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At the GENERAL ASSEMBLY of the Province of *Nova Scotia*, begun and holden at *Halifax*, on the Twenty Eighth Day of *May*, Anno Domini 1765, in the Fifth Year of the Reign of Our Sovereign Lord GEORGE the Third, of *Great Britain, France, and Ireland*, KING, Defender of the Faith, &c. and there continued by several Prorogations until the Twenty Second Day of *October*, 1768, in the Eighth Year of His said Majesty's Reign, being the Seventh Session of the Fourth GENERAL ASSEMBLY convened in the said Province.

C A P. I.

An ACT in further Addition to, and Amendment of an Act made in the Third Year of His present Majesty's Reign, intituled *An Act to enable the Inhabitants of the several Townships within this Province to maintain their Poor.*

3. Geo. 3. c. 7.
2. Sess.

HEREAS by an Amendment made in the last Session of the General Assembly, to an Act intituled An Act to enable the Inhabitants of the several Townships in this Province to maintain their Poor, the Freeholders are directed to meet on the last Tuesday in October annually, to make Provision for the Relief of the Poor: And Whereas it is found inconvenient to have the Meeting on that Day, Be it Enacted by the Lieutenant Governor, Council, and Assembly, That the said Meeting of the Freeholders for the Purposes aforesaid, shall be on the last Tuesday of November annually.

Preamble.

Meeting of Freeholders to be on the last Tuesday in November annually.

II. And be it further Enacted, That the Overseers of the Poor for the Time being shall issue their Precept to the Constables of the several Townships within this Province, requiring them to notify the Inhabitants to meet on the Day appointed by this Act, and make Provision for the Support of the Poor, agreeable to the

Notice of the Meetings annually, shall be given by the Overseers of the Poor,

3. Geo. 3. c. 7.
2 Sess.

on Penalty of £10.

Directions of the Act to enable the Inhabitants of the several Townships to maintain their Poor; and if such Overseers shall neglect to issue their Precept as aforesaid, each of the said Overseers shall forfeit and pay to the Treasurer of the Province, for the Use of the Poor, the Sum of Ten Pounds, to be recovered by Bill, Plaint, or Information in any of His Majesty's Courts of Record in this Province.

Penalties on Assessors and Collectors for refusing to serve in their respective Offices, to be recovered before two Justices of the Peace.

III. *And Whereas in and by the aforesaid Act, it is enacted, " That if any of the Assessors or Collectors chosen and appointed, " shall refuse to serve in their respective Offices, each Person so " refusing shall forfeit and pay to the Overseers of the Poor, for " the Use of the Poor of said Township, the Sum of Forty " Shillings;" but no Provision is made for recovering the said Forfeiture, Be it Enacted, That all such Forfeitures shall and may be recovered by Complaint, or Information before any two of his Majesty's Justices of the Peace for the County wherein the same shall arise, and be levied by Warrant of Distress and Sale of the Offenders Goods and Chattels,*

C A P. II.

An ACT for the rating and levying of the Charges for conveying Malefactors and Offenders to the Gaol.

Preamble.

Eng. Stat. 3 Jac. 1.
c. 10.

Offenders to be conveyed to Gaol at their own Charge.

HEREAS His Majesty's Subjects are much charged and burtbened in conveying Felons and other Malefactors and Offenders against His Majesty's Laws, unto the Gaol, punishable by Imprisonment there, the said Felons and other Malefactors and Offenders having Goods and Chattels of their own, whereby to defray the same Charges themselves, to the great Encouragement of such Malefactors and Offenders in their said wicked and bad Courses, and to the Discouragement of His Majesty's said Subjects, in prosecuting the said Malefactors and Offenders to be punished according to their Demerits; Be it therefore Enacted by the Lieutenant Governor, Council, and Assembly, That all and every Person and Persons whatsoever, that shall hereafter be committed to the common or usual Gaol within any County in this Province, by any Justice or Justices of the Peace, for any Offence or Misdemeanor, that the said Person or Persons so to be committed as aforesaid, having Means or Ability thereunto, shall bear their own reasonable Charges for so conveying or sending them to the said Gaol, and the Charges also of such as shall be appointed to guard them to such Gaol, and shall so guard them thither: And if any such Person or Persons, so to be committed as aforesaid, shall refuse at the Time of their Commitment and sending to the said Gaol, to defray the said Charges, or shall not then pay or bear the same, that then such Justice or Justices of the Peace shall and

and may, by Writing under his or their Hand and Seal, or Hands and Seals, give Warrant to the Constable or Constables of the Town or Place where such Person or Persons shall be dwelling and inhabit, or from whence he or they shall be committed as aforesaid, or where he or they shall have any Goods within the County, Town or Place, to sell such and so much of the Goods and Chattels of the said Persons, so to be committed, as by the Discretion of the said Justice or Justices of the Peace, shall satisfy and pay the Charge of such his or their conveying and sending to the said Gaol; the Appraisement to be made by four of the honest Inhabitants of the Town or Place where such Goods or Chattels shall remain and be, and the Overplus of the Money which shall be made thereof to be delivered to the Party to whom the said Goods shall belong.

How the Charges shall be levied if the Prisoner refuse to pay.

II. *And be it further Enacted*, That if the said Person or Persons so to be committed as aforesaid, shall not have or be known to have any Goods or Chattels, which may be sold for the Purpose aforesaid, within the County, Town or Place, that then the said Justice or Justices, on Application by any Constable or other Officer who so conveyed such Person or Persons to Gaol, shall upon Oath examine into and ascertain the reasonable Expences to be allowed such Constable or other Officer, and shall forthwith, without Fee or Reward, by Warrant under his or their Hand and Seal, or Hands and Seals, order the Treasurer of the County to pay the same, which the said Treasurer is hereby required to do, as soon as he receives such Warrant; and any Sum so paid shall be allowed in his Accounts.

If the Offender be not able to bear his Charges, the same shall be paid by the County Treasurer.

III. *And Whereas the Expence as well as Loss of Time in attending Courts of Justice, is a Discouragement to the poorer Sort to appear as Witnesses against Offenders, who thereby escape the Public Justice, and the Punishment due to their Crimes, Be it further Enacted*, That when any poor Person shall appear on Recognizance in any Court, to give Evidence against another accused of any *Grand or Petit Larceny*, or other Felony, it shall and may be in the Power of the Court, at the Prayer and on the Oath of such Person, and on Consideration of his Circumstances, in open Court to order the Treasurer of the County in which the Offence shall have been committed, to pay unto such Person such Sum of Money, as to the said Court shall seem reasonable for his Time, Trouble and Expence; which Order the proper Officer of such Court is hereby directed and required to make out, and to deliver unto such Person, upon being paid for the same the Sum of Six Pence and no more; and such Treasurer is hereby authorized and required, upon Delivery of such Order, forthwith to pay to such Person, or other Person authorized to receive the same, such Sum of Money as aforesaid, and shall be allowed the same in his Accounts.

Brit. Stat. 27. Geo. 2. c. 3.

Charges of poor Witnesses to be paid by the County Treasurer, by Order of Court.

IV. *And be it further enacted*, That in such Counties where no County

In Counties where no Treasurer is appointed, &c. such Charges shall be paid out of the public Treasury.

County Treasurer shall have been chosen, or in Case such Treasurer shall not have any Money in his Hands, to pay the Sum so ordered for conveying poor prisoners to Gaol, or for the Attendance of Witnesses, that then and in such Case the same shall be paid out of the Public Treasury of the Province.

The Defendant's Plea in an Action brought for any Thing done by Force of this Act.

V. *And be it further Enacted*, That if any Action of Trespass or other Suit shall happen to be attempted or brought against the Person or Persons for taking of any Distress, making of any Sale, or any other Act by Authority of this present Act, the Defendant or Defendants, in any such Action or Suit, shall and may either plead Guilty, or otherwise make Avowry, Cognizance or Justification, for the taking of the said Distress, making of Sale, or any other Act by Virtue of this Act, alledging in such Avowry, Cognizance, or Justification, that the said Distress, Sale, Trespass or other Thing whereof the Plaintiff or Plaintiffs complained, was done by Authority of this Act, and according to the Tenor, Purport, and Effect of this Act, without any expressing or Rehearsal of any other Matter of Circumstance contained in this present Act: To which Avowry, Cognizance, or Justification, the Plaintiff shall be admitted to reply, That the Defendant did take the said Distress, made the said Sale, or did any other Act or Trespass supposed in his Declaration, of his own Wrong, without any such Cause alledged by the said Defendant; whereupon the Issue in every such Action shall be joined to be tried by Verdict of Twelve Men, and not otherwise, accustomed in other Personal Actions; and upon the Trial of that Issue the whole Matter to be given on both Parties in Evidence, according to the very Truth of the same; and after such Issue tried for the Defendant, or Nonsuit of the Plaintiff after Appearance, the said Defendant to recover Treble Damages by Reason of his wrongful Vexation in that Behalf, with Costs also on that Part sustained, and that to be assessed by the same Jury, or Writ to enquire of the Damages, as the same shall require.

The Defendant shall recover Treble Damages, and Costs of Suit.

C A P III.

An ACT for empowering the Justices of the Peace for the County of *Halifax*, to hold a Court of Special Sessions of the Peace at *Onslow* in the said County, for the Towns of *Truro*, *Onslow*, and *Londonderry*.

Preamble.

HEREAS the Want of Roads and the Distance between *Halifax* or *Windsor*, and the Townships of *Truro*, *Onslow*, and *Londonderry*, makes the Attendance of Persons resident in the said Townships of *Truro*, *Onslow*, and *Londonderry*, at the General Sessions of the Peace, held at *Halifax* or at *Windsor*, very inconvenient; for remedy whereof, Be it Enacted by

by the Lieutenant Governor, Council, and Assembly, That there shall be held and kept within the Township of Onslow in the County of Halifax, in every Year, on the first Tuesday of February, and on the first Tuesday of August, a Special Court of General Sessions of the Peace; and any three or more of the Justices of the Peace for the County of Halifax, one whereof to be of the Quorum, shall and may hold the said Court; and such Court shall have, hold, use, exercise and enjoy all and singular the Powers, which are by Law already given and granted unto Courts of General Sessions of the Peace, so far as relates to all such Matters and Things as shall be cognizable by such Courts, and have arisen, or which may arise within the said Townships of Truro, Onslow, and Londonderry.

Special Sessions to be held at Onslow, for the Townships of Truro, Onslow, and Londonderry.

C A P. IV.

An Act relating to Searchers and Sealers of Leather.

B *Et* it enacted by the Lieutenant Governor, Council, and Assembly, That no Tanner or other Person whatsoever, shall sell or expose to sale, any Leather tanned, curried or otherwise dressed or manufactured within this Province, or imported into the same (from any of the neighbouring Colonies) till the same has been viewed, stamped, and marked by the Officer for that Purpose to be appointed, on pain of forfeiting the Sum of Twenty Shillings for every Ox, Bull, Steer, or Cow Hide, and Five Shillings for every Calf Skin so sold or offered to be sold.

No Leather shall be sold or exposed to Sale, before it has been viewed and marked by the Surveyor.

II. *And* be it further enacted, That every Surveyor appointed and sworn according to Law, shall, from Time to Time, view all such Hides and Skins as aforesaid, and shall stamp and mark all such as he shall find to be sufficiently tanned, curried, or otherwise dressed or manufactured; and if any such Hides or Skins shall have been manufactured within this Province, the same shall be stamped and marked with the first Letter of the Name of the Town wherein they have been so manufactured, and such Surveyor shall be paid for his Trouble in viewing and marking such Hides and Skins, at the following Rates, *That is to say*, for every Ox, Bull, Steer or Cow Hide, three Pence, and for every Calf Skin one Penny; and every such Hide shall, at the Time of being so surveyed and marked, be weighed also in Presence of the Surveyor, and the weight thereof shall by him be marked on said Hide.

The Surveyor shall view all Hides and Skins, and mark such as are sufficiently tanned, &c

and if manufactured within the Province, the same shall be marked with the first Letter of the Name of the Town where manufactured.

III. *And* be it also enacted, That if any Person or Persons shall presume to counterfeit the Stamp or Mark by this Act required, and shall be thereof convicted before any Two of His Majesty's Justices of the Peace, he shall forfeit the Sum of Ten Pounds.

Penalty £10. for counterfeiting the Surveyor's Mark

How Forfeitures
and Penalties
shall be applied.

IV. *And be it also further enacted*, That all Forfeitures and Penalties arising by Force and Virtue of this Act, shall be one half to the Informer, and the other half to the use of the Poor, and be recovered by Complaint or Information, before any two of His Majesty's Justices of the Peace for the County where such Complaint or Information shall arise; and be levied, upon due Conviction, by Warrant of Distress and Sale of the Offender's Goods and Chattels, under the Hand and Seal of such Justices; and for want of sufficient Distress the Offender to suffer one Month's Imprisonment.

C A P V.

An Act for establishing the Times of holding the Supreme Court.

Preamble.

HEREAS great Inconveniencies, by fixing and confining the Times of holding His Majesty's Supreme Court of this Province to two Terms only in the Year, have arisen, and may further arise from a Want of a more speedy Administration of Justice in Capital Offences, both from the long and injurious Detention and Confinement of such Prisoners who, upon their Trial and Defence, may appear to be innocent of the Crimes for which they are committed, and also from protracting the Punishment of Offenders who may appear to be guilty of Crimes of the most enormous Nature, and of dangerous Tendency to the Safety and Peace of the Public, and by such Delay of Justice emboldening Offenders, and weakening the Force and Terrors of the Laws; and likewise in hearing and determining Causes of Property in the said Court, both Originally and by Writs of Error from the Inferior Courts, to the great Delay of the Subject in recovering their Civil Rights and Demands, and more especially as Suits are most frequently and generally commenced in the said Supreme Court; Be it therefore Enacted by the Lieutenant Governor, Council, and Assembly, and by the Authority of the same it is hereby Enacted, That His Majesty's said Supreme Court shall be holden at four Terms in every Year, that is to say, on the first Tuesdays in the Months of January, of April, of July, and of October; and that the said Court shall be and is hereby impowered to proceed in the said respective four Terms, in the same Manner as in the said two Terms heretofore limited and appointed; and that the several Laws of this Province respecting the summoning of Jurors, shall extend and be construed to extend to the holding the said Supreme Court at the four Terms as before directed; and that all the Proceedings, Rules, Judgments and Executions of the said Supreme Court, in the Course of their Sittings in the said Terms, shall be good, valid, and effectual, to all Intents and Purposes whatsoever.

The Supreme Court shall be holden at four Terms every Year.

The Laws respecting Jurors, extended to such four Terms.

C A P. VI.

An ACT in Addition to, and Amendment of an Act made in the fifth Year of His present Majesty's Reign, intituled An Act for the raising Money by Presentment on the several Counties in this Province, for the defraying certain County Charges therein mentioned.

5. Geo. 3. c. 6.

HEREAS in and by an Act made in the fifth Year of His present Majesty's Reign, intituled An Act for the raising Money by Presentment on the several Counties in this Province for the defraying certain County Charges therein mentioned, it is among other Things Enacted, "That the several Grand Juries in each of the several Counties within this Province, either at the Court of Assize or General Sessions of the Peace held for such County, shall make Presentment of all such Sum and Sums of Money or Expences, that may be found to have arisen, or that may be necessary to be raised for the Purposes therein mentioned;" And Whereas the Grand Juries in some Counties in the Province, have neglected or refused to make such Presentment, to the great Detriment of the Public Good, Be it Enacted by the Lieutenant Governor, Council, and Assembly, That on the Neglect or Refusal of such Grand Juries to make Presentment as is directed in and by the afore recited Act, the Judges of Assize, or the Justices of the Peace in their General Sessions, shall, and they are hereby impowered to amerce the County in such Sum or Sums as it shall appear to them (upon due Proof made before them) to be necessary for defraying the Expences which have arisen, or shall be judged by them necessary to be raised, for the Use of the County; which said Sum or Sums shall be equally assessed on the Inhabitants of said County, according to their Ability, and paid into the Hands of the Treasurer of the County, for the Uses aforesaid; and the Judges or Justices aforesaid are hereby authorized and impowered to appoint three Assessors in each Township, for the assessing the Money aforesaid.

Preamble.

Upon the Neglect of the Grand Juries to make Presentment, the Judges of Assize or the Justices in General Sessions, shall amerce the County in such Sums as may be necessary to defray the County Charges,

to be assessed on the Inhabitants by three Assessors to be appointed in each Township.

The Assessors shall appoint Collectors

Their Duty;

and Allowance,

II. *And Whereas in and by the afore recited Act, it is also enacted, "That the Constables shall levy the Sum proportioned for each Town," which is found inconvenient, Be it enacted, That it shall and may be lawful for the respective Assessors, already appointed or to be appointed for any Town, to nominate and appoint one or more Collectors, to collect and receive all Sums of Money as have been or may be assessed pursuant to this or the said Act, and the said Collector or Collectors, when he or they shall have so collected and received the said Sums of Money, shall pay the same into the Hands of the County Treasurer, deducting for his or their Trouble in collecting the same, one Shilling in the Pound.*

III. *And*

Persons refusing to
serve as Assessors or
Collectors, forfeit
£5.

for the Use of the
County.

III. *And be it also enacted*, That if any Person or Persons appointed Assessors or Collectors as aforesaid, shall refuse or neglect to serve as such, each and every such Person so neglecting or refusing, shall forfeit and pay the Sum of Five Pounds, to be levied, in default of Payment, by Warrant of Distress and Sale of the Goods of such Person or Persons, under the Hand and Seal of any two of His Majesty's Justices of the Peace for the County wherein such Person or Persons shall or may be appointed, returning the Overplus, if any be, to the Owner or Owners of the Goods so to be distrained and sold as aforesaid; and such Fine shall be paid to the Treasurer of such County, for the Use of the said County,

Seventeen Pounds
advanced out of the
Province Treasury,
to be repaid by the
County Treasurer.

IV. *And Whereas the Sum of Seventeen Pounds has been paid out of the Province Treasury, for Payment of the Charges in bringing certain Prisoners from Windsor, to the Gaol of Halifax, Be it therefore enacted*, That the County Treasurer shall repay into the Province Treasury the aforesaid Sum of Seventeen Pounds, out of such Monies as shall be paid into his Hands by Virtue of this Act.

C A P. VII.

An ACT in further Addition to, and in amendment of An Act made in the Thirty Second Year of His late Majesty's Reign, intituled *An Act for preventing Trespasses.*

32 Geo. 2. c. 14.

Preamble:

****HEREAS* many Farms in this Province, are bounded by
W Rivers that are fordable at low Water; And Whereas it
* would be impracticable to make any Fence that would stand
* the Force of the Tides in such Rivers: And Whereas great
* Damage has been done to such Lands by Cattle running at large, and
* the Persons to whom such Cattle belongs could not, by Law, be prosecuted for a Trespass, as such Rivers are not deemed a sufficient Fence,
Be it therefore Enacted by the Lieutenant Governour, Council, and Assembly, That to all Farms which are bounded on Rivers where the Tide flows Eight Feet and upwards, at common Tides, such River so far up shall be deemed a sufficient and lawful Fence.

All Rivers shall be
deemed lawful
Fences, where the
Tide flows Eight
Feet and upwards.

Persons refusing to
serve as Overseers
of the Poor, shall
forfeit £5.

II. *And Whereas the Penalties inflicted by an Act intituled An Act for preventing Trespasses, upon Persons refusing to serve in the Office of Overseers of the Poor, are insufficient for the End and Design of the said Act, Be it Enacted*, That when and as often as any Person nominated as by the said Act is directed, shall refuse to serve the said Office, he shall forfeit and pay the Sum of Five Pounds.

III. *And*

III. *And Whereas the Sums arising from the Penalties for not serving the said Office of Overseer of the Poor, are not appropriated, Be it enacted, That all such Sums of Money, as by Virtue of the said Penalties have been received, and now remain with the Clerk of the Supreme Court, and all such Sums of Money which may hereafter be received on Account of the said Penalties, shall be paid to the Overseers of the Poor, for and towards the Relief and Support of the Poor of the several Towns for which they shall be respectively appointed.*

Such Penalties to be for the Relief of the Poor.

C A P. VIII.

An ACT in Addition to an Act made and passed in the Thirty Third Year of His late Majesty's Reign, intitled An Act in Addition to An Act for regulating Petit Juries, and declaring the Qualification of Jurors.

33. Geo. 2. c. 9.

E it enacted by the Lieutenant Governor, Council, and Assembly, That it shall and may be lawful for the Supreme Court, and the respective Inferior Courts and Sessions, on or before the last Day of their Sittings in each Term, to draw from the Box or Boxes deposited with the respective Clerks, and containing the Rolls or Tickets of the Names of the Grand and Petit Juries, such and so many Rolls or Tickets or Names, as may be sufficient to serve as Grand Jurors and Petit Jurors for the Term or Sittings of the said Supreme Court and Sessions of the Peace, and of Petit Jurors for the said Inferior Court next ensuing the Term or Sittings wherein the said Grand and Petit Jurors shall be so drawn as before directed.

The Juries to be drawn before the End of the Term, to serve at the next ensuing Term.

II. *And be it further enacted, That a Precept for summoning the said Grand and Petit Jurors, when so drawn, shall be signed by the Chief Justice of the Supreme Court, and First Justice of each Inferior Court and Sessions of the Peace; and that the said Precepts shall be filed in the said Courts by the respective Clerks.*

A Precept for summoning the Juries so drawn, shall be signed by the Chief Justice of the Supreme Court, &c.

III. *And it is hereby further enacted, That each and every of the Clerks of the said respective Courts shall, by Virtue of the said Precepts, ten Days before the Meeting of the then next ensuing Courts, issue out a Venire facias for summoning the said Grand and Petit Jurors, pursuant to the Tenor of the said Precepts, any former Law, Usage or Custom to the contrary notwithstanding.*

The Clerk of each Court shall issue a Venire facias, for summoning such Juries, ten Days before the Meeting of the next Court.

CAP IX.

An ACT to empower the Supreme Court, at their stated Sittings in the Town of Halifax, to try Offenders who may be guilty of Felonies in other Counties in this Province.

Preamble.

* * * * * *HEREAS* it often happens that Persons are charged with
 * * * * * *W* committing Felonies in many Parts of this Province, at a
 * * * * * great Distance from the Town of Halifax, and in such Cases
 His Majesty's Governors have found it necessary and expedient to issue Commissions of Oyer and Terminer, and General Gaol Delivery, for the Trial of such Offenders in the proper Counties where such Offences have been committed: And Whereas it has been found by Experience, that the executing such Commissions in those Counties which are situated on the Sea Coasts, or to which there is no Communication by Land, has been attended with great Expence, in the Hire of Vessels to carry the Judges and the Officers of the Court, and for their Support; and the Uncertainty of Passages by Sea renders it very difficult to procure Jurors, and also to collect the Witnesses that may be necessary to be examined on the Trial of such Offenders, as the Inhabitants do not live together in any one Town or Place, but are settled in different Parts of the Country, many Miles distant from each other: In order therefore to remedy these Inconveniencies, Be it enacted by the Lieutenant Governor, Council, and Assembly, When any Person or Persons shall be charged with any Felony, done or committed in any County situate on the Sea Coasts of this Province, or to which there is no Communication with the Town of Halifax by Land, that the Justice of the Peace before whom such Offender or Offenders shall be examined, shall commit such Offender or Offenders to His Majesty's Common Gaol for the County of Halifax, and shall bind the Witnesses by Recognizance, to appear and give Evidence against such Offender or Offenders, at His Majesty's Supreme Court, Court of Assize, or General Gaol Delivery next to be held for the County of Halifax.

Persons charged with Felonies, done in any County, to which there is no Communication by Land with the Town of Halifax, shall be committed to the County Gaol of Halifax, and the Witnesses bound to appear at the next Supreme Court at Halifax.

The Supreme Court held for the County of Halifax, empowered to proceed against such Offenders.

II. *And be it further Enacted*, That His Majesty's said Supreme Court, Court of Assize, or General Gaol Delivery, shall be and hereby is empowered to proceed to the Trial of such Offenders, in the same Manner as if the Felonies with which they are charged had been done and committed in the County of Halifax; and all Trials, Verdicts, Judgments, Executions, and other Proceedings whatsoever of the said Court, to be had thereupon, shall be and hereby is declared to be as good, valid, and effectual in the Law, to all Intents and Purposes whatsoever, as if the same had been in the County where such Felonies had been committed; any Law, Usage, or Custom to the contrary thereof in any wise notwithstanding.

III. *Provided*

III. *Provided Nevertheless*, That nothing in this Act contained shall be of any Force or Effect until His Majesty's Pleasure shall be known therein.

This Act not to be in force until the King's Pleasure be known.

C A P. X.

An ACT in Amendment of an Act made and passed in the Seventh Year of His Majesty's Reign, intituled *An Act for Partition of Lands in Copercenary, Joitenancy, and Tenancy in Common, and thereby for the more effectual collecting His Majesty's Quit Rents in the Colony of Nova Scotia.*

7. Geo. 3. c. 2.
2 Sejs.

W *HEREAS* the present Method of executing Writs of Partition, by the Provost Marshal's summoning the Jury to attend on the Lands, in order to view and make Division of the same, may be oftentimes attended with an Expence equal to, or exceeding the Value of the Premisses; and may, in many Cafes, be almost impracticable, from the Nature, Situation, and large Extent of the Lands to be divided, Be it therefore enacted by the Governor, Council, and Assembly, That it shall and may be lawful for the Provost Marshal or his Deputy, upon receiving any Writ of Partition, for dividing any Lands, to proceed to the Execution thereof, in any Place within the County where the Lands shall be, by a Jury of the said County, who shall accordingly make a Division of the same, agreeable to the Bounds expressed in the Grant, and the best Information that can be procured of the Value, Nature and Quality of the Lands; and such Division, so made, shall be as valid and effectual, to all Intents and Purposes whatsoever, as if the same had been made on the Spot; *Provided* that the said Division be made, in every other Respect, agreeable to the Laws in such Cafes made and provided.

Preamble!

Upon Writs of Partition, Division may be made of any Lands by a Jury of the County in any Part of the County where the Lands shall be.

II. *And be it further enacted*, That nothing in this Act contained, shall be of any Force or Effect, until His Majesty's Pleasure shall be known therein.

This Act not to be in force, until the King's Pleasure shall be known.

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