collectors of Impost and Excise, for the several Districts in this Province, at the specified value, equal to the like value in Gold and Silver, when and as often as the same are presented and offered in payment of Duties.

IV. *And be it further enacted,* That the Treasurer of the Province, together with the Persons appointed to countersign the said Notes, are hereby empowered to contract for, and superintend, the printing, and completing the Blanks, of such Notes, as are directed to be issued by virtue of this Act.

Printing, and completion, of Notes

And Whereas, it is expedient to reduce the Funded Debt of this Province,

V. *Be it therefore enacted,* That the Treasurer of the Province shall, in the first ten days of the Months of January, April, July, and October, in every year, report to the Governor, Lieutenant-Governor, or Commander in Chief for the time being, the amount of Gold and Silver in the Treasury; and thereupon, it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief as soon thereafter as may be by Warrant to be directed to the Treasurer, to order and direct such Gold and Silver, to such extent, as to the said Governor, Lieutenant-Governor, or Commander in Chief for the time being, shall appear prudent and expedient, to be paid and applied towards the satisfaction and discharge of so much of the Funded Debt of the Province, and upon such Loan Certificates, and in such order and manner, as the said Governor, Lieutenant-Governor or Commander in Chief for the time being, shall deem proper; and the holders of the Loan Certificates on which payments shall be made, shall also be paid, by the Treasurer, Interest for three Months, on the amount paid to them respectively, unless Three Months previous notice shall have been given to such holders.

Quarterly Report of the Gold and Silver in the Treasury

Discharge of Funded Debt of the Province

VI. *And be it further enacted,* That the Treasurer of the Province shall, from time to time, as the Notes now in circulation, or issued under this Act, come into the Treasury, deliver and pay over to the said Commissioners, for the amount of the new Notes to be from time to time delivered by them to him, under this Act, an equal sum or amount of such Notes now in circulation, or hereafter to be issued, as shall be defaced, or entitled to Interest; and the said Commissioners shall, and they are hereby directed to, cancel in the usual manner, Notes so delivered to them by the Treasurer.

Substitution of new Notes for old

Provided always, That there shall not at any time be in Circulation, a greater sum than Forty Thousand Pounds, under the operation of this or any former Act.

Amount of Notes in circulation limited

VII. *And be it further enacted,* That if any person or persons whosever, shall counterfeit any Treasury Note or Notes, issued by virtue of this Act, or of any former Act of the General Assembly, or alter any of the same, so that they shall appear to be of greater value than when originally issued, or shall knowingly pass and give in payment any of the said Notes so counterfeited or altered, every person convicted thereof shall be imprisoned for a term not exceeding seven years in the Bridewell, and there kept at hard labour, and shall pay all charges of the prosecution.

Counterfeiting Notes

VIII. *And be it further enacted,* That if any person or persons shall feloniously steal, take, or carry away, any Treasury Note or Notes heretofore issued under any former Act or Acts, or hereafter to be issued under this Act, such person or persons shall be deemed and taken to be guilty of the same offence, as if such person or persons had stolen, taken and carried away, so much Money as the value expressed on the face of the Treasury Note or Notes so stolen, taken or carried away, shall or may be.

Stealing Notes

IX. *And be it further enacted,* That the Provisions of this Act, shall be substituted for, and be in lieu of, the Act, made and passed in the second year of His present Majesty's Reign, entitled, An Act to authorize the Cancelling of Treasury Notes, and to issue others in lieu thereof: and of the Act, passed in the seventh year of His present Majesty's Reign, entitled, An Act to authorize the further issuing of Treasury Notes, and Cancelling those heretofore issued, and of all other Acts, previous thereto, touching the issuing and cancelling Treasury Notes, save and except the Acts authorizing the establishment of Loan Offices in King's County

Acts touching the issuing and cancelling Treasury Notes repealed— with exceptions

and Annapolis; and all further proceedings under the said first mentioned Acts shall henceforth cease and determine.

CAP. IV.

An Act for establishing the Lines and Boundaries of several Counties and Districts in this Province.

Preamble

WHEREAS, in pursuance of the Grants heretofore made for running out and marking the boundary Lines of Counties and Districts, several of the said boundary Lines have been already surveyed, ascertained, and marked with the proper metes and bounds, which it is requisite to confirm and establish:

Confirmation of Lines and Boundaries of Counties and Districts

I. *Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly,* That it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, with the advice of His Majesty's Council, by Letters Patent, or by any instrument under his hand, duly executed, to confirm the several Lines and Boundaries of the several Counties and Districts which are already surveyed, or which may hereafter be surveyed, pursuant to any grant of money for that purpose, or any direction of the General Assembly.

Lines and Boundaries confirmed, shall be judicially noticed

II. *And be it further enacted,* That the Limits, Lines and Boundaries, of any County or District so confirmed as aforesaid, shall, from and after such confirmation, be judicially noticed, known and taken, to be the Limits, Lines and Boundaries, of such Counties and Districts respectively.

CAP. V.

An Act to exclude ignorant and unskilful Persons from the practice of Physic and Surgery.

Regulations respecting Medical and Surgical Practitioners

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That, from and after the publication of this Act, it shall not be lawful for any Man, unless qualified as hereinafter provided, to demand or recover any fee or reward, directly or indirectly, for curing, or attempting to cure, any disease, or the performance of any Surgical operation whatever. And that any person who shall previously have obtained a Diploma, or other authentic and sufficient Testimonial from some College or other Public Institution, legally authorised to grant the same, and where the same shall be usually granted, shall be deemed and adjudged to be duly qualified as aforesaid; and that any other person who shall have been carefully examined by competent Judges, to be named and appointed by the Governor, Lieutenant-Governor, or Commander in Chief for the time being, and upon their report shall have received a License under the hand and seal of the Governor, Lieutenant-Governor, or Commander in Chief for the time being, for that purpose, shall also be deemed and adjudged duly qualified for the profession and practice of Physic or Surgery, or both, as may be specified and expressed in such License.

Military and Naval Surgeons, not included in the provisions of this Act

II. *And be it further enacted,* That nothing in this Act contained shall extend or be construed to extend to any Physician or Surgeon, appointed by Commission or Warrant to serve in any Garrison, or Military Corps, in His Majesty's Naval or Military Forces, being within the limits of this Province.

CAP. VI.

An Act concerning Religious Congregations and Societies.

Preamble

WHEREAS, for the promotion of Religion and Piety in this Province, and for remedying the inconveniences under which divers Congregations and Societies of Christians now labour, in regard to the tenure, management and disposition,

tion, of the Lands, Monies and Chattles, to them for religious purposes belonging; and in regard to the management of their affairs, respectively, it is expedient to confer upon them, the powers and privileges in this Act contained:

I. *Be it therefore enacted*, That, when and so often as any number of Persons in this Province, not less than Twenty, who are capable of legally contracting, shall intend to form themselves under the authority of this Act, into a Society or Congregation of Christians for Religious Public Worship, and the performance of their peculiar Rites and Ceremonies, and to avail themselves of the benefits of this Act, it shall and may be lawful for such Persons, by Deed or Writing, under their respective Hands and Seals, duly executed in the presence of two or more Witnesses, and to be entered in a proper Book for this purpose to be provided, to declare and constitute themselves, and each and every of them, members of a Congregation of Christians for Public Worship, and other religious purposes, and in such Deed or Writing to adopt a suitable name or designation for such Congregation, and to declare the place where the same is established, and the particular Sect, Denomination or Persuasion, of Christians, with whose Doctrines, Rites, Ceremonies, Belief and Religious Observances, such Congregation is connected, or which the Persons constituting the same principally observe or adopt—and further, to name and designate any two or more Persons, being Members of the said Congregation, to be the Trustees thereof, and to give to such Trustees a name of Office, and likewise, to describe and set forth in such Deed or Writing, by Metes and Bounds, the particular situation and description of all Lands and Tenements conveyed to the said Congregation, or any Person or Persons in Trust for the same, or there held and enjoyed by such Congregation, either for the Scite of their Church, Chapel or Place of meeting for Public Worship, or for Places of Interment, or for the House, Manse or Residence of the Pastor, Minister or Clergyman, of such Congregation, or for and as a Glebe, or for the support and maintenance of the said Congregation and the Ministers, Officers and Members thereof, or in aid or support of other lawful objects connected with such religious establishments; and moreover to declare and set forth in such Deed or Writing, so much and such parts of the Constitution of the said Congregation or Society, as the Parties to such Deed or Writing shall think proper; but particularly the mode by which future Members can or may be admitted into such Congregations, and by whom the right of voting at its meeting shall be enjoyed, and how the votes of the Members shall be ascertained and given, and the manner in which all vacancies in the Trust shall be from time to time supplied.

Religious societies—how constituted

Lands or Tenements of Religious Societies

II. *And be it further enacted*, That the Deed or Writing so to be executed, shall be registered on the oath of the subscribing Witnesses, in the office of the Registrar of Deeds, of the County or District where the Congregation is established, and in like manner as other Deeds, and the Registry thereof, shall be certified by the Registrar upon the said Deed or Writing.

Debts &c. to be registered

III. *And be it further enacted*, That after the Registry of such Deed or Writing, all the Lands and Tenements therein described, with their respective appurtenances, and all other Lands and Real Estate granted or conveyed to the said Congregation, or any persons in trust therefor, or for all or any of the aforesaid objects and purposes thereof, saving nevertheless, the Estate, right, and interest, whatsoever, therein, of any person not claiming as or under any Trustees of any such Congregation, and also all monies, goods, chattles, and effects whatsoever, and all securities for money, or other obligatory instruments; evidences, muniments, and all other effects whatsoever, and all rights, or claims, belonging to, or had by, such Congregation or its Trustees, shall be and become absolutely the property of such Congregation, and be and become vested in the Trustees named in such Deed or Writing for the time being, for the use and benefit of such Congregation; and after the death or removal of any Trustee or Trustees, shall vest in the succeeding Trustee or Trustees, for the same estate and interest as the former Trustee or Trustees had therein, and subject to the same Trust, without any assignment or conveyance

Property vested in Trustees

conveyance whatsoever, except the transfer of Stock or Securities in the Public Funds.—And also shall for all the purposes of Action or Suit, as well criminal as civil, at Law or in Equity, in anywise touching or concerning the same, be deemed and taken to be, and shall in every such proceeding when necessary be stated to be, the property of the persons appointed to the Office of Trustees of such Congregation for the time being, by their name of office, designated in such Deed or Writing as aforesaid.

Trustees may sue or be sued

IV. *And be it further enacted,* That such Trustees shall, and they are hereby respectively authorized, in their name of office, to bring or defend or cause to be brought or defended, any action, suit or prosecution, criminal as well as civil, in Law, or Equity, touching or concerning the Lands, Real or Personal Estate, Debts, Claims, Rights and Property, of the said Congregation; and such Trustees, by their said name of Office, shall and may in all cases concerning the respective Lands, Real or Personal Estate, Debts, Claims, Rights and Property, of such Congregation, sue and be sued, implead and be impleaded, as Trustees under their designation of office, and no such Suit, Action, or Prosecution, shall be discontinued or abate, by the death of such Trustees, or any of them, or by their respective removal from office; but the same shall and may be proceeded in by the succeeding Trustees respectively, an Law, usage, or custom, to the contrary notwithstanding; and the Trustees for the time being shall pay or receive the like monies, costs and expenses, as if the Action or Suit had been prosecuted in the names of those who shall be Trustees at the time of the award thereof, and for the benefit of, or to be reimbursed from, the funds of such Congregation.

Amount of Real and Personal Estate to be enjoyed by Religious Societies

V. *And be it further enacted,* That it shall and may be lawful for every Congregation established under this Act, to have hold, receive, take and enjoy, in the names of the Trustees thereof, Lands, Tenements and Real Estate whatsoever, to any amount not exceeding the yearly value of Two Thousand Pounds; and also all Monies, Securities for Money, Goods, Chattels and Effects, Legacies and Bequests, to any amount, not exceeding in the whole at any one time Ten Thousand Pounds, and such real and personal Estate to use, apply, sell, lease or dispose of, as to the said Congregation shall appear expedient.

Meetings of Religious Societies, and powers vested in them

VI. *And be it further enacted,* That it shall and may be lawful for the Members of every such Congregation to meet together at any time or times when they shall think proper, and at such meetings, by the votes of the majority of Members present, to make, establish, and put in execution, all such rules and regulations as to the majority of the members shall appear necessary for declaring and establishing the Constitution and Government of the Congregation, and such rules and regulations to change, alter and amend, as they shall think proper; and also to choose Trustees to supply any vacancy in the Trust, and to remove from office any of their Trustees for the time being; and generally to conduct, manage and superintend, the affairs and business of the Congregation. *Provided always,* That the time and place of meeting shall be duly notified as shall be prescribed by their rules in that behalf, and that some fit person shall be chosen Moderator or Chairman at every meeting; and that all the proceedings thereat shall be duly entered in the Books of the Congregation for that purpose to be provided; and the entries respectively shall be signed by the Person presiding and by the Clerk of the Meeting, and proof of such entry so signed, shall be deemed sufficient evidence of such proceedings and of the regularity of the Meetings respectively.

Persons admitted Members of Congregation to sign all Deeds.

VII. *And be it further enacted,* That every Person admitted a Member of the Congregation after the Registry of the Deed or Writing aforesaid, shall execute the same in the presence of two witnesses, before he shall be deemed a Member thereof.

Property heretofore held by Religious Societies

VIII. *And be it further enacted,* That all Lands, Tenements and Real Estate, which, at the formation of any Congregation under this Act, shall be held in trust for the same Society, Church or Congregation, by any Persons whomsoever, shall and may by such Trustees, or by the survivors of them, or by such Trustees as then remain

remain in this Province, be for the like Estate and Interest, whereof such Trustees are seized, granted, conveyed and transferred unto, and to the use of, the Trustees named in such Deed or Writing, by their names of Office, or to their Successors; and, upon such conveyance being made and registered, all the Estate, Right, Title and Interest, of the original Trustees or the Survivors of them and their Heirs, shall absolutely vest in, and become the Estate and Property of, the said Congregation, and as fully and effectually as if all the original Trustees had joined in the said Conveyance.

IX. *And be it further enacted,* That by the vote and direction of the majority of the subscribing Members of any Congregation present at any lawful Meeting, the Trustees for the time being shall, and they are hereby required and empowered to, grant, sell, mortgage, lease or convey, to such Purchaser or Purchasers, or other Persons, and for such price, sums, rents or terms, as by the Meeting shall be agreed on, any Lands or Real Estate of the Congregation which its Members shall think proper to sell, mortgage, lease or dispose of; and every such Deed, Mortgage, Lease or Conveyance thereof, executed by the Trustees for the time being in their names of Office, and signed by the Chairman or Moderator of the Meeting which shall order the sale, mortgage or other disposition, shall be sufficient and valid in Law, to convey to the Grantee, Mortgagee, Lessee or Purchasers, respectively, either in perpetuity or by way of mortgage or of lease for years, or otherwise as the case may be, all such Estate, Title and Interest therein, as the said Congregation, or the Trustees thereof had, held, or was entitled to, in, to, or out of, such Real Estate, with the appurtenances so granted, mortgaged, devised or disposed of, or as the said Congregation designed by such Deeds, Mortgage, Lease or Conveyance, to vest in the Grantee, Mortgagee or Lessee, named therein.

Disposal, &c. of
Real Estate

X. *And be it further enacted,* That under the order and direction of any meeting of the Congregation, the Trustees shall, and they are hereby empowered to, enter into contracts and agreements in Writing, with any Clergyman, Minister, or Pastor, whom the Congregation shall think proper to select for, and appoint, to the Spiritual Charge of the said Congregation, and for such periods and times, and at such Salary and Stipend, as shall be agreed on in these particulars.

Appointment of
Ministers

XI. *And be it further enacted,* That the Moderator and Trustees of any such Congregation, who shall have agreed with and settled any Minister, Pastor or Clergyman, shall without delay cause the execution of every such Contract or Agreement to be duly proved, by the oath of one of the subscribing Witnesses, and to be registered in the Registry of Deeds for the County or District where such Congregation is established, and thereupon such Person shall be deemed the Settled Minister of such Congregation for the time being.

Agreements with
Ministers to be
registered

XII. *And be it further enacted,* That the Trustees for the time being, by the vote and direction of the majority of the subscribing Members of any Congregation, and not otherwise, shall, and they are hereby authorized, in all cases where the Funds of the Congregation in their hands or at their disposal shall be inadequate to the discharge of the claims paid or payable by the said Trustees, to sue for and recover a rateable share and proportion from such subscribing Members, to be fixed according to the rules of the Congregation in this behalf established, of such amount or deficiency; and also of all or any other the legal claims of the Trustees against the Congregation, by the distinct and separate suit for their respective rateable proportion or contribution of the whole amount claimed, to be prosecuted against the several and respective surviving and solvent subscribing Members of the said Congregation, or the Representatives of deceased Members, competent and liable to such payment; and every such suit, against such Individual Member or Representatives of a Member, shall and may be prosecuted before such Justice of the Peace or Court, as, under the Laws from time to time in force, shall have jurisdiction over Suits for the recovery of simple Contract Debts of the like sum and amount as the Defendant shall be liable to pay and contribute to such Trustees.

Congregations
may be assessed
for support of
Ministers

Act has no refer-
ence to Church
of England

XIII. *And be it further enacted*, That nothing in this Act contained, shall extend, or be construed to extend, to change, diminish, impair, or affect the Parishes, Rights, Privileges and Immunities, of the Clergymen, Ministers, Officers and Parishoners, of the Church of England, as by law established, in this Province.

CAP. VII.

An Act for encouraging the Fisheries of this Province.

50001. Appropri-
ated to the encour-
agement the Fish-
eries in Bounties
and Premiums

BE it enacted by the Lieutenant-Governor, Council and Assembly, That, from and after the passing of this Act, and until the first day of March, which will be in the year One thousand eight hundred and thirty-one, there shall be granted and paid, out of the Treasury of this Province, by way of Bounties for the encouragement of the Fisheries of the Province, the Annual sum of Five Thousand Pounds Currency, in the following sums and proportions, that is to say:—There shall be granted and paid, to the extent, yearly, of Two Thousand Pounds, a Bounty of one shilling for and upon each and every Quintal, or one hundred and twelve pounds weight, of Dry Cod Fish, of a Merchantable Quality, suitable for the European or foreign South American Markets, which, between the days aforesaid, shall be caught and cured by any of His Majesty's Subjects, resident within this Province. There shall be placed at the disposal of the Lieutenant-Governor, Annually, the sum of Five hundred Pounds, to be, by him, equally and rateably divided and distributed, to and among the several and respective Harbours and Fishing Stations, in this Province, in such sums as will suffice for offering and paying to such Fishermen respectively, at the several Harbours, or Fishing Stations aforesaid, as will become competitors therefor, Three or more Premiums in money, for the greatest quantity of Dried Cod Fish of a Merchantable Quality, caught, and cured, and brought to Market, by such Fishermen respectively, in any one Season, within such periods, and under such regulations for competition, as the Lieutenant-Governor, for preventing Frauds, and rendering these Premiums an effectual encouragement for increasing the supply of Merchantable Fish, and improving its quality, shall think fit to establish. There shall also, to the extent of Two Thousand Five Hundred Pounds annually, be paid and allowed to the Owner or Owners, Charterer or Hirer, of every Registered Vessel, owned in this Province, and fitted out from any Port or Ports within the same, for the purpose of fishing for, and Curing, Cod Fish, Hake, Haddock, Pollock, or Mackerel, on any of the Coasts of this Province, or on the Banks lying off the Coasts thereof, or of Newfoundland, or in the Gulf of St. Lawrence, or on the Coasts or Shores of Labrador, or any or either of the aforesaid places of Fishing, a Bounty of Five Shillings for each and every Ton of the registered burthen of such Vessel: *Provided*, such Vessel, being sufficiently provisioned and equipped for the prosecution of such Fishery, shall pursue the same in the open Sea, on any or either of the Banks, Coasts, or Shores aforesaid, for the space of three months, between the first day of March, and the first day of November, in any year during the continuance of the Bounty hereby granted, or shall pursue the said Fishery, as aforesaid, until the Fare or Lading of such Vessel be made and completed, or if engaged in the Cod Fishery, until a sufficient quantity of Fish be taken and cured by the Crew thereof, to make up the extent of Five Quintals of Dry Fish, for every Ton of the burthen of such Vessel.

Additional Boun-
ty per ton to ves-
sels employed in
the Fishery at La-
brador, &c.

II. *And be it further enacted*, That an additional Bounty of Three Shillings and Four Pence, shall be paid and allowed for and upon every Ton of the registered burthen of such Vessels as shall prosecute the Cod Fishing on the Coasts and Banks of Newfoundland, and in the Straits and Shores of Belleisle and Labrador, under this Act.

Additional Boun-
ty on Merchantable
Fish

III. *And be it further enacted*, That there also shall be paid and allowed, for every Ton of every such Vessel so fitted out for the Cod Fishing, and pursuing the same, on any of the Places, Banks, or Shores aforesaid, the further sum of Five Shillings,

Shillings, provided the quantity of Two Quintals of good and well-cured Cod Fish, of a Merchantable Quality, fit for the European or South American Market, be, by such Vessel, brought back to, and landed in, this Province, for every Ton of the registered burthen of such Vessel. *Provided always, and be it further enacted,* That the whole Fare, Catch or Lading, of the Vessel claiming any Bounty under this Act, shall be brought back into, and be landed in, this Province, at the termination of such Fishing Voyage.

IV. *And be it further enacted,* That the respective Bounties hereby granted, shall be allowed and paid upon such Conditions, and under such Terms, Rules and Regulations, as the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice of His Majesty's Council, shall make, ordain, and publish, in respect thereto; and therein due and effectual provision shall be made, for securing to the Fishermen respectively, the payment of the Bounties aforesaid, and for obtaining due proof of the same being truly received by them respectively.

Terms, rules and regulations respecting Bounties

V. *And be it further enacted,* That it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, to nominate and Commission for each Port and Place in the Province, where he shall deem such appointment to be necessary, two or more proper persons, to be Commissioners for enquiring into, ascertaining, and settling all Claims to be made for such Bounty, and to allow the same, and to grant Certificates therefor to the parties entitled thereto.

Appointment of Commissioners

VI. *And be it further enacted,* That every such Commissioner, before entering upon the duties of his Office, shall be sworn to the true and faithful performance of the several duties thereof, before a Judge of some Court of Record, and, when so sworn, shall have power and authority to administer all oaths, which, by the Regulations to be established by the Governor and Council in this behalf, shall be appointed to be taken, in support of the Claim for any such Bounty, or in the investigation thereof.

Commissioners to be sworn

VII. *And be it further enacted,* That whenever the Bounties hereby granted, shall be allowed by any Commissioners, they shall grant to the Party entitled thereto a Certificate thereof, and shall forthwith transmit a Duplicate thereof, with the Proofs and Vouchers on which it was allowed, to Halifax, to such person, and in such manner, as by the aforesaid Regulations shall be prescribed.

Certificates granted to Claimants of Bounties

VIII. *And be it further enacted,* That all Certificates of Bounty returned as aforesaid, on or before the first day of December, in every year, shall become payable, and may be paid, out of the Treasury of the Province on or after the first day of March, then next; and all the said Certificates returned as aforesaid, on or before the first day of March, in each year, shall become payable, and may be paid out of the Treasury, on or after the first day of June, then next.

Payment of Certificates

IX. *And be it further enacted,* That the Treasurer shall deduct from the bounty specified, in each certificate, an allowance of Five per Cent. on the amount thereof, which allowance shall be paid to the Commissioners subscribing the Certificate therefor.

Compensation to Commissioners

X. *Provided always, and be it further enacted,* That the sum to be expended in Bounties by virtue of this Act, shall not, in any one year, during the continuance of the said Bounties, exceed the sum of Five Thousand Pounds; *And provided also,* That if, after the payment of the Certificates returned, on or before the First day of December, in every year, there shall not remain in the Treasury, of the respective yearly sums aforesaid, appropriated to the respective Bounties aforesaid, sufficient to pay the Certificates returned after that day, at the rate of the respective Bounties, hereby granted, then, and in such case, the said Treasurer of the Province shall divide the remaining sums appropriated as aforesaid, for Bounties for that year, to and among the several parties to whom such last mentioned Certificates were granted, and in rateable proportions, according to the amount therein specified.

Limitation of sum appropriated to Bounties

Bounties confined to Vessels belonging to, and receiving their Supplies in, this Province

XI. *And be it further enacted,* That no Bounty shall be granted under this Act, unless it shall be satisfactorily proved, that the Persons taking and curing the said Fish were Inhabitants of this Province, and that the whole Outfit or Supplies for the Vessel in which is the voyage whereon the said Fish were caught and cured, was obtained and procured in this Province.

And whereas, Fish pickled in Hogsheads, Butts, and Casks, and afterwards dried and cured, as and for Merchantable Fish, are not of that quality and description, although they may so appear to the Culler, and in this respect Frauds may be practised, for preventing thereof.

Frauds

XII. *Be it therefore enacted,* That before any Bounty is paid for Merchantable Fish, under the provisions of this Act, the person or persons claiming the same, shall make oath, in writing, before one of His Majesty's Justices of the Peace, that no part of such Fish has been pickled in Hogsheads, Butts, Casks, Kidds, or Boxes.

Liability of Cullers or Inspectors

XIII. *And be it further enacted,* That if any Culler or Inspector of Fish, or any Vender or Purchaser thereof, shall Combine or Collude with each other or with any person or persons, for the purpose of obtaining any Bounty upon any Fish, not entitled thereto, under the provisions of this Act, each and every such person shall be liable to a penalty of not less than Five Pounds, nor more than One Hundred Pounds, for each and every offence; to be recovered before any Court of Record, by any person who will sue for the same; one half thereof to go to such person, and the other half to be paid and applied for the use of the Poor of the Town or place where such offence was committed.

CAP. VIII.

An ACT for establishing a Public Market in the Town of Pictou.

Public Market House to be established in the Town of Pictou

BE it enacted by the Lieutenant-Governor, Council and Assembly, That it shall and may be lawful for the Justices of the Peace resident in the District of Pictou, in the County of Halifax, at their next General Sessions of the Peace, to be held after the publication hereof, for the said District, to procure and fit up a proper place in the Town of Pictou, as a Market House, wherein a Public Market shall be held for the sale of all kinds of Butchers Meat, Poultry alive or dead, Fish, Roots, Greens, Fruits and other Vegetables, on such days of the week, and during such hours, as the said Justices in their several Sessions shall from time to time appoint; and it shall and may be lawful for the said Justices to appoint the first Market Day, for the opening and establishing of the said Market, from which day, ever after, such Market shall be deemed and taken to be a Public Market.

Appointment of Keeper

II. *And be it further enacted,* That it shall and may be lawful for the said Justices in their General Sessions, from time to time, and at all times, hereafter, to nominate and appoint a Keeper of the said Market House, who shall be sworn to the faithful discharge of his Office, and shall have the same power and authority as a Constable, in all matters relating to keeping peace and order in the said Market. And the said Justices may from time to time, at their pleasure, remove the said Keeper, and appoint another in his room, and shall regulate, and fix the rate or rates of the Stalls or Standings, in the said Market; and shall have full power and authority to make and publish such Bye-Laws, from time to time, as may be necessary for the better regulating, governing and ordering, said Market, when established; *Provided,* the same be not repugnant to the Laws of Great Britain, and this Province. And it shall be lawful for the said Justices to enforce such Bye-Laws, by imposing a Fine, not exceeding the sum of Ten Shillings, for each and every offence. And upon due conviction of any offender, against such Bye-Laws, before any one of His Majesty's Justices of the Peace for the County aforesaid, it shall be lawful for such Justice to cause such Fine to be levied by Warrant of Distress, and sale of the Offender's Goods and Chattles.

Rates of stalls or standings

Bye Laws

Penalties

III.

III. *And be it further enacted*, That it shall and may be lawful for the Grand Jury of the said District, to raise by presentment, in the usual form, so much money as may be necessary to build, repair and erect, the said Market House; and the Rent of the Stalls and Standings in said Market, together with all Fines and Forfeitures arising in pursuance of this Act, shall be applied to the keeping the said Market House in repair, and to no other use.

Expense of Market to be defrayed by Assessment

Application of Rents, Fines, &c.

CAP. IX.

An Act in amendment of the Act to enable the Trustees of the Common of Lunenburg to lease the same for the improvement thereof.

WHEREAS, it is expedient to extend the term for which the Trustees mentioned in the Act, passed in the seventh year of His present Majesty's Reign, entitled, An Act to enable the Trustees of the Common of Lunenburg, to Lease the same for the improvement thereof, are enabled by the said Act to make Leases of the said Common, or of any part or parts thereof:

Preamble

Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly, That, instead of the term of Ten Years, mentioned and expressed in the said Act, it shall and may be lawful for the said Trustees to make Leases of such parts of the said Common as they may think proper, for any term or terms, not exceeding ninety-nine years, any limitation in the said Act contained to the contrary notwithstanding. *Provided always*, That the said Leases shall be made in all other respects conformable to the provisions contained in the said Act, of which this is an amendment. And that nothing herein contained, shall extend or be construed to extend, to alter any other of the regulations respecting the said Leases, in the said Act contained, but such regulations and provisions shall be of the same force and effect with respect to Leases made, or to be made, under this Act, as if the said Leases had been made under and by virtue of the said Act whereof this is an amendment.

Leases of parts of Common at Lunenburg, may be extended to ninety-nine years

CAP. X.

An Act to continue an Act for the Summary Trial of Actions, and the Act in amendment thereof.

BE it enacted by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the third year of His present Majesty's Reign, entitled, An Act for the Summary Trial of Actions; and also the Act in amendment thereof, passed in the Sixth Year of His Majesty's Reign, and every matter, clause, and thing, in the said Acts contained, shall be continued, and the same are hereby continued, for one year, and from thence to the end of the then next Session of the General Assembly.

Acts 5d & 6th Geo IV. continued

CAP. XI.

An Act to provide for the Regulation and Management of the Grammar School, or Academy, at Annapolis.

WHEREAS, a Building has been erected at Annapolis, to be used as a Grammar School, or Academy,

Preamble

I. *Be it enacted*, That it may and shall be lawful for the Governor, Lieutenant-Governor or Commander in Chief for the time being, to nominate and appoint three fit and proper Persons to be Trustees of the same, during pleasure, who shall have

Appointment of Trustees

E

power

power to take charge of the Property appertaining to the same, appoint a Master or Masters of the same, and make Rules and Bye Laws for the regulation of the same: *Provided always*, That no Rule or Bye Law, nor alteration of them, shall have effect, until it has received the approbation of the Governor, Lieutenant-Governor, or Commander in Chief for the time being, under his hand in writing.

Rules and Bye
Laws to be sub-
mitted to the
Lieutenant-Governor

II. *And be it further enacted*, That all such Rules, Bye Laws, or alteration of them, shall be transmitted to the Governor, Lieutenant-Governor, or Commander in Chief for the time being, for his approbation of the same, within one month from the time of their being made.

Vacancies among
the Trustees

III. *And be it further enacted*, That it shall be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, to replace all vacancies among such Trustees, and to give instructions for their guidance.

Visitor

IV. *And be it further enacted*, That the Governor, Lieutenant-Governor, or Commander in Chief for the time being, shall be the Visitor of the said School or Academy, with all the powers exercised by Visitors of similar Institutions in Great-Britain.

Continuation of
Act

V. *And be it further enacted*, That this Act shall continue and be in force for the term of five years, and from thence to the end of the then next Session of the General Assembly, and no longer.

CAP. XII.

An Act to alter and continue the Acts now in force, relating to Trespasses.

Acts 33, 4th and
5th. Geor. IV.
continued

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That an Act, made and passed in the third year of His present Majesty's Reign, entitled, An Act for consolidating, and reducing into one Act, all the Acts heretofore made, relating to Trespasses. And also an Act, made and passed in the Fourth and Fifth Years of His present Majesty's Reign, to alter, amend, and continue the said first mentioned Act: and every matter, clause and thing, in the said Acts contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

And whereas, the Notice required by the second Clause or Section of the said first mentioned Act, passed in the Third Year of His present Majesty's Reign, has been found too long, and tends to produce injury to the Proprietors of Fields, mentioned in such Clause:

Notice to be given by Fence Viewers

II. *Be it therefore enacted*, That it shall and may be lawful to and for any Fence Viewer or Fence Viewers, to proceed as in and by the said Clause or Section of the said Act is required and directed, upon Three Days Notice being given, instead of Ten Days Notice, as mentioned in the said Second Clause or Section of the said Act.

CAP. XIII.

An Act to provide for the payment of certain Expenses attending Criminal Prosecutions.

Appointment of
Counsel to con-
duct Criminal
Prosecutions.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That whenever, in the absence of His Majesty's Attorney General and Solicitor General, from the Supreme Court, or any Court of Oyer and Terminer, it shall appear to the Judge or Judges of the said Court expedient and necessary to appoint any one Counsel, learned in the Law, to conduct and manage for and on behalf of His Majesty, the proceedings and trial, of any Criminal Prosecutions, depending before the said Court, it shall and may be lawful for the said Court to direct any

King's

King's Counsel present therein, or, in his absence, to appoint from among the Barristers attending thereat, some one competent person to conduct and manage such proceedings, and to tax and allow to him for his services such reasonable fees as he would have been entitled to for the like services, as the Attorney of any Party in a Civil Action, together with such reasonable Counsel fees, not exceeding for any one Prosecution the sum of Five Pounds, as the said Court shall deem adequate to the services performed on such prosecution. *Provided always*, That the Costs to be taxed under this Act, shall in no one case exceed the sum of Seven Pounds and Ten Shillings for all writings and papers, and for Counsel fees therein.

II. *And be it further enacted*, That on the allowance and taxation of the said expenses of prosecution, the said Court shall not allow for any but necessary services and expenses, and twenty-four hours previous notice of the time of taxation, shall be given to the Clerk of the Crown or his Deputy.

III. *And be it further enacted*, That upon the production of the Certificate under the Seal of the said Court, of the amount so taxed and allowed to any such Counsel for his services in any such prosecution, it shall be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, to grant his Warrant therefor upon the Treasurer of the Province, who shall, and he is hereby required to, pay and satisfy the amount thereof to the person named in the Certificate or his order.

IV. *And be it further enacted*, That in all cases where the party prosecuted, shall be convicted, and be found by the Court of ability to pay the expenses of prosecution to be taxed under this Act, the said Court shall, and is hereby required, to adjudge such Defendant to pay the expenses of prosecution, and shall issue Execution accordingly, and the amount levied shall be paid to the Treasurer of the Province.

Costs to be taxed

Notice of time of taxation

Counsel's Fees to be certified

Ability of Party prosecuted to pay Expenses

CAP. XIV.

An Act to continue, alter and amend, the Act to regulate the Expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges.

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, made in the Fourth and Fifth Years of His present Majesty's Reign, entitled, An Act to regulate the Expenditure of Monies, hereafter to be appropriated for the service of Roads and Bridges, and every matter, clause and thing, therein contained, except such parts thereof as are hereby altered and amended, be continued, and the same are hereby continued for three years, and from thence to the end of the next Session of the General Assembly.

Act 4th and 5th: Geo IV. continued —with exceptions

II. *And be it further enacted*, That each and every person appointed a Commissioner, upon any of the Great Post Roads of this Province, shall remain in office for, and during, the continuance of this Act, unless sooner removed by the Governor, Lieutenant-Governor, or Commander in Chief for the time being, upon the representation of the House of Assembly, or otherwise.

Commissioners of Great Roads—continuance in office

III. *And be it further enacted*, That the Commission for each Person so appointed a Commissioner, upon the said Great Post Roads of this Province, shall define the extent and limits of the Division of such Road placed under the charge of such Commissioner, who shall have the expenditure of all grants of Money, from time

Limits of Commissioners to be defined in their Commissions

time to time, for the repair of such Roads within such limits; and shall have, at all times of the year, the superintendance of the division of Road for which he shall be so appointed.

Commissioners to be governed by the Instructions of His Excellency the Governor

IV. *And be it further enacted,* That each of the said Commissioners upon such Roads, shall from time to time be governed by the Instructions of the Governor, Lieutenant-Governor or Commander in Chief for the time being, in the expenditure of the Monies granted for such Roads, and in cases where no such Directions or Instructions shall be given, they shall in all things conform their proceedings to the directions contained in the Act hereby continued. Each Commissioner shall report half-yearly to the Governor, Lieutenant-Governor, or Commander in Chief, the state and condition of the Roads and Bridges in his Division, for his information, and for the consideration of the Legislature. *And Provided always,* That it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, to appoint a special Commissioner as heretofore, for the expenditure of any separate Grant or Grants of Money, for the repair of any part of such Great Post Roads, or the Bridges on such Roads.

Commissions superseded by publication of Road Votes, and Names of Commissioners, in Gazette

V. *And be it further enacted,* That instead of the Commissions heretofore issued for the expenditure of Monies upon other Roads in each County and District, that it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, to publish the names of the several Commissioners to be appointed by the authority of the Act hereby continued, in the Royal Gazette, together with the several sums of money each Commissioner is appointed to expend, and the several lines of Road upon which the same are to be expended. Which publication shall be the appointment of such Commissioners respectively, and such Commissioner, upon giving security as required by the Third Section of the Act hereby continued, shall and may proceed in the execution of his Office, as such Commissioner, without any other or further appointment, any thing in the said Act to the contrary notwithstanding.

Time limited for performance of Road Labour

VI. *Provided always, and be it further enacted,* That the labour to be performed on all Roads within this Province, either under the superintendance of the Surveyor of Highways, or the Commissioners of Roads, under this Act, or the Acts, or any of them, herein mentioned; as also, all sums of Money appropriated or hereafter to be appropriated for Roads and Bridges, except in cases where new Roads are to be opened or Bridges repaired or built, shall be done, performed, expended and applied, on all Roads within this Province, between the twentieth day of May and the twentieth day of September, in each year, unless the Governor, Lieutenant-Governor, or Commander in Chief, shall otherwise specially order and direct, with respect to any of the Great Post Roads of the Province.

And whereas, The regulation contained in the twelfth Section of the Act hereby continued, has in some cases been found prejudicial to the Public Service:

Sum to be expended by Commissioners extended

VII. *Be it therefore enacted,* That it shall and may be lawful for the Governor, Lieutenant Governor, or Commander in Chief for the time being, by and with the advice of His Majesty's Council, in case it may be found necessary, to authorize any Commissioner of Roads hereafter to be appointed, to superintend the expenditure of a larger sum of money than Five Hundred Pounds, any thing in the said Act contained, to the contrary notwithstanding.

Continuation of Act.

VIII. *And be it further enacted,* That this Act shall continue and be in force for three years, from and after the passing thereof, and from thence to the end of the then next Session of the General Assembly.

CAP. XV.

An Act to regulate the introduction of Passengers, in Vessels arriving in this Province.

WHEREAS, since the restrictions lately in force in the United Kingdom, with respect to Passengers in Vessels were removed, divers Persons, have entered into the business of transporting Passengers to the Colonies, and recently brought into this Province, many poor and diseased Persons, who, by reason of insufficient food, or improper attendance, and for want of accommodation on the passage, have been on their arrival found affected with violent fevers and contagious disorders, whereby a very great and extraordinary mortality has been occasioned among the residents of this Province, and also great charges and expenses have thereby been incurred in respect to such Passengers:

I. Be it enacted by the Lieutenant-Governor, Council and Assembly, That on the arrival of any Ship or Vessel, in any port or place within this Province, containing Passengers, it shall and may be lawful for the two nearest Justices of the Peace, if they shall think it necessary, to station one or more Constables, or other Persons, on board or near to such Ship or Vessel, to prevent the clandestine landing of Passengers; and that a reasonable allowance, to be fixed by the said Justices, shall be paid by the Master of such Ship or Vessel, to the person or persons so stationed, for their services in attending, until permission is obtained to land the Passengers, or, if they do not intend to land, until the Vessel shall sail.

II. And be it further enacted, That the Master, or other Person having charge of any Ship or Vessel, so arriving in this Province, with Passengers on board, shall enter into a Bond or Bonds, to His Majesty, His Heirs and Successors, in the form prescribed in the Schedule hereto annexed, and marked A, with sufficient Sureties, before the Collector of Impost and Excise, resident at the Port or Place, where said Ship or Vessel shall come, or nearest thereto, in a penalty not under the rate of ten pounds for each Passenger, who is to be there landed.

III. And be it further enacted, That until such Bond or Bonds shall have been duly executed, and the security approved of by the said Collector, and a permission granted under his hand, according to the Form in the said Schedule marked B, it shall not be lawful for the Master, or other Person having charge of such Ship or Vessel, to suffer any Passenger or Passengers to land from the same.

IV. And be it further enacted, That in case any of the Passengers, landed under the security hereby prescribed, shall become chargeable to any Township or Townships in this Province, by reason of disease, bodily infirmity, age, childhood, or poverty, within one year after he, she or they, shall so land, the said security shall and may be sued by His Majesty's Attorney or Solicitor General, or by the said Collector, before whom the same was taken, in any Court of Record within the Province, and Judgment shall be given therein for a sum equal to ten pounds for every Passenger, who shall so have become chargeable, together with costs of suit.

V. And be it further enacted, That it shall and may be lawful for the Collector of Excise, resident at, or nearest to, the place of arrival of any such Ship or Vessel containing Passengers, in case any attempt shall be made to land any of them, before permission obtained as aforesaid, to petition the Judge or Surrogate of the Court of Vice-Admiralty, who is hereby authorized and directed to issue summary process thereupon, to arrest the Master, and to detain the said Ship or Vessel, until security is given according to the terms of this Act; the forms of such process to be settled by the said Court of Vice Admiralty, and that all costs and expenses of such proceedings and detention shall fall on the said Master, and on the said Ship or Vessel.

VI. And be it further enacted, That any Master, or other Person in command or charge of any Ship or Vessel, who shall land, or shall knowingly suffer to land, any

Preamble

Measures to be taken to prevent the clandestine landing of Passengers

Bonds to be given by Masters of Vessels bringing Passengers

Passengers not to be landed until Bond is given

Passengers becoming chargeable in less than one year after landing

Improper landing of Passengers

Liability of Master

any Passenger or Passengers, contrary to this Act, shall be liable to imprisonment, for a term not exceeding Six Months, and shall also forfeit and pay the sum of One Hundred Pounds, for every such Passenger so landed, to be recovered by bill, plaint, or information, in any Court of Record in this Province.

Application of Fines

VII. *And be it further enacted,* That all fines and monies recovered under this Act, shall be paid to the use of the Poor of the Township or Townships, in which the said Passengers have landed, or to which they have become chargeable. *Provided always,* That this Act shall not extend to any of His Majesty's Ships or Vessels of War, or other Vessels employed in the Transport or Packet Service, in the Service of the Honourable the East-India Company, or in the service of the Government of this Province.

Operation of Act may be suspended

VIII. *And be it further enacted,* That it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice of His Majesty's Council, from time to time, to suspend the operation of this Act by Proclamation for such period as they shall deem necessary, or to limit its operation to Vessels arriving from particular Places or Countries, or under particular circumstances, or to Vessels bringing a certain number of Passengers, by similar Proclamation; from time to time, for such periods as shall appear necessary.

Continuation of Act

IX. *And be it further enacted,* That this Act shall continue, and be in force, for the period of two years, from the passing thereof, and from thence to the end of the then next Session of the General Assembly.

Schedule A.

Schedule A.

Know All Men by these Presents that we Master or Com-
 mander of the Ship or Vessel called the as principal and
 of as Sureties, are jointly and severally
 held and firmly bound, to our Sovereign Lord George the Fourth, of the United
 Kingdom of Great-Britain and Ireland, King, &c. His Heirs and Successors, in
 the penal sum of Pounds, lawful Money of Nova-Scotia,
 to be paid to our said Sovereign Lord the King, His Heirs and Successors, to
 which payment, well and truly to be made, we and each of us bind ourselves, and
 each of us, and each and every of our Heirs, Executors and Administrators, firmly
 by these Presents, Sealed with our Seals, and dated at this
 day of in the Year of our Lord One Thousand Eight
 Hundred and Hundred and

The Condition of the foregoing Obligation is such, that if the following Persons,
 or any of them, viz: (names of passengers) who are passengers about
 to land from the said Ship or Vessel called the shall not in any way
 become chargeable to any Township or Townships in this Province, by reason of
 disease, bodily infirmity, age, childhood, or indigence, within One Year from the
 date hereof, then these presents shall be null and void, otherwise to be and remain
 in full force and virtue, L. S.
 Signed, Sealed and delivered L. S.
 in presence of us L. S.

Schedule B.

Nova-Scotia, }
 County of } ss.
 Port of }

Schedule B.

Permission is hereby granted to land the Passengers, named in the margin here-
 of, being in number, from on board the lying at
 security having been given, according to the Act of this Province,
 Dated at this day of day of

182

Collector.
 CAP.

CAP. XVI.

An Act relating to Coroners and their Fees.

WHEREAS the present compensation allowed by Law to Coroners, for holding Inquests, has been found inadequate:

I. *Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly,* That, from and after the publication hereof, every Coroner within this Province, shall return each and every Inquisition by him taken, on view of any deceased Person, before the next sitting of the Supreme Court, in the County or District, wherein such Coroners shall have Jurisdiction, to the Clerk of the Crown, or his Deputy, for such County or District, who shall thereupon file the same, and, without fee or reward, give to such Coroner a Certificate of such Inquisitions having been so returned and filed with him, and therein state the day and year when such Inquisition was taken, and when returned and filed as aforesaid; and upon such Certificate of the Clerk of the Crown, or any one of his Deputies, being filed with the Secretary of the Province, it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by Warrant under his Hand and Seal, to direct that there be paid to any such Coroner, for each and every such Inquisition so taken, returned and filed, as aforesaid, the sum of Fifty Shillings, from and out of the Treasury of the Province.

II. *And be it further enacted,* That the said sum of Fifty Shillings, shall be in full of all demands against the Province, for and on account of such Inquest, to be made by any Coroner under this or any former Act or Acts whatsoever, and the said Coroner shall apply Twelve Shillings thereof to pay the Jury's Fees, and Two Shillings and Six Pence to pay the Constable's Fees, and if there be any further necessary or extraordinary charge attending such Inquest, or the burial of the body of the deceased person or persons, such charge shall be defrayed by the County or District wherein such Inquest was taken; *Provided,* That an account of items be rendered by the Coroner taking such Inquest to the Court of General Sessions of the Peace, and approved of by the Grand Jury in the usual manner.

III. *And be it further enacted,* That hereafter, when any Coroner, in any County, District, Town or Place, within this Province, shall be called upon and required to hold any Inquisition, on any person deceased, when by Law such Inquisition shall be necessary, such Coroner shall forthwith, either personally summon and require a Jury of the Inhabitants of the County, Town, or Place, where such Inquisition is held, to attend him, on such Inquisition, or shall make out, and deliver to some Constable or Constables of the County, Town or Place, wherein such Coroner has Jurisdiction, a Warrant or Precept, commanding such Constable or Constables to summon a Jury to attend such Inquisition, at a certain time and place therein to be appointed, and such Jurors shall attend accordingly.

And whereas, doubts have arisen, whether any Inquest can be legally held on Sunday; and it is expedient that Coroners should have authority so to do, if it be necessary:

IV. *Be it therefore enacted,* That it shall and may be lawful for any Coroner, to proceed to hold, and take any Inquisition, on view of any deceased Person, on Sunday, where he shall deem it proper and requisite, any Law, usage, or custom, to the contrary notwithstanding.

Returns of Inquests

Allowance to Coroners

Allowance to Jurors

Allowance to Constables

Expense of burial, &c.

Summoning a Jury

Inquest may be held on Sunday

CAP. XVII.

An Act to continue and amend the several Acts of the General Assembly, for raising a Revenue to repair the Roads throughout the Province, by laying a Duty on Persons hereafter to be Licensed to keep Public Houses and Shops for the Retail of Spirituous Liquors.

Acts 39th, 41st,
46th & 55th, Geo.
III. continued

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the Thirty-ninth year of His late Majesty's Reign, entitled, An Act for raising a Revenue to repair the Roads throughout the Province, by laying a Duty on Persons hereafter to be Licensed to keep Public Houses and Shops, for the Retail of Spirituous Liquors, and for regulating such Public Houses and Shops; also, the several Acts passed in the Forty-first, Forty-sixth and Fifty-fifth years of His late Majesty's Reign, for revising, altering, continuing and amending, and adding to the said Act, and every matter, clause and thing, in the said Acts contained, be continued, and the same are hereby continued in force, until the Thirty-first day of March, which will be in the year of our Lord One Thousand Eight Hundred and Twenty-nine, and no longer.

And whereas, by Law no Person having a Shop-Licence, except in the Town of Halifax, can sell or retail any Wine, Ale, Beer, Cyder or Perry, Rum or other Distilled Spirituous Liquor, in a quantity less than one quart to be delivered at one and the same time, and whereas this has been productive of frauds, and it is expedient to extend the same regulations now in force in Halifax to other parts of the Province:

Licence extended

II. Be it therefore enacted, That hereafter it shall and may be lawful for any Person or Persons, having a Shop-Licence, to sell and retail Wine, Ale, Beer, Cyder or Perry, Rum or other Distilled Spirituous Liquors, in any quantity whatsoever.

Amount to be
paid for Licence

III. And be it further enacted, That there shall be paid for such Shop Licence, the sum of Six Pounds, per annum, and Five Shillings to the Clerk of the Licencse for making out the same, which payment is to be made in the manner now by Law prescribed; and there shall also be paid Two Shillings and Six Pence to the Clerk of the Peace, for filing the Bond to be taken on the granting of such Licencse.

CAP. XVIII.

An Act to alter and continue the Acts now in force, to provide for the support of His Majesty's Government in this Province, and for promoting its Agriculture, Commerce and Fisheries, by granting Duties of Impost on Wine, Brandy, Gin, Rum, and other Distilled Spirituous Liquors, Molasses, Coffee and Brown Sugar.

Acts 53th, Geo.
III, and 7th Geo.
IV. continued—
with exceptions

BE it enacted by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the Fifty-fifth year of His late Majesty's Reign, entitled, An Act for granting to His Majesty certain Duties on Wine, Brandy, Gin, Rum, and other Distilled Spirituous Liquors, Molasses, Coffee, and Brown Sugar, for the support of His Majesty's Government, and for promoting the Agriculture, Commerce and Fisheries, of this Province, and every matter, clause, and thing, therein contained, save and except the first, twenty-first, twenty-second, twenty-fourth, twenty-fifth, twenty-sixth, twenty-seventh, and twenty-eighth Sections of the said Act, and except so far as the said Act is altered or amended by this Act, or by the

Act

Act hereinafter mentioned ; also the Act, passed in the seventh year of His present Majesty's Reign, entitled, An Act to provide for the support of His Majesty's Government in this Province, and for promoting its Agriculture, Commerce and Fisheries, by continuing and amending an Act of the General Assembly for granting Duties of Impost on Wine, Brandy, Gin, Rum, and other Distilled Spirituous Liquors, Molasses, Coffee, and Brown Sugar, and every matter, clause and thing, therein contained, save and except the second clause of the said Act, and save and except so far as the said Act is hereinafter altered or amended, shall be continued; and the said Acts, except as before excepted, are hereby severally continued until the thirty-first day of March, which will be in the year of our Lord One Thousand Eight Hundred and Twenty-nine, and no longer.

II. *And be it further enacted*, That, instead and in lieu of the Duties in and by the second clause of the said last mentioned Act, imposed upon the following articles imported into or manufactured within this Province, there shall be substituted, raised, levied, collected, and paid to His Majesty, His Heirs and Successors, the respective Rates, Duties and Impositions, following, that is to say :

Duties on Wines,
Brandy, Gin,
Spirits, &c.

For and upon the following articles imported and brought into this Province, that is to say :

For and upon Champagne, Madeira, Port, Claret, Lisbon and Sherry Wines, respectively, Two Shillings per Gallon.

For and upon all other Wines, One Shilling and Six Pence per Gallon.

For and upon all Brandy, Gin and Spirits, the manufacture of the United Kingdom, One Shilling per Gallon.

For and upon all other Brandy, Gin and Cordials, One Shilling and Four Pence per Gallon.

For and upon all Shrub, One Shilling per Gallon.

For and upon all Rum, and other Distilled Liquors, One Shilling per Gallon.

For and upon every Gallon of Molasses, One Penny.

For and upon every Pound of Coffee, One Penny half penny.

For and upon every Hundred Weight of Brown Sugar, Four Shillings.

For and upon the following articles manufactured within the Province, that is to say :

For and upon all Brandy, Gin, Rum, or other Spirituous Liquors, manufactured, extracted or distilled, in this Province, Six Pence per Gallon.

All which Duties shall be paid by the Importer or Manufacturer of such articles, and shall be collected and secured by the means, and under the regulations and penalties, and shall be drawn back on exportation, in the way and manner in and by the above recited and continued Acts respectively, provided and contained.

Drawbacks

III. *And be it further enacted*, That, upon the exportation in the original packages from the Province, of any quantity of Wine, Brandy, Gin, Rum or Spirituous Liquors, equal to, or exceeding One Hundred Gallons, and due proof made thereof to the Commissioners of the Revenue, and compliance had in all other respects with the regulations respecting Drawbacks on the exportation of such articles, it shall and may be lawful for the Commissioners of the Revenue to allow a Drawback of the Duties, secured or paid, on the said quantity of One Hundred Gallons of Wine, Rum, or other Spirituous Liquors.

CAP. XIX.

An Act to continue An Act entitled, an Act, in further addition to the Act relating to Wills, Legacies and Executors, and for the Settlement and Distribution of the Estates of Intestates.

BE it enacted by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the fifty-second year of His late Majesty's Reign, entitled,

Act 52d Geo. III.
continued

An Act in further addition to the Act relating to Wills, Legacies, and Executors, and for the Settlement and Distribution of the Estates of Intestates, and every matter, clause, and thing, therein contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. XX.

An Act for the more effectually enforcing the Inspection, and encouraging the Exportation, of Pickled Fish.

Barrels and Tierces—their Size, and the Materials of which they must be made

BE it enacted by the Lieutenant-Governor, Council and Assembly, That, from and after the first day of September next, all Barrels, Half Barrels, and Tierces, in which Pickled Fish, either for exportation or home consumption, are packed (for sale), shall be made of sound well-seasoned timber, free from sap, and constructed of Staves of the thickness not less than half an inch in the thinnest part, if made of hard wood, or three fourths of an inch when made of soft wood, and shall have the bung stave made of hard wood, with heading well-seasoned and planed, and free from sap. The barrels, half barrels, and tierces, to be well hooped, with at least four hoops on each bidge, and four hoops on each chime. The barrel staves to be twenty-eight inches in length, and the heads to be seventeen inches between the chimes, and to contain not less than twenty-nine, nor over thirty gallons; the half barrels to contain not less than fifteen gallons; and the tierces to contain not less than forty-five, nor more than forty-six gallons.

Appointment of Chief Inspectors and Deputy Inspectors

II. And be it further enacted, That for the purpose of carrying into effect the regulations and intent of this Act, it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, to appoint and commission a Person well skilled in the duties of his office, who shall be the Chief Inspector of all the Pickled Fish, put up within this Province, and who shall reside in the town of Halifax; who, before he enters on the duties of his office, shall give Bonds with three sufficient sureties to His Majesty, His Heirs or Successors, in the penal sum of Five Hundred Pounds, for the faithful discharge of his duty, and shall be sworn faithfully to perform the same. And such Chief Pickled Fish Inspector, when so qualified, shall have power to appoint Deputy Inspectors, with the sanction of His Excellency the Governor, who shall be removeable by him at pleasure, with the same sanction, in every Sea Port or other Town within this Province, where it shall be deemed necessary to pack such Pickled Fish for exportation or otherwise; for whose official conduct he shall be answerable, and shall take Bonds from them to himself, and Successor in Office, with sufficient Sureties, in a sum not exceeding Two Hundred and Fifty Pounds; and the said Deputies shall also be sworn to the faithful discharge of their duty.

Duties of Inspectors

III. And be it further enacted, That it shall be the duty of the Chief Inspector of Pickled Fish, or his Deputy, or some one of them, to see that Mackarel, Salmon, Shad, and all other kinds of split Pickled Fish, or Fish for barrelling or exportation, have been well struck with salt or pickle in the first instance, and preserved sweet, free from rust, taint, or damage. And such Fish as are in good order, and of a good quality, shall be packed in tierces, barrels, or half barrels. The tierces shall contain Three Hundred Pounds, the barrels shall contain Two Hundred Pounds, and the half barrels One Hundred Pounds of Fish each, and the same shall be packed with good and clean Salt, suitable for the purpose; and said casks, after being packed and headed up with the Fish, and sufficient Salt to preserve the same, shall be filled up with a clear strong Pickle, and shall be branded Mackarel, Salmon, Shad, or as the case may be. Those of the best quality, to be most approved and free from damage, shall be branded No. 1; those that remain after the best have been selected, being sweet, and free from taint, rust or damage, shall be branded

No. 2; and there shall be a third quality, which shall consist of the thinnest and poorest of those Fish, which are sweet and wholesome, that shall be branded No. 3; and the Inspector shall also brand in plain and legible letters on the head of each and every cask in which inspected Merchantable Pickled Fish, or whole Fish, are packed or repacked, the initials of his Christian Name, with his Sur-name at large, the name of the Town for which he is appointed, and Nova annexed, for Nova-Scotia. Each cask shall be filled with Fish of one and the same kind; and if any Person shall intermix, take out, or shift, any inspected Fish, which are packed and branded as aforesaid, or put in other Fish for or sale exportation, contrary to the true intent and meaning of this Act, he or they shall forfeit and pay the sum of Five Pounds, for each and every tierce, barrel, or half barrel, so altered; *Provided however*, if any casualty should render it necessary to repack a cask of inspected Fish, it may in all cases be done by an Inspector of such Fish. And if any Person shall sell or export, or cause to be sold or exported, within or from this Province, any tainted or damaged Fish, he shall forfeit and pay the sum of Five Pounds, for every hundred weight that shall be thus sold or exported.

IV. *And be it further enacted*, That no Pickled Fish shall be exported from his Province in casks, by water, unless the Master or Owner, shall produce to the Collector of Impost and Excise, or any other Officer, who may be authorized by His Excellency the Governor, a Certificate from the Chief Inspector or his Deputy, that the same has been inspected, packed, and branded, according to the directions of this Act; and the Certificate shall express the number of barrels, half barrels, and tierces, thus shipped; the kind and quality of Fish they contain, with the name of the Master and Owner, or Shipper, and the name of the Vessel on board which such Fish are shipped for exportation; and every such Master, Owner, or Shipper, shall take and subscribe the following Oath before the Officer authorized as aforesaid—I, A. B. do swear, according to the best of my knowledge and belief, the Certificate hereunto annexed, contains the whole quantity of Pickled and Barrelled Fish, on board the _____ Master, and that no Fish is shipped on board said Vessel, for the Ship's Company, or on freight or cargo, but what is inspected and branded, according to the Law of this Province.

Exporters of Fish to produce Certificates, of their having been inspected, to Collector of Impost and Excise

So help me God.

V. *And be it further enacted*, That if any Master of a Vessel, or other Person, shall put, or receive on board any vessel, or other carriage of conveyance, to transport the same from this Province, any pickled or whole Fish, packed in casks, which are not inspected and branded, in manner by this Act prescribed, he or they on conviction shall forfeit and pay not less than Thirty Shillings, or more than Forty Shillings, for every hundred pounds of such uninspected Fish.

Exportation of Fish uninspected

VI. *And be it further enacted*, That the Chief Inspector of Pickled Fish, and his Deputies, shall be paid for each Certificate for Exportation, One shilling and three pence; and for inspecting and branding each and every cask of Fish, as directed by this Act, for each tierce, Ten Pence, for each barrel, Seven Pence half-penny; and for each half barrel, Five Pence; exclusive of the labour and expence of packing and coopering. The charge for the Certificates, inspecting and branding, shall be paid by the Exporter or Purchaser, in addition to the purchase or cost of the Fish; and Bills for the legal Fees of Inspection, and Certificates, shall, in the first instance, be paid by the original Owner of said Fish, or by the person employing the Inspector; and all such Owners and Employers are hereby empowered to demand and recover the amount of said Bills, from the subsequent Purchaser or Exporter; and the Chief Inspector shall be entitled to receive, from each and every Deputy he shall appoint, Three Pence for each tierce, Two Pence half-penny for each barrel; and One penny half-penny for each half barrel which said Deputies shall inspect and brand; agreeably to the directions of this Act; and it shall be the duty of each Deputy Inspector, to make returns to the Chief Inspector, once in twelve months, of all the tierces, barrels and half barrels, of Pickled Fish, which he has inspected and branded during that time. And it shall be the duty

Allowance to Inspectors

—the Penalty

Returns to be made by Deputy Inspectors

of

of the Chief Inspector, annually, to make a return to His Excellency the Governor, of all Pickled Fish that has been inspected by him, and by his Deputies, during the past year.

Liability of Inspectors

VII. *And be it further enacted*, That if the Chief Inspector of Pickled Fish, or either of his Deputies, shall brand any cask, the contents of which he has not inspected, packed, and salted and coopered, according to the true intent and meaning of this Act; or if he shall permit any other person or persons to use his brands, in violation or evasion thereof, he or they, so offending, shall forfeit and pay for every cask so branded the sum of Five Pounds Currency, and to be liable to be removed from his office.

Uninspected Fish shipped for exportation

VIII. *And be it further enacted*, That if any Pickled or Barrelled Fish as aforesaid shall be put on-board any Boat, Vessel, or Carriage of Conveyance, with intent to sell or export the same, contrary to the provisions of this Act, it shall be lawful for any Justice of the Peace, in the same County, upon information given him, to issue his Warrant to the Sheriff or his Deputy, or to any Constable of the Town in which such Boat, Vessel or Carriage, may be, requiring them respectively to seize and secure said Fish, and carry the same to the Chief Inspector, or one of his Deputies, which ever may be nearest to the place where said Boat, Vessel or Carriage, may be. And said Chief Pickled Fish Inspector, or Deputy Inspector, is hereby required to open and inspect, and to pack and brand, the same as is before provided in this Act; and to detain the same until the expense and charges of seizure, inspection, packing, and all other charges arising from such seizure, shall be paid. And it shall be the duty of every person, when required, to give his necessary aid to the officer having such Warrant, on pain of forfeiting Thirty Shillings for his refusal.

Branding Irons to be furnished Inspectors

IX. *And be it further enacted*, That all Persons within this Province, who shall have Fish for pickling, either in bulk or in casks, to the amount of twenty barrels, in one Season, shall furnish the Chief Inspector, or one of his Deputies, with a branding Iron, containing the first letter of the Owner's Christian Name, and his Surname at large; and the Chief Fish Inspector or his Deputies shall cause the names of such owners, to be fairly branded on the head of every cask of their inspected Fish; and if any such owner of Fish shall refuse or neglect to furnish such Brand, he shall forfeit and pay for such neglect, or refusal, not less than Thirty Shillings, nor more than Sixty Shillings. And all kinds of Pickled Fish, which are packed in Tierces, Barrels, and Half Barrels, that are offered for Sale, for the consumption of this Province, and are not subject to a Certificate, as for Exportation, shall be packed and put up in the way and manner aforesaid; and all penalties and forfeitures arising by virtue of this Act, shall be recovered by action of debt, or by information, in any Court, proper, to try the same. One moiety thereof for the benefit of Common Schools in the town where the offence is committed, and the other moiety to him or them who shall inform and sue for the same.

No Vessels laden with Fish to depart after the 1st Sept. until the requisite Certificates are produced to the Collector of Impost and Excise

X. *And be it further enacted*, That no Vessel laden or partly laden with any Pickled Fish, the produce of the Fisheries of this Province, and destined to any Port or Place whatsoever out of the same, shall, after the said first day of September, One Thousand Eight Hundred and Twenty-eight, be permitted to depart from this Province, for such Port of destination, until the Master of said Vessel, or Shipper of such Pickled Fish, shall first produce to the Collector, or Deputy Collector of Impost and Excise, for the Port or Place where such Pickled Fish are laden on board, a Certificate of the Chief Inspector of Pickled Fish, or his Sworn Deputy, for the place of her lading, setting forth and certifying, that all Pickled Fish laden on board such Vessel, have been, according to law, surveyed and inspected, and the Fish barrels branded according to the provisions of the Third Section of this Act; and that the barrels, half barrels, and tierces, containing the same, are in all respects of the size and construction as prescribed by the first clause of this Act. *Provided however*, That nothing in this Act shall be construed so as to prevent uninspected Mackarel, or other Pickled Fish, from being sold, ei-

ther

ther at the Port of Halifax, or any of the Out-ports of this Province, by the Fishermen, as they bring them to Market, in casks, bulk, or otherwise, which may be wanted for immediate consumption, or be afterwards subject to inspection, and that nothing contained in this Act shall extend to Fish packed in kegs of less than ten gallons.

XI. *And be it further enacted,* That the Act, passed in the second year of His late Majesty's Reign, entitled, An Act for regulating the exportation of Fish, and the assize of barrels, staves, hoops, boards, and all other kinds of Lumber, and for appointing officers to survey the same; and the several Acts, passed in the sixth and seventh, twenty-ninth, thirty-eighth, and forty-eighth Years of His said late Majesty's Reign; also the Act, passed the eighth year of His present Majesty's Reign, in amendment and alteration of, and in addition to, the said Act, and every matter clause and thing, in the said several Acts contained, in so much as the same in any wise related to, or respected, the dimensions of barrel staves, or the assize of barrels, tierces, or half barrels, or for the regulating the inspecting, branding and exportation, of Pickled Fish, shall be, and the same are hereby repealed.

Acts 2d, 6th, 7th, 29th, 38th and 48th. Geo. III. and 8th Geo. IV. repealed

XII. *And be it further enacted,* That this Act shall continue and be in force from the date hereof, until the expiration of five years, and from thence to the end of the then next Session of the General Assembly.

Continuation of Act

CAP. XXI.

An Act to continue the Act for establishing a Bridewell, or House of Correction, for the County of Halifax, and for providing a Police Office in the said Town, with proper Officers to attend the same.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the fifty-fifth year of His late Majesty's Reign, entitled, An Act for establishing a Bridewell, or House of Correction, for the County of Halifax, and for providing a Police Office in the said Town, with proper Officers to attend the same, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

Act 55th Geo. III continued

CAP. XXII.

An Act to continue the several Acts relating to the Light House, erected on Cranberry Island, near the entrance of the Gut of Canso.

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the Third year of His present Majesty's Reign, entitled An Act to provide for the support of a Light-House, erected on Cranberry Island, near the entrance of the Gut of Canso; also, the Act, passed in the Fourth year of His said Majesty's Reign, to continue, alter and amend, the said Act; also, an Act, passed in the Sixth year of His present Majesty's Reign, to alter and continue the said Acts, and every matter, clause and thing in the said several Acts contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

Act 3d, 4th and 6th Geo. III. continued

CAP. XXIII.

An Act to continue an Act relating to the Court of Commissioners at Halifax.

Act 4th Geo. IV.
continued

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, made and passed in the fourth year of His present Majesty's Reign, entitled, An Act relating to the Court of Commissioners at Halifax, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. XXIV.

An Act to continue the several Acts respecting the Liverpool Light-House.

Acts 52d and
59th Geo. III.
continued

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the Fifty-second year of His late Majesty's Reign, entitled, An Act to provide for the support of a Light-House on the south end of Coffin's Island, on the eastern side of the entrance of Liverpool Harbour; also, the Act, passed in the Fifty-ninth year of His late Majesty's Reign, to revive, continue and amend, the said Act, and every matter, clause and thing, in the said Acts contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

XXV.

An Act to continue the Act respecting Aliens coming into this Province, or residing therein.

Act 38th Geo. III.
continued

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the thirty-eighth year of His late Majesty's Reign, entitled, An Act respecting Aliens coming into this Province, or residing therein, and every matter, clause and thing, in the said Act contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. XXVI

An Act to alter, continue and amend, the several Acts for the Regulation of the Militia.

Acts 1st, 4th, 7th
Geo. IV. continu-
ed with excep-
tions

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, made and passed in the First year of His present Majesty's Reign, entitled, An Act to provide for the greater security of this Province, by a better regulation of the Militia, and to repeal the Militia Laws now in force, and every matter, clause and thing, therein contained, except the Twenty-seventh, Thirty-second, Eighty-third and Eighty-fourth Clauses or Sections of the said Act, and except so far as the same is hereinafter altered and amended; and also the Act, passed in the Fourth year of His present Majesty's Reign, to alter and continue the said Act, and every matter, clause and thing therein contained, except the Seventh clause of the said last mentioned Act, and except so far as the same may be here-

inafter

inafter altered or amended; and also the Act, passed in the Seventh year of His said Majesty's Reign, in alteration and continuation of the said Acts, and every matter, clause and thing, in the said last mentioned Act contained, except the Second Clause or Section thereof, and except so far as the same may be hereinafter altered or amended, shall be continued, and the said Acts, except as before excepted, are hereby severally and respectively continued for one year, and from thence to the end of the then next Session of the General Assembly.

II. *And be it further enacted,* That the Book mentioned in the Second Clause or Section of the said first mentioned Act, passed in the said first year of His present Majesty's Reign, and therein and thereby directed to be kept by the Clerk of each Company of Militia, for the registry of the Names of the Men belonging to such Company, shall be ready at all times, as well for the Inspection of the Commanding Officer of the Regiment to which such Company belongs, as for the Inspection of the Captain and other Officers of such Company.

Book of Registry of Names of Companies

III. *And be it further enacted,* That in that all cases hereafter, where any person liable by Law to do Militia Duty within any County, District, Town or Place, in this Province, shall neglect to enrol himself, or cause himself to be enrolled, in some Company, in manner as by Law is now directed, and shall, by reason and in consequence thereof, be absent from any Militia Muster or Training, which such person ought to have attended, and would, if his name had been enrolled as aforesaid, been summoned to attend, such person shall be liable not only to the fines and forfeitures by Law imposed on any person so neglecting to enrol or cause himself to be enrolled in some Company of Militia, but shall also, over and above such fines and forfeitures, be liable to all fines and forfeitures by Law imposed on any Militia Man, for non-attendance at any Militia Muster or Training, in the same manner, as if such person had received due and legal notice and warning of such muster and training.

Persons neglecting to enrol themselves

IV. *And be it further enacted,* That every Regiment, Battalion, or Company of Militia, shall be called out and assemble twice in each and every year, either entire, or by such detachments, and at such times and places, as the Commander in Chief may direct, for the purpose of training, disciplining, and improving in Martial Exercises, of all which several and respective days of assembling for the purposes aforesaid, previous notice shall be given at least three days, by notice or warning to every Militia Man, from the Commanding Officer, or any other Officer, or Non-commissioned Officer of the Regiment, Battalion, or Company, to which such Militia man may belong, or by any private Militia man; provided such private Militia man hath the written orders of the Commanding Officer of such Regiment, Battalion, or Company, to that effect, or public notice at one meeting of the time of holding the next meeting; and when a Militia man is not found at his own usual place of dwelling to receive personal notice, the leaving notice in writing with such Militia man's master, parent or wife, or with his servant, or child, of the years of discretion, or giving him notice in any other reasonable and discreet manner, according to the special circumstances of the case, shall be deemed a sufficient notice, until the delinquent Militia man shall fully satisfy the Commanding Officer of his Company, or a Board of Officers, that he was ignorant of such notice having been given him.

Notice to begin Militia Men of Trainings

V. *And be it further enacted,* That when it shall or may be necessary for any person or persons, in going and returning to and from his or their place or places of abode, for the purpose of attending any Militia Muster or Training, or any other Militia Duty, to cross any Ferry, where there shall be a Licensed Ferryman, such person or persons shall be entitled to, and have, a passage across such Ferry, in the Boat or Boats there usually plying, free and exempt of and from all cost, charge or expense, whatsoever.

Ferries free to Militia Men on Duty

VI. *And be it further enacted,* That it shall be lawful for the Lieutenant-Colonel, or Commanding Officer, of each Regiment or Battalion, from time to time, as occasion may require, to form a Board of Officers of his Regiment or Battalion, consisting of three Captains, or of one Field Officer and two Captains, or of two Captains and three

Board of Officers for hearing appeals against Fines

Subalterns

Subalterns, or one Captain and four Subalterns, for the purpose of hearing and determining all appeals, which shall be made by any Militia man, under the provisions of this Act, or of any or either of the several Acts hereby altered, continued, and amended, the said Board only to have power to excuse the fine, on proof of sickness of the Individual, sickness in his Family requiring his personal attendance, unavoidable accident, rendering it impossible for him to reach the place of muster, or the occurrence of business of importance, the neglect of which would prove of serious injury to his affairs, and which could not *bona fide* be as well attended to at any other period: and if the said Board shall confirm the proceedings of the Officers, who shall have imposed the fine or fines upon the Militia man, the said Board shall certify the same in a Schedule, signed by the Field Officer, or President of the said Board, and the said fines shall be levied and collected as, in and by the said Act herein first mentioned, and hereby altered, continued and amended, is directed.

Justices of the
Peace allowed
no Fees

VII. *And be it further enacted*, That no Justice of the Peace shall hereafter take, have, demand or receive, any Fee, charge, or reward whatsoever, for any service done and performed by him in that capacity, under, and by virtue of the provisions of this Act, or of any or either of the several Acts hereby altered, continued and amended.

And whereas, it is expedient to provide for the punishment of any misbehaviour or ill conduct of Militia Men, when engaged on Militia Duty, on other occasions than when at a Muster or Training:

Disobedience of
orders, or other
improper conduct
by Militia Men

VIII. *Be it therefore enacted*, That if any Non-Commissioned Officer or Private, in any Regiment, Battalion or Company of Militia, shall be guilty of disobedience of orders, drunkenness, contemptuous or insulting behaviour to any Officer or Officers, while engaged in Militia Duty of any kind, on any occasion whatsoever, the Commanding Officer, then present, shall apprehend, or cause to be apprehended, such Non-Commissioned Officer or Private, and commit him to Jail for the time, and in the manner, prescribed in the Forty-first Clause or Section of the Act herein first mentioned, and of which this is an amendment; and any Sheriff or Jailor, on neglect or refusal to receive such offender so committed into his Custody, or any Serjeant, Corporal or Private, on neglect or refusal to escort such offender to Jail, shall be liable to the like pains, penalties and forfeitures, to which they are now severally liable for the like offence, under the said Forty-first Clause or Section of the said Act.

And whereas, it may be difficult in some places to procure one Field-Officer and two Captains, to compose a Board of Officers, as directed by the forty-ninth Clause or Section of the said Act, herein first mentioned.

IX. *Be it therefore enacted*, That it shall and may be lawful on complaint of any Militia Man, as mentioned in the said Forty-ninth Clause or Section of the said Act herein first mentioned, for the Colonel or other Field-Officer therein mentioned, to appoint a Board of two Captains and three Subalterns, or one Captain and four Subalterns, instead of a Board of one Field-Officer and two Captains, if he shall see fit, who shall have the like power and authority as by the said Forty-ninth Clause or Section of the said Act, is granted to the Board of one Field-Officer, and two Captains.

X. *And be it further enacted*, That all fines and forfeitures incurred by this Act, or by any or either of the several Acts herein and hereby altered, continued and amended, not exceeding Three pounds, shall be recovered before any one of His Majesty's Justices of the Peace, not being an Officer of the Company in which such fine shall be incurred; and all fines and forfeitures above Three Pounds, and not exceeding Five Pounds, shall be recovered before two Justices not being Officers of the said Company; and all other fines and forfeitures above Five Pounds, shall be recovered in any of His Majesty's Courts of Record within this Province, unless the recovery of the same be otherwise provided for by this Act, or by any or either of the Acts hereby respectively continued and amended. *Provided*, That no Person or Persons whosoever shall be prosecuted by virtue of any Clause in this Act, or of any Clause in any or either of the said several Acts, hereby altered,

continued and amended, for any breach thereof, after the expiration of three months from the commission of the offence; and all fines, penalties, and forfeitures, received by virtue of this Act, or of any or either of the several Acts hereby continued, altered, and amended, shall, after deducting one fourth part, allowed by the provisions of the said Act, herein before first mentioned, for the trouble of recovering and collecting the same, be paid into the hands of the Quarter-Master of the Battalion, to be applied, in the first instance, to defraying the contingent expenses of such Battalion, under the direction of the Commanding Officer, and the surplus to be disposed of as the Commander in Chief shall from time to time direct.

Application of
Fines

XI. *And be it further enacted*, That the Commanding Officers of Battalions, when thereunto required, by the Governor, or Commander in Chief, are hereby authorized, and required, to appoint fit and convenient places within their respective Districts, to serve as Depots for Arms, for the use of their respective Battalions; and all Fines, Penalties and Sums of Money, received under and by virtue of this Act, or any or either of the Acts hereby severally continued, altered, and amended, from any Battalion of Militia, shall, after defraying the contingent expenses of such Battalion, be appropriated by the Commander in Chief to such an amount as may be necessary for cleaning and keeping in repair the Arms placed in the Depots appointed for the use of such Battalions; and in case the said Fines, Penalties, and sums of money, received from any Battalion, after paying the contingent expenses thereof, shall be found insufficient to defray the expense incurred in cleaning and keeping in repair the Arms placed in Depot for the use thereof, then such further sum as the Commander in Chief may think proper, shall be paid by the Treasurer of the Province, to the Commanding Officer of such Battalion, to be by him appropriated in the cleaning and keeping in repair the Arms of the same, by Warrant of the Governor or Commander in Chief. *Provided nevertheless*, That no greater sum than twenty pounds, over and above the fines, penalties and sums of money, received from such Battalion, after deducting the contingent expenses thereof, shall be paid to the Commanding Officer of any Battalion, in any one year, for the purposes aforesaid.

Establishment of
Depots for Arms

Keeping Arms in
repair.

CAP. XXVII.

An Act to extend to the Town of Dartmouth, the Act relating to Commissioners of Highways in Halifax, and certain other Places.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That from and after the passing of this Act, the Act, passed in the seventh year of His present Majesty's Reign, entitled, An Act relating to Commissioners of Highways in Halifax, and certain other Places, and every matter, clause and thing, therein contained, except the first, second, twenty-seventh, and twenty-eighth Clauses or Sections thereof, shall be extended, and the same are hereby extended, to the Town of Dartmouth.

Act 7th Geo. IV.
with exceptions—
extended to Dart-
mouth

II. *And be it further enacted*, That it shall and may be lawful for the Governor, Lieutenant Governor, or Commander in Chief for the time being, by and with the advice of His Majesty's Council, to appoint and commission during pleasure, three fit and proper Persons, Inhabitants of the said Town, to be Commissioners for repairing, keeping in repair, and paving, the Streets and Highways in the said Town of Dartmouth; and upon the death, removal, or refusal to act, of any one or more of the said Commissioners, it shall and may be lawful for the said Governor, Lieutenant Governor, or Commander in Chief, by and with the advice of His Majesty's Council, to appoint and commission some fit and proper Person or Persons, being an Inhabitant or Inhabitants of the said Town, to supply such vacancy, and such

Appointment of
Commissioners of
Highways for
Dartmouth

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appointment to renew, whenever necessary: So that the said Commissioners may always continue to be three in number.

Jurisdiction of Commissioners

III. *And be it further enacted,* That the Jurisdiction, Powers and Authority, of the Commissioners so to be appointed for the said Town of Dartmouth, shall be confined and restricted to the bounds and limits following, that is to say:—to the distance or space of one Mile, measured in a Southwardly, Easterly, and Northwardly direction, from the Public Landing, or Steam Boat Company Wharf, in the said Town.

Power of Surveyors of Highways at Dartmouth to terminate on the 1st May

IV. *And be it further enacted,* That, from and after the first day of May next, the powers and authority of the Surveyors of Highways, within the limits above described in the Township of Dartmouth, shall cease and determine: any law, usage or custom, to the contrary notwithstanding.

CAP. XXVIII.

An Act in further amendment of an Act to regulate the Times and Places for holding the Inferior Court and General Sessions of the Peace, in and for the County of Cape-Breton.

Preamble

WHEREAS many inconveniences are found to result from the Court of Common Pleas and General Sessions of the Peace, for the County of Cape-Breton, being held at the Times and Seasons now appointed, for remedy whereof,

Times of Sittings of the Inferior Court in Cape-Breton

I. *Be it enacted by the Lieutenant-Governor, Council and Assembly,* That the Inferior Court of Common Pleas and General Sessions of the Peace, for the Southern District of the said County of Cape-Breton, shall be held on the second Tuesday of April, instead of the second Tuesday of March, in each and every year; that the said Inferior Court of Common Pleas and General Sessions of the Peace, for the Western District of said County, shall be held on the third Tuesday of April, and third Tuesday of November, in each and every year, instead of the second Tuesday of May, and the first Tuesday of October: and that the said Inferior Court of Common Pleas and General Sessions of the Peace, for the Northern District of the said County of Cape-Breton, shall be held on the second Tuesday of March, in each and every year, instead of the first Tuesday of April, as is now by Law established, for holding the same.

Return of Writs, attendance of Witnesses, &c.

II. *And be it further enacted,* That all Writs, Bail Bonds, Recognizances, Rules, Orders, and other Process, which are or shall be made returnable into the said Court of Common Pleas and General Sessions of the Peace, respectively, for and in the said respective Districts within the said County of Cape-Breton, at the days and times now appointed by Law for holding the same, shall, instead thereof, be returned to the said Courts respectively, on the respective days and times herein before fixed and appointed for the sittings thereof. And all persons and parties who are summoned or bound to appear, or who ought to appear, by virtue of any Process or Proceedings, had in the said Courts respectively, at the days and times heretofore fixed for holding the same, shall be held and obliged to appear and answer in the said Courts respectively, on the respective days and times herein appointed for such Sittings; and all Judges, Justices, Sheriffs, Coroners, Constables, Jurors, and other Persons, are to take notice and govern themselves accordingly.

CAP. XXIX.

An Act to continue and amend an Act, for the further increase of the Revenue, by imposing a Duty upon Articles imported from Foreign Countries.

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, made and passed in the seventh year of His present Majesty's Reign, entitled, An Act for the further increase of the Revenue, by imposing a Duty upon Articles imported from Foreign Countries, and every matter, clause and thing, therein contained, except so far as the same is hereinafter altered and amended, shall be continued, and the same are hereby continued, until the Thirty-first day of March, which will be in the year of our Lord One Thousand Eight Hundred and Twenty-nine, and no longer.

Act 7th Geo. IV,
continued—with
exceptions

II. *And be it further enacted,* That there shall be raised, levied, and paid, unto His Majesty, for and upon each and every barrel of Apples of the growth and production of the United States of America hereafter imported into this Province, over and above the several Duties now imposed thereon by the said Act, and by the Act of the Imperial Parliament of the United Kingdom of Great-Britain and Ireland, passed in the sixth year of His present Majesty's Reign, entitled, An Act to regulate the Trade of the British Possessions abroad, an additional Duty of Two Shillings and Six Pence of lawful money of this Province.

Additional Duty
upon Apples

III. *And be it further enacted,* That the following Seeds, that is to say, Flax Seed, Hemp Seed, Grass Seeds, and Garden Seeds of all kinds, shall be free and exempted of and from all Duties of Excise whatsoever.

Flax Seed, Hemp
Seed, and Grass
and Garden Seeds
exempted from
duty

CAP. XXX.

An Act to continue the Acts for granting a Drawback of the Duties on Brown or Raw Sugar, used in the Manufacture of Refined Sugars within the Province, and for regulating the mode of obtaining the same.

BE it enacted by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the fifty-seventh year of His late Majesty's Reign, entitled, An Act for granting a Drawback of the Duties on Brown or Raw Sugar, used in the Manufacture of Refined Sugars within the Province, and for regulating the mode of obtaining the same; and also the Act, passed in the seventh year of His present Majesty's Reign, to revive, amend, and continue the said Act: and every matter, clause and thing, in the said Acts contained, shall be continued, and the same are hereby continued, until the thirty-first day of March, which will be in the year of our Lord One thousand eight hundred and twenty-nine, and no longer.

Acts 57th Geo.
III. and Geo.
IV. continued

CAP. XXXI.

An Act to continue the Act more effectually to secure the payment of the Provincial Duties of Excise, and to prevent Frauds in the collection of the Provincial Revenue.

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, made and passed in the Third year of His present Majesty's Reign, entitled, An Act more effectually to secure the payment of the Provincial Duties of Excise

Act 3d, Geo. IV
continued

Excise, and to prevent Frauds in the collection of the Provincial Revenue; and every matter, clause and thing, in the said Act contained, shall be continued, and the same are hereby continued, until the Thirty-first day of March, which will be in the year of our Lord One thousand eight hundred and twenty-nine, and no longer.

CAP. XXXII.

An Act to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night.

Act 58th, Geo. III. continued

BE it enacted by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the Fifty-eighth year of His late Majesty's Reign, entitled, An Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. XXXIII.

An Act to continue the Act to provide for the Accommodation and Billetting of His Majesty's Troops, or of the Militia, when on their March from one part of the Province to another, and also the Acts in amendment thereof.

Acts 48th, 51st and 53d Geo. III. continued

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That an Act, made and passed in the forty-eighth year of His late Majesty's Reign, entitled, An Act to provide for the accommodation and billeting of His Majesty's Troops, or of the Militia, when on their March from one part of the Province to another; and also the Acts, passed in the fifty-first and fifty-third years of His late Majesty's Reign, in amendment thereof; and every matter, clause and thing, in the said Acts contained, shall be continued and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. XXXIV.

An Act to authorize the Court of Sessions, for the County of Shelburne, to appoint, annually, a Town Officer, for the protection of the Fish and Timber Gates, on the Barrington River.

Appointment of a Keeper of the Fish and Timber Gates, on Barrington River

BE it enacted by the Lieutenant-Governor, Council, and Assembly, That hereafter it shall and may be lawful, for the Justices and Grand Jury for the County of Shelburne, when in General Sessions, to appoint, annually, a Person to be called the Keeper of the Fish and Timber Gates, on Barrington River, who shall be duly sworn into office, in the same way and manner that other Town Officers are qualified.

Duty of Keeper

II. And be it further enacted, That said Keeper of Fish and Timber Gate or Gates, after being sworn into office, shall take cognizance of any depredation committed on said Gate or Gates, and to bring the offenders to justice; likewise to superintend generally all things concerning the preservation and good management thereof.

III. *And be it further enacted,* That all lawful expenses incurred (for the time being,) by the said Keeper of Fish and Timber Gate or Gates, in the repairs and protection thereof, or in any other way, when in performance of his duty, shall be assessed, collected and paid, by the Inhabitants of the Township of Barrington, in the same way and manner that their Poor Rates, and other Town Expenses; are paid.

Expense of repairs of Fish and Timber Gates

IV. *And be it further enacted,* That said Gate or Gates shall be at all times subject to be opened and shut, at the discretion of the Magistrates and Overseer of the River Fishery.

Opening and closing of Gates

CAP. XXXV.

An Act for the further increase of the Revenue of the Province, by continuing an Act of the General Assembly, for raising a Duty of Excise, and the Act for the continuing and amending thereof.

BE *it enacted by the Lieutenant-Governor, Council and Assembly,* That the Act, passed in the thirty-second year of His late Majesty's Reign, entitled, An Act for the further increase of the Revenue, by raising a Duty of Excise on all Goods, Wares, and Merchandize, imported into this Province, and every matter, clause and thing, in the said Act contained, save and except the third, fourth, fifth, and sixth Sections of the said Act, and so much thereof as has been altered or amended by the Act for continuing and amending thereof, passed in the seventh year of His present Majesty's Reign; and also the said Act, passed in the said seventh year of His present Majesty's Reign, entitled, An Act for the further increase of the Revenue of the Province, by continuing and amending an Act of the General Assembly, for raising a Duty of Excise, with every matter, clause and thing, in the said last mentioned Act contained, shall be continued, and the same are hereby severally continued, until the thirty-first day of March, which will be in the year of our Lord One thousand eight hundred and twenty-nine, and no longer.

Act 32d Geo. III. continued—with exceptions