

ANNO TERTIO

VICTORIÆ REGINÆ.

CAP. I.

An ACT to encourage the Killing of Wolves in this Colony.

[Passed 14th September, 1839.]

WHEREAS much injury has arisen to the Inhabitants from the Depredations of Wolves in this Island; and it is expedient to encourage the destruction of the said Animals:— Preamble.

Be it therefore enacted, by the Governor, Council and Assembly of Newfoundland, in General Assembly convened, and by the authority of the same, that from and after the passing of this Act, any Person or Persons who shall produce, or cause to be produced, before any Justice of the Peace in this Island, the Skin of a Wolf recently Killed within this Colony, and shall make and subscribe, or cause to be made and subscribed, a declaration in manner and form as in Schedule A, hereunto annexed; that the same was Killed by or for such Person or Persons, such Person or Persons so applying shall be paid a reward of *Five Pounds*; and if any declaration so made shall be false or untrue, the Person wilfully making such false declaration shall be deemed Guilty of a Misdemeanour.

A reward of £5 to be paid for each Wolf Killed.

II.—*And be it further enacted*, that the said Justice of the Peace shall, on such proof as aforesaid being exhibited, detain or destroy the said Skin, and give to the Person or Persons applying as aforesaid a Certificate in manner and form as in Schedule B hereunto annexed, which Certificate being laid before the Secretary for the Colony, His Excellency the Governor, or Person Administering the Government for the time being, shall issue his Warrant for the Payment from the Treasury of the Colony of the said Sum of *Five Pounds*.

Justices of Peace to give Certificate of each Wolf Killed.

III.—*And be it further enacted*, that there shall be laid before the Legislature at the opening of the next Session, a return of the number

Return of such
Certificates to be
laid before the Le-
gisature.

of such Certificates so presented to the Secretary of the Colony, with the name and residence of the Magistrate certifying, and the name or names of the Party or Parties, and their residence also, to whom such reward was thereby made payable.

Limitation of Act,

IV.—*And be it further enacted*, that this Act shall be and continue in force for two years, and until the end of the then next Session of the Legislature.

SCHEDULES.

A

Form of Declara-
tion.

I, A. B. of _____ in the District of _____
do solemnly declare that I (or A. B. of _____ in the
District of _____ in my presence) on the _____ day of
_____ in the Year of Our Lord _____
at _____ in the District of _____ within the Island of
Newfoundland, did Kill a Wolf, the Skin of which I have deposited
with A. B. Esquire, Justice of the Peace for the _____ District of
Newfoundland.

B

Form of Certifi-
cate.

I, A. B., Justice of the Peace for the _____ District of
Newfoundland, do hereby Certify that A. B. of _____
in the District of _____ within the Colony of Newfound-
land, came before me and deposited in my hands the Skin of a Wolf,
and being examined did solemnly declare the same was Killed on
the _____ day of _____ in the year
_____ by him (or by A. B. in his presence) at
_____ in the District of _____

Given under my Hand this _____ day of
_____ in the Year of Our Lord.

A. B.





ANNO TERTIO

VICTORIÆ REGINÆ.

CAP. II.

An Act for Granting to Her Majesty certain Duties on Goods, Wares, and Merchandize Imported into this Colony and its Dependencies.

[Passed 12th October, 1839.]

MAY IT PLEASE YOUR MAJESTY,

WE, Your Gracious Majesty's most dutiful and loyal Subjects, the Commons of Newfoundland, in General Assembly convened, towards raising the necessary Revenue to defray Her Majesty's Public Expenses in this Island, and to provide for the permanent improvement of the Colony, have freely and voluntarily resolved to give and grant unto Your Majesty the duties hereinafter mentioned; and do therefore beseech Your Majesty that it may be enacted, *And be it therefore enacted*, by the Governor, Council, and Assembly of Newfoundland, in General Assembly convened, and by the authority of the same, that there be raised, levied, collected and paid unto Your Majesty, Your Heirs and Successors, upon all Wines and Spirits, and upon all Goods, Wares, and Merchandize imported into this Colony and its Dependencies, the several duties as the same are respectively set forth in Figures in the Table of Duties hereinafter contained, and denominated—

Preamble.

Duties imposed by this Act.

A Table of Duties payable upon all Wines, Spirits, Goods, Wares and Merchandize, imported into Newfoundland and its Dependencies.

Table.

WINE,—Videlicet— £ s. d.

Champagne, Burgundy, Claret, Hock, and all Wines not otherwise enumerated, described or charged with Duty, the value of which in this Market (exclusive of the Duty hereby imposed thereon) shall exceed the sum of Eight Shillings Sterling per gallon
.....the Gallon 0 1 6

3rd Victoria, Cap. 2.

	£	s.	d.
Port, Sherry, Madeira, and all other Wines the Value of which as aforesaid shall exceed the sum of Five Shillings Sterling per gallon. the Gallon	0	1	0
Fayal Madeira, Bronte Madeira, Marsala, Malaga Sherry, Figueira Port, Tenerife, and all other Wines the value of which as aforesaid shall exceed the sum of Two Shillings and Sixpence Sterling per gallon the Gallon	0	0	9
Catalonia, Benecarlo, Common Fayal, Cargo Claret, and all other Wines the value of which as aforesaid shall not exceed the sum of Two Shillings and Sixpence Sterling per gallon. the Gallon	0	0	6
SPIRITS,—Videlicit—			
Brandy, Rum, Gin, and all other Spirituous Liquors, the manufacture of the United Kingdom or of any of Her Majesty's Colonies or Possessions. the Gallon	0	0	6
Beef and Pork (Salted) the Cwt.	0	0	9
Flour, the Barrel not exceeding in weight 196 pounds	0	0	9
Oatmeal, the Barrel, not exceeding in weight 200 pounds	0	0	6
Bread or Biscuit, the Cwt.	0	0	3
Butter, the Cwt.	0	1	6
Molasses			Free.
Salt			Free.
Implements and Materials fit and necessary for the Fisheries —Videlicit, Lines, Twines, Hooks, Nets and Seines			Free.
Coin and Bullion			Free.
Horses, Mares and Geldings			Free.
Neat Cattle and Calves			Free.
Sheep			Free.
Hogs			Free.
Potatoes and all other Vegetables			Free.
Printed Books			Free.
Apples, the Barrel	0	0	6
Coals, the ton	0	0	6
Lumber, one inch thick, the thousand feet	0	1	0
Ton Timber and Balk of all kinds, including Scantling, the Ton	0	0	6
Shingles, the thousand	0	0	4
Tea, the pound	0	0	1
Goods, Wares and Merchandize not otherwise enumerated, described, or charged with duty in this Act, and not herein declared to be duty free, for every £100 of the true value thereof	2	10	0

Duties to be paid by Importers.

All which Duties shall be paid by the Importer or Importers of such articles to the Collector or Sub-Collectors of Her Majesty's Customs, and shall be collected and secured by the means, and under the regulations and penalties and in the way and manner hereinafter provided.

Timber, Lumber, &c. previous to entry to be measured as required by Law.

II.—*And be it further enacted*, that upon the entry of any Timber, Lumber or Shingles, subject to duty by this Act, and which may be hereafter imported into this Island or its Dependencies, the Master or Commander of the Vessel in which such Timber, Lumber, or Shingles may have been imported, shall, before such Vessel shall be cleared at the Customs, produce to the Collector or Sub-Collectors, respectively,

a certificate from some one of the Sworn Surveyors of Lumber appointed by Law, of the true measurement and contents of such Timber, Lumber, or Shingles respectively.

III.—*And be it further enacted*, that the said Duties shall be raised, levied, and exacted on all such Goods, Wares and Merchandize, over and above and in addition to the Duty or Duties now raised, levied, or collected on the same articles, under and by virtue of an Act of the Imperial Parliament passed in the third and fourth Years of the Reign of His late Majesty King William the Fourth, intituled, "*An Act to regulate the Trade of the British Possessions abroad*," and over and above and in addition to any Duty or Duties now raised, levied, or collected on the same, under or by virtue of any other Act or Acts of the Imperial Parliament, and that nothing in this Act contained shall reduce or lessen, or be construed to reduce or lessen, the amount of any such Duty, or Duties, now received or receivable under the said Acts of the Imperial Parliament, or any of them.

Duties hereby imposed to be in addition to those previously existing.

IV.—*And be it further enacted*, that all sums of Money granted or imposed by this Act, either as Duties, Penalties, or Forfeitures, shall be deemed and are hereby declared to be Sterling Money of Great Britain; and that all such Duties shall be paid and received according to British Weights and Measures in use on the *Sixth* day of *July*, One Thousand Eight Hundred and Twenty-five; and that in all cases where such Duties are imposed according to any specific quantity or any specific value, the same shall be deemed to apply in the same proportion to any greater or less quantity or value.

Duties to be in Sterling, and according to Imperial Weights and Measures of July, 1825.

V.—*And be it further enacted*, that the produce of the Duties received by the means and powers of this Act shall be accounted for and paid quarterly by the Collector or Sub-Collectors of Her Majesty's Customs, into the hands of the Treasurer or Receiver General of this Island, or other proper Officer authorized to receive the same, to be applied to such uses as shall be directed by the Legislature of this Island of *Newfoundland*.

Duties to be paid over to Colonial Treasurer quarterly.

VI.—*And be it further enacted*, that all Ships and Vessels arriving at any Port, Harbour, Roadstead or Cove, in this Island or its Dependencies, having on board any Goods, Wares or Merchandize, and the Masters, Owners, Consignees and Importers of the same respectively, shall be under and subject and be liable to the same Rules, Regulations, Forms and Restrictions as are expressed and contained in an Act passed in the Imperial Parliament in the third and fourth years of the Reign of His late Majesty King William the Fourth, intituled "*An Act to regulate the Trade of the British Possessions abroad*," in respect to the report and entry of such Vessels and their Cargoes with the Collector of Her Majesty's Customs or the Sub-Collectors as aforesaid, both inwards and outwards, the entry of goods comprising any of the said articles to be laden or unladen, the payment of all Duties and Dues, the entry inwards of such Goods by Bill of Sight, the Regulations made and provided in case the Importer of any Goods subject to Duty under this Act should refuse to enter the same and pay the Duties thereon, the validity of any entry made, the mode and manner of Warehousing Goods without payment of Duty on the first entry thereof, and the Rules in reference thereto, the mode of giving Bond on the entry of Goods to be Warehoused, the Fines, Penalties and Forfeitures imposed or incurred on a breach of any and of all such Regulations, the mode and manner of prosecuting for and recovering any such Penal-

Same forms of entry &c. to be observed as directed by 3 & 4 Wm. 4, Cap 59.

ties or Forfeitures, and all Enactments, Rules and Regulations contained in the same Act of the Imperial Parliament,—all which shall be in full force and operation, and shall be used and applied to fulfil the intents and purposes of this Act, so far as the same are applicable to this Island and its Dependencies, and not repugnant to any of the provisions of this Act, as fully and absolutely, to all intents and purposes, as if the same were fully detailed, contained, and re-enacted herein: *Provided nevertheless*, that the said Imperial Act shall not extend to annul, restrain or restrict, or be deemed to extend to annul, restrain or restrict, the operation and effect of any of the sections, clauses, or provisions of this Act, in reference to the Colonial Duties imposed, or to the Drawbacks allowed; on any of the said Articles, the Rules or Regulations under which the same are prescribed to be collected or granted, or the Fines, Forfeitures or Penalties herein imposed, any thing herein contained to the contrary thereof notwithstanding.

Proviso.

Value of Goods imported to be stated in the entry.

Penalty on persons making entry without being duly authorized.

Form of declaration of value.

VII.—*And be it further enacted*, that in all cases of Goods entered, either for Duty or to be Warehoused, and chargeable to pay Colonial Duty; according to the Tale, Guage, Measure or Weight thereof, such Tale, Guage, Measure or Weight shall be stated in the entry, and if the Goods in such entry be chargeable to pay Duty according to the value thereof, such value shall be stated in the entry and shall be affirmed by the declaration of the Importer, or his known Agent, written upon the entry and attested by his signature; and if any Person make such declaration, not being the Importer or Proprietor of such Goods, nor his Agent duly authorized by him, such Person shall forfeit the Sum of *One Hundred Pounds*, and such declaration shall be made in manner and form following, and shall be binding on the Person by or in behalf of whom the same shall be made—(that is to say)

I, *A. B.*, do hereby declare that the Articles mentioned in the entry above written, and contained in the packages therein specified, are of the value of Pounds Shillings and Pence Sterling; and I do now tender the same for all Duties. Witness my hand the day of
One Thousand Eight Hundred and

The above Declaration signed
the day of A. D. }
18 , in the presence of }

C. D. (Collector.)

Importers may be examined on oath as to the true value of Goods.

VIII.—*And be it further enacted*, that at the time of entering such Goods, Wares or Merchandize, the Importer thereof, or his Known Agent, shall, if required by the Collector or Sub-Collectors of Her Majesty's Customs, respectively produce the Invoice of such Goods, Wares, and Merchandize, and shall answer on oath all such questions relating to the value thereof as shall be put to him by such Collector or Sub-Collector of Her Majesty's Customs, who are hereby respectively authorized to administer such oath; and in case of failure or refusal to produce such Invoice (unless there be no such Invoice) or to answer such questions, or to answer them truly, or if other than the true and real Invoice be produced, or if such true and real Invoice be altered by such Importer or his known Agent, then and in every such case such Importer shall forfeit the sum of *One Hundred Pounds*: *Provided always*, that if such Articles be charged with Imperial Duties, and have been valued according to the provisions of the Imperial Act, such valuation shall be accepted as the true value for paying or securing the Colonial Duties thereon.

IX.—*And be it further enacted*, that if, upon examination, it shall appear to the Collector or Sub-Collector of Her Majesty's Customs, Landing Waiter, or Guager, that such Articles are not valued according to the true value thereof, it shall be lawful for such Collector or other Person to detain and secure such Articles, and within *three days* from the landing thereof to take such articles for the use of the Crown; and the said Collector or other Person shall thereupon, in any such cases, cause the amount of such valuation, with an addition of *Ten Pounds per Centum* thereon, and also the Duties paid upon such entry, to be paid to the Importer or Proprietor of such Articles, in full satisfaction for the same, and shall dispose of such Articles for the benefit of the Crown; and if the produce of such Sale shall exceed the Sum so paid, and all charges incurred by the Crown, One Moiety of the overplus shall be given to the Officer or Officers who had detained and taken such Articles, and the Moiety detained for the benefit of the Crown shall be paid to the Treasurer or the Receiver General of this Island, or other proper officer authorized to receive the same, to be applied to the public uses of this Colony, as the Legislature shall direct.

Goods under-valued may be detained and sold.

Appropriation of proceeds:

X.—*And be it further enacted*, that in all cases where the Duty imposed by this Act shall not amount to more than *Twenty-five pounds*, the Collector or Sub-Collector of Her Majesty's Customs shall forthwith collect the same, before granting his Warrant for the removal of the article so imported; and in case such Duty shall amount to more than *Twenty-five Pounds*, then such Collector or Sub-Collector shall be at liberty to secure the said Duties by taking Bond from the Importer, Owner, or Consignee, to Her Majesty, Her Heirs, and Successors, with Two sufficient Sureties, for the payment of the Rates and Duties herein-before mentioned, in manner following, that is to say— for Wines and Spirits, one half of the said Duties in *Three Months*, and the remainder of the same in *Six Months*; and for all other Goods, Wares and Merchandize whatsoever, in *Three Months* from the date or dates of such Bond or Bonds respectively.

Duties not amounting to £25 to be paid immediately—above that amount Bond to be taken.

XI.—*And be it further enacted*, that there shall be allowed on the exportation of all Wines, and all Brandy, Gin, Rum, and all other Spirituous Liquors, and of all Muscovado Sugar, from this Island of *Newfoundland* to the *United Kingdom*, or any other British Possession, or to any Foreign Port or Place, a Drawback of the full Duties which shall have been paid under this Act upon the Importation thereof into *Newfoundland*: *Provided* proof be made to the satisfaction of the Collector of Her Majesty's Customs, or other proper Officer authorised to collect the Colonial Revenue in this Island, that such Wines, Brandy, Gin, Rum, and other Spirituous Liquors, and such Sugar, respectively, had been duly imported into the United Kingdom or other British Possession, or into such Foreign Port or Place, by a certificate under the hands of the Collector and Comptroller of the Customs at such Port in the United Kingdom, or in such British Possession, or under the hand and seal of the British Consul or Vice Consul in such Foreign Port or Place, or if there be no Consul or Vice Consul at such place then under the hands and seals of two well-known Merchants, of the actual and due landing of such Wines, Brandy, Gin, Rum, and other Spirituous Liquors, or of such Sugar, at such Port in the United Kingdom or such British Possession, or such Foreign Port or Place, respectively: *Provided always*, that no drawback shall be allowed upon any such Wines, Brandy, Gin, Rum, or other Spirituous Liquors, or such Sugar, unless the same shall be exported in Boats or Vessels exceeding in burthen Sixty Tons registered Tonnage, and be claimed within One Year from the day of such Shipment: *Provided nevertheless*, that the aforesaid Collector, or other proper Officer, is hereby

Allows Drawback on Exportation of Wines, Spirits, and Muscovado Sugar.

Proviso.

authorized to allow a further time for the production of such Certificate on reasonable cause.

Governor may order Goods, &c. seized or detained to be restored.

XII.—*And be it further enacted*, that in case any Goods, Ships, Vessels, or Boats, shall be seized as Forfeitures, or detained as undervalued, under this or any Colonial Law, it shall and may be lawful for the Governor, Lieutenant Governor, or Person administering the Government of this Island, for the time being, by and with the advice and consent of Her Majesty's Council, to order the same to be restored, in such manner and on such terms and conditions as he shall think fit to direct; and if the Proprietors of the same shall accept the terms and conditions prescribed by the said Governor, Lieutenant Governor, or Person administering the Government, by and with the advice and consent aforesaid, he or they shall not have or maintain any action for recompense or damage on account of such seizure or detention, and the person making such seizure shall not proceed in any manner for condemnation.

Governor to appoint a Board to audit accounts of Receivers of Duties imposed by this Act.

XIII.—*And be it further enacted*, that it shall be lawful for the Governor, Lieutenant Governor or person administering the Government of this Island, to nominate One Member from the Council and Two Members from the Assembly, who shall constitute a Board of Audit, who shall have power to Audit the Accounts of the Receivers of the Duties imposed by this Act, and finally to settle and close the Accounts of such Receivers: *Provided always*, that such Accounts so audited shall be laid before the Legislature, in each Session, within One Month from the commencement thereof.

Remuneration to Officers of Customs for Collection of Duties.

XIV.—*And be it further enacted*, that there shall be allowed and paid to the Collector and other Officers of Her Majesty's Customs, and to defray all expenses of remuneration for the collection of the Colonial Revenue, and charges incidental thereto, the sum of One Thousand Two Hundred and Ninety-seven Pounds Seventeen Shillings, to be appropriated in the manner following, to wit:—

Collector of Her Majesty's Customs at Saint John's, Fifty Pounds.

To the same Officer to be deposited in the Colonial Chest until the adjudication of Her Majesty's Secretary of State for the Colonies on the subject of increased remuneration be ascertained, One Hundred and Fifty Pounds.

Tide Surveyor at St. John's, One Hundred and Fifty Pounds.

Landing Waiter at St. John's, One Hundred and Fifty Pounds.

Clerk of Collector at St. John's, One Hundred Pounds.

Sub-Collector at Fogo, One Hundred Pounds.

Sub-Collector at La Poile, One Hundred Pounds.

Sub-Collector at Greenspond, One Hundred Pounds.

Preventive Officer at Bay Bulls, Fifty Pounds.

Tide Waiters at St. John's, Two Hundred and Seven Pounds Seventeen Shillings.

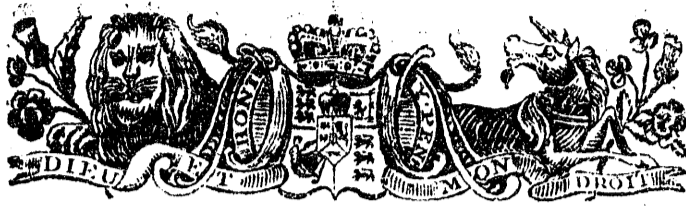
Imperial Sub-Collectors, One Hundred and Ten Pounds.

Stationery, Printed Forms, Postages, and other ordinary Charges and Expenses, Thirty Pounds.

Limitation.

XV.—*And be it further enacted*, that this Act shall be in force and continue from the period of the expiry of an Act passed Anno Secundo Victoriae Reginae, Cap. 2, denominated "An Act for granting to Her Majesty certain Duties on Goods, Wares, and Merchandize imported into this Colony and its Dependencies," and from thence until the Eighteenth Day of November, in the Year of Our Lord One Thousand Eight Hundred and Forty, and no longer.





ANNO TERTIO

VICTORIÆ REGINÆ.

CAP. III.

An Act to provide for the safe keeping and due collection of the Colonial Revenue of Customs.

[Passed 12th October, 1839.]

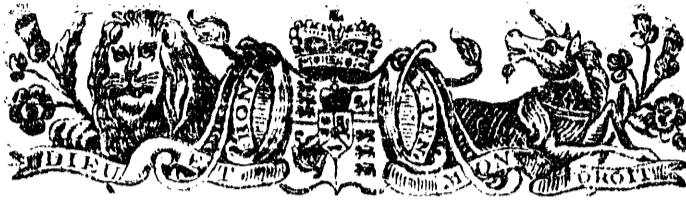
WHEREAS an Act was passed in the Second Year of Her present Majesty's Reign, entitled "*An Act for Granting to Her Majesty certain Duties on Goods, Wares and Merchandize Imported into this Colony and its Dependencies*": And whereas the said Duties are by the said recited Act placed under the management of the Collector of Her Majesty's Customs, and are received and collected by the said Collector and other Officers of Her Majesty's Customs acting under him; And whereas it is expedient and advisable that the said Collector, and all other Officers aforesaid, should be placed in the same position with respect to the due collection and safe keeping of the Colonial Duties aforesaid, as they now are with respect to the Imperial Revenue.

Preamble.

2 Vict. Cap. 2.

Be it enacted, by the Governor, Council, and Assembly, of Newfoundland, in General Assembly convened, that the Collector of Her Majesty's Customs, and all other Persons employed under him into whose hands any Monies granted unto Her Majesty by the said recited Act, or by any Act hereafter to be passed by the Legislature of this Island, with the like intent and purpose, shall enter into and they are hereby required to give such securities for the due collection and safe keeping of all such Monies as the Governor or Person administering the Government for the time being shall, with the advice of Her Majesty's Council, deem to be reasonable and necessary.

Officers of Customs employed collecting Colonial Revenue to give due Security.



ANNO TERTIO

VICTORIÆ REGINÆ.

CAP. IV.

An Act to make provision for the greater protection of the Revenue at the Port of St. John's.

[Passed 12th October, 1839.]

WHEREAS it is necessary to provide for the greater protection and the more effectual Collection of the Revenue in the Port of St. John's: Preamble.

Be it therefore enacted, by the Governor, Council, and Assembly of Newfoundland, in General Assembly convened, that from and out of the Monies in the hands of the Treasurer of Newfoundland, and unappropriated, there be Granted to Her Majesty, Her Heirs, and Successors, the Sum of Two Hundred Pounds, towards establishing a Preventive Boat in the said Port, for the better protection of the Revenue. Sum of £200 granted for establishing a Preventive Boat at St. John's.

II.—*And be it further enacted*, that it shall and may be lawful for His Excellency the Governor to establish a Preventive Boat, with a Crew of Four Revenue Boatmen; such Boat shall be placed under the Superintendance and Control of the Collector of Her Majesty's Customs at the said Port of St. John's. Governor to establish such Boat and Crew, which are to be under the control of the Collector.

III.—*And be it further enacted*, that this Act shall continue and be in force until the last Day of November, in the Year of Our Lord One Thousand Eight Hundred and Forty. Limitation of Act.



ANNO TERTIO

VICTORIÆ REGINÆ.

CAP. V.

An Act to amend several Acts now in force respecting Light Houses, and to make further provision for the said Light Houses, and to consolidate the Laws respecting the same.

[Passed 12th October, 1839.]

WHEREAS it is necessary and expedient to amend the Acts now Preamble. in force respecting the erection and support of Light Houses within the Colony, and to make further provision for the said Light Houses, and to consolidate the Laws respecting the same.

Be it therefore enacted, by the Governor, Council, and Assembly, that the following Acts, to wit:—

An Act passed in the second Session of the 4th Year of the Reign 4 W. 4, cap. 4. of his late Majesty King William the 4th, entitled “An Act for the Establishment of Light Houses.”

An Act passed in the second Session of the 5th Year of the Reign 5 W. 4 cap. 7. of his late Majesty King William the 4th, entitled “An Act for the establishment of a Light House on Harbor Grace Island.”

An Act passed in the first Year of the Reign of her present Majesty, entitled “An Act to authorize the raising by loan a further Sum of 1 Vict. cap. 8. Money for the completion of the Light House on Harbor Grace Island, and to make further regulations respecting the same”—

be, and the same severally are, hereby repealed, save and except all such clauses and parts of the said Acts, or any of them, as provide for or relate to the repayment of any and all Sums of Money, that have, under the provisions of the said Acts, been loaned or borrowed from any person or persons, and which provide for the satisfaction and security of such Public Creditors. Certain portions of recited Acts repealed.

All expenses attending Light Houses to be defrayed out of the Colonial Treasury.

II.—*And be it further enacted*, that the expenses of supporting, maintaining, and keeping up the several Light Houses now erected or hereafter to be erected under the authority of the Legislature, in the Colony, and also the Salaries and remuneration to the Light House Keepers and their Assistants, (if required) shall be borne and defrayed out of the Public Treasury of the Colony, by Warrant under the hand and seal of the Governor or person administering the Government for the time being.

Governor with advice of Council to appoint Commissioners for the purposes of this Act.

III.—*And be it further enacted*, that it shall and may be lawful for the Governor or person administering the Government for the time being, by and with the advice of Her Majesty's Council, to appoint five persons to be Commissioners, of whom three shall be a quorum, for the purpose of superintending, directing, and regulating the management of the affairs of the said several Light Houses; which said Commissioners are hereby constituted a Board of Audit and Control for the administration of all matters touching and concerning the conducting and maintenance of all Light Houses belonging to this Colony; and that all purchases for and on account of the said Light Houses, shall be upon a Public Notice or Advertisement for Tenders for the same, and the lowest of such Tenders, for an article of suitable quality, shall on all occasions be preferred, and all accounts and vouchers relating to any expense incurred on account of such Light Houses shall from time to time be furnished to the Treasurer of the Colony, before the respective Sums of Money shall be drawn from the Treasury; and in case of the death, absence, or resignation, of any such Commissioner or Commissioners, it shall and may be lawful for the Governor or person administering the Government for the time being, by and with the advice aforesaid, to nominate and appoint a Commissioner or Commissioners in his or their stead.

Commissioners to appoint Light House Keepers, &c.

IV.—*And be it further enacted*, that it shall and may be lawful for the said Commissioners, or any three of them, to appoint Light House Keepers, and Assistants, (if required) for the several Light Houses hereinbefore mentioned, or which may hereafter be erected, and that the Salaries of and remuneration to such persons so to be appointed, and the incidental expenses of supporting, maintaining and keeping up the said Light Houses, shall be subject to the control and approval of the Legislature.

Dues payable by Shipping.

V.—*And be it further enacted*, that for the purposes of this Act, there shall be raised, levied, collected, and paid, to Her Majesty, Her Heirs and Successors, upon every Merchant Ship or Vessel, entering any Port within the Colony, from Cape Ray to Cape John, (other than Coasting, Sealing and Fishing Vessels), a duty or rate of three pence sterling per ton, for every ton register measurement of each respective Vessel as aforesaid; Provided, that such duty shall not be levied upon any such Ship or Vessel more than twice in each Year; And that there shall in like manner be raised, levied, collected and paid upon every registered decked Vessel employed in the Sealing, Fishing, or Coasting trade of the Colony, or the Labrador, and entering any of the Ports aforesaid, the rate or duty of Twenty Shillings sterling for each and every such Vessel, from Ninety tons burthen and upwards; and a like rate or duty of Fifteen Shillings sterling for each and every such Vessel exceeding Sixty tons burthen and under Ninety tons register tonnage, per annum; and a like duty or rate of Ten Shillings sterling for each and every such Vessel less than Sixty tons burthen, register tonnage, per annum.

VI.—*And be it further enacted*, that the Collector of Her Majesty's Customs at the Port of St. John's is hereby authorized and empowered to appoint the several Sub-Collectors within the Colony, or some other fit and proper person or persons in such Ports where no such Sub-Collector shall reside, to demand, recover, and receive, the said several duties and rates imposed by this Act; and that all Monies raised and levied under the provisions hereof shall be paid over quarterly to the said Collector for the use of the Colony; and that there shall be allowed to the said Collector of Her Majesty's Customs a commission of ten per centum upon the amount so raised, levied, and collected, as a compensation for the trouble in collecting the same.

Collector of Customs to appoint proper persons in the Out Ports to receive Light Dues.

VII.—*And be it further enacted*, that on the non-payment by the Master, Owner or Owners of any Ship or Vessel, of any duty or dues incurred or payable under this Act, such duty or dues shall and may be sued for and recovered by and in the name of the person or persons duly authorized to receive the same, in a summary way, before any one or more Justice or Justices of the Peace, within the District where such person or persons so authorized as aforesaid may reside, together with all costs incurred, and shall be levied on the Goods and Chattels of the Owner or Owners, or of the Master of the respective Ship or Vessel on account of which the said Light duty, or dues, shall severally and respectively be payable.

Recovery of dues.

VIII.—*And be it further enacted*, that it shall not be lawful for the Collector of Her Majesty's Customs at the Port of Saint John's, or for any Sub-Collector or other Officer of Customs, within the Colony, to admit to entry any Ship or Vessel, subject and liable to the payment of any such duties or dues aforesaid, within the several ports of the Colony as aforesaid until the said duties and dues imposed by this Act shall be paid to the person duly authorized to recover the same; and likewise that it shall not be lawful for the said Collector, or any Sub-Collector, or other Officer of Customs, as aforesaid, to grant a clearance to any Coasting or Fishing Vessel within the description herein before set forth in this Act, until the several dues and duties imposed as aforesaid shall be paid to the person duly authorized to receive the same.

Vessels not to be admitted to entry till Light Dues are paid.

IX.—*And be it further enacted*, that a detailed account of all rates and dues received on account of the said Light Houses, and a particular statement of all costs, charges and disbursements incurred or paid, shall be furnished annually, by the said Board of Control, to the Governor, or person administering the Government for the time being, to be laid before the Legislature at the commencement of each Session.

Accounts to be laid before the Legislature.

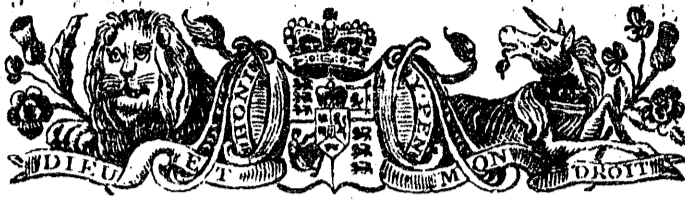
X.—*And be it further enacted*, that any Money raised under the provisions of this Act, and remaining in the Treasury of the Colony after the disbursements of the Annual expenses of the said several Light Houses, shall be held by the Treasurer as a separate fund, for the purposes of Light Houses, and shall not be placed by the said Treasurer in his general accounts of Duties and Monies received for the service of the Colony.

Overplus of Monies raised under this Act to remain in the Treasury as a distinct fund.

XI.—*And be it further enacted*, that this Act shall continue and be in force for the period of Three Years, and from thence to the end of the next Session of the General Assembly.

Limitation of Act.





ANNO TERTIO

VICTORIÆ REGINÆ.

CAP. VI.

An Act to regulate the Granting of Licenses for the Sale by Retail of Wines, Ale, and Spirituous Liquors, in Newfoundland.

[Passed 12th October, 1839.]

WHEREAS in order to conduce to the more equal and efficient collection of License Monies from all the Venders of Wines, Ale, and Spirituous and other Liquors by Retail, it is expedient to amend the Laws relating to the Granting of Licenses, and also to provide a more summary and less expensive mode of proceeding against Persons guilty of Vending the same contrary to Law.

Preamble.

Be it therefore enacted, by the Governor, Council and Assembly of Newfoundland, that the Justices at the several Sessions of the Peace that shall be holden next after the passing of this Act, or next after the publication thereof in the respective Districts of this Island, shall and they are hereby authorized and required to make and ordain Rules touching and concerning the Granting of Licenses to Persons selling or intending to sell Wines, Ale, and Spirituous Liquors, in less quantities than two gallons at one time, and by such Rules shall regulate the scale of License Monies payable within the several localities in the respective Districts of this Island; *Provided* that within the Town of St. John's and its Vicinity the said License Money shall not in any place exceed the Sum of Seven Pounds Ten Shillings, and shall not be less than Two Pounds Ten Shillings; *And provided further*, that in the Towns of Carbonear, Harbor Grace, and Brigus, and their Vicinities, the said License Money shall not exceed in any place the Sum of Five Pounds, nor be less than the Sum of Two Pounds Ten Shillings.

Justices in Sessions authorized to make Rules &c. for the granting of Licenses under this Act

Sums to be charged for Licenses.

Such Rules to specify metes and bounds within which such Sums are chargeable.

II.—*And be it further enacted*, that the said Rules shall specify the Metes and Bounds within which, in the said several Towns and Vicinages, the said several Sums shall be payable for and on account of such Licenses; Provided that in the other Towns and Places of the Central District of this Island, and in all other Places in the Northern and Southern Districts, the Sum chargeable for such License shall in all cases be Two Pounds Ten Shillings.

Justices to grant Licenses, to proper Persons, for one Year.

III.—*And be it further enacted*, that the Justices of the Peace at every General or Quarter Sessions of the Peace shall be authorized, and they are hereby empowered, to Grant Licenses to such Persons as the said Justices shall, in the execution of the powers herein contained, and in the exercise of their discretion, deem fit and proper, to sell Wines, Ale, and Spirituous and other Liquors, by retail; and such License shall be and continue in force for one whole Year from the date of the issue of the same.

Penalties on Persons retailing Spirits &c. without such Licenses.

IV.—*And be it further enacted*, that every person who shall Sell, Barter, Exchange, or for valuable consideration otherwise Vend, Wines, Ales, or Spirituous Liquors, by Retail, or shall permit or suffer any Wines, Ale, or Spirituous Liquors to be Sold, Bartered, Exchanged, or otherwise Vended for valuable consideration, by Retail, without being duly Licensed so to do, shall for every such offence, on summary conviction before any one Justice of the Peace, forfeit and pay a Sum or Penalty not exceeding Ten Pounds nor less than Two Pounds Ten Shillings, together with the costs of the conviction; *Provided always*, that no penalty for such Sale, Barter, Exchange, or other disposal of any such Wines, Ale, or Spirituous Liquors by Retail, without License, shall be incurred by the Heirs, Executors, Administrators or Assigns, of any Person Licensed under this Act who shall die, become bankrupt, or take the benefit of any Act for the Relief of Insolvent Debtors, before the expiration of his License, so as such Sale, Barter, Exchange, or other disposal of such Wines, Ale, or Spirituous Liquors shall be *bona fide* for the benefit of the Estate of such Person having Deceased or become Insolvent, and take place prior to the General or Quarter Sessions then next ensuing, unless such General or Quarter Sessions shall be holden within fourteen days next after the Death, Bankruptcy, or Insolvency of the said Person; and in any such case, to the General or Quarter Sessions which shall be holden next after such General or Quarter Sessions as aforesaid.

PROVISO.

Persons aggrieved by decision of Justices to appeal to next Sessions on giving specified notice thereof.

V.—*And be it further enacted*, that any Person who shall think himself aggrieved by such conviction may appeal against the same to the next General or Quarter Sessions of the Peace holden in or nearest to the place where such conviction shall have been made, unless such General or Quarter Sessions shall be holden within twelve days next following; and in that case to the next following General or Quarter Sessions to be holden as aforesaid, and not afterwards; *Provided* that such Person shall give to such Justice notice in writing of his intention so to appeal, and of the cause and matter thereof, within Five Days next after such conviction, and shall within such Five Days enter into a recognizance with two sufficient Sureties, before a Justice of the Peace of the District within which such conviction shall have taken place, conditioned to appear at such Session, and to try such appeal, and to abide the Judgment of the Court thereon, and to pay such Costs as by the said Court shall be awarded; And the Judg-

ment of the said Court shall be final to all intents and purposes; And in case the Party shall not within the time limited as aforesaid serve such notice of appeal, and enter such recognizance, or in case such conviction shall have been affirmed by the said Court of General or Quarter Sessions, the said Penalty, with all reasonable Costs, shall be recovered by Distress and Sale of the Offender's Goods and Chattels.

VI.—*And be it further enacted*, that no person shall use, mix, or infuse, or cause to be mixed or infused, any Foreign Grains, Guinea Pepper, Coculus Indicus, Vitriol, Blue Stone, Tobacco, or any other noxious or pernicious ingredient, with any Ale, Porter, Wine, or Spirituous Liquor, or shall fraudulently deteriorate or adulterate any Ale, Porter, Wine, or Spirituous Liquor, for the purpose of Sale; or shall Vend or offer for Sale, any Ale, Porter, Wine, or Spirituous Liquors, in which any Foreign Grains, Guinea Pepper, Coculus Indicus, Vitriol, Blue Stone, Tobacco, or any other noxious or pernicious ingredient shall have been used, mixed or infused; and any person who shall knowingly or wilfully offend in any of the premises aforesaid, shall for each offence forfeit and pay to our Sovereign Lady the Queen, a Sum or Penalty of Ten Pounds, to be recovered upon complaint or information in a summary way before any two or more Justices of the Peace, and levied, together with all Costs, upon the Goods and Chattels of the Offender.

Penalty for mixing deleterious ingredients with Liquors.

VII.—*And be it further enacted*, that no Person other than those duly Licensed to Sell or Vend Ale, Wine, and Spirituous Liquors by Retail, shall keep up or exhibit in or about any house, out house or building, any Sign-board or Sign containing any words or emblem to the purport or effect, or any sign intended or calculated to intimate that such house or out house or building is an Inn or Public House, or that Ale, Wine or Spirituous Liquors are for Sale by Retail, or in small quantities, in any such house, out house, or building, or by the Owner or Occupier of any of the same respectively: And any Person or Persons knowingly or wilfully offending herein, shall respectively forfeit and pay, for each and every offence, to our Sovereign Lady the Queen, a sum not exceeding Two Pounds, to be recovered upon complaint or information, in a summary way, before any two or more Justices of the Peace, and levied, together with all Costs, upon the Goods and Chattels of the respective Offenders.

No Persons other than those duly Licensed to exhibit a sign-board or other indication of an Inn &c.

Penalty.

VIII.—*And be it further enacted*, that no conviction under this Act, nor any adjudication made on appeal therefrom, shall be quashed for want of form, or be removed by Writ of Certiorari or otherwise in any of Her Majesty's superior Courts of Justice.

Convictions under this Act not to be quashed for informality.

IX.—*And be it further enacted*, that all and every Fine and Penalty recoverable by virtue of this Act, shall be paid over to the Treasurer of this Island, to be appropriated by the Legislature to the uses of the Colony; Provided that in all cases where the said penalties, or any of them, shall have been recovered by the testimony of more than one Witness, one Moiety of the same shall be paid over to the Informer and the other Moiety shall be paid unto the Treasurer of the Colony, to be appropriated as aforesaid.

Application of penalties.



ANNO TERTIO

VICTORIÆ REGINÆ.

CAP. VII.

An Act to revert in the Treasury the sum of Fifteen Hundred Pounds granted to Her Majesty under an Act passed in the first Year of the Reign of Her present Majesty, and remaining unappropriated, and to re-appropriate the same for the purpose of facilitating a communication by Steam between the Port of St. John's and the Port of Halifax in the Province of Nova Scotia.

[Passed 12th October, 1839.]

WHEREAS by a certain Act made and passed in the second Year of the Reign of her present Majesty, intituled "An Act for granting to Her Majesty a sum of Money for defraying the expenses of the Civil Government of this Colony, and for other purposes, for the year ending the Thirtieth day of June, in the Year of Our Lord One Thousand Eight Hundred and Thirty-nine," the sum of Fifteen Hundred Pounds therein mentioned is granted to Her Majesty to be paid any Company or Individual who would employ a Steamer to ply between the Port of St. John's in this Colony, and a Port of Great Britain or Ireland: And whereas no part of the said sum of Money has been appropriated to the purpose for which it was intended and granted, and the whole now remains unappropriated in the Treasury of the Colony: And whereas it is deemed expedient that the said sum of Money should revert to the Public Treasury of the Colony, in order to its re-appropriation.

Preamble.

2 Vict. cap. 10.

Sum of £1500 appropriated by Act above recited to be re-vested in the Treasury

Be it therefore enacted, by the Governor, Council and Assembly that the said sum of Money, and every part thereof, be, and the same hereby is declared to be, subject and liable to re-appropriation for the purposes of the Colony.

and re-appropriated for the purpose of establishing a steam communication between St. John's and Halifax.

II.—*And be it further enacted*, that in order to facilitate the communication between this Colony and the Province of Nova Scotia, it shall and may be lawful for the Governor or Person administering the Government for the time being, by and with the advice of Her Majesty's Council, by warrant under his hand and seal, to draw from the Treasury of the Colony, annually, for the period of Three Years, the sum of Five Hundred Pounds, sterling, to be paid to any Company or Individual who will employ a Steam Vessel, of not less than Eighty-horse power, to ply between the Port of St. John's aforesaid, and the Port of Halifax, or any other convenient Port in the Province of Nova Scotia.

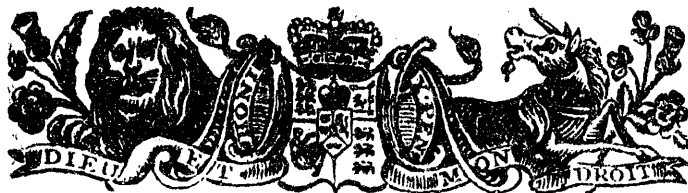
Such sum not to be drawn from the Treasury till bond be given that the vessel to be employed shall be suitably provided &c.

III.—*And be it further enacted*, that it shall not be lawful for the said Governor or Person administering the Government for the time being, to draw any part or portion of the said sum of Money until security shall be given by bond to the Secretary of the Colony, for and on behalf of Her Majesty, in the sum of Three Thousand Pounds, to be approved of by the said Governor or Person administering the Government for the time being, by and with the advice aforesaid, by such Person or Persons aforesaid as may employ the said Steam Vessel, that the said Vessel shall, in all things, be well and sufficiently found, maintained and kept, by the said Person or Persons, and that the said Vessel shall continue to ply between the Ports aforesaid, for the period of Three Years, and shall be likewise bound to make two trips in each month from the Port of St. John's aforesaid to the Port of Halifax, or other convenient Port aforesaid, at such periods in each month as the said Governor or person administering the Government for the time being, by and with the advice aforesaid, shall, for that purpose, direct and appoint: *Provided always*, that in case it shall so happen that the said Steam Vessel shall be at any time or times prevented by the inclemency of the Weather, or from obstruction by Ice on the coast, or any other inevitable accident, from performing the aforesaid voyages, and the same shall be made to appear to the satisfaction of the Governor in Council, then the Person or Persons contracting to employ such Steam Vessel in manner aforesaid shall not be considered to be in default.

Proviso.







ANNO TERTIO

VICTORIÆ REGINÆ.

CAP. VIII.

An Act to repeal part of an Act passed in the second Session of the first General Assembly of this Island, intituled "An Act to regulate the Building of Houses in Water Street in the Town of St. John's.

[Passed 12th October, 1839.]

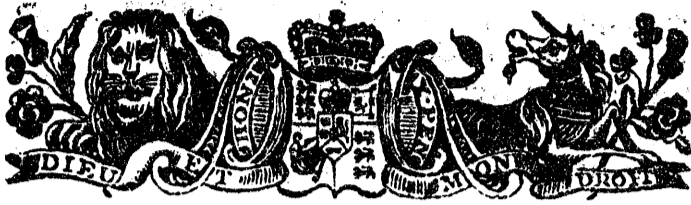
WHEREAS it is expedient to make further provision for regulating the building of Houses in Water Street, in the Town of St. John's. Preamble.

Be it therefore enacted, by the Governor, Council and Assembly of Newfoundland, in General Assembly convened, and by the authority of the same, that from and after the passing of this Act the Second and Seventh Sections of the Act 4th William the Fourth, Chapter the Third, be and the same are hereby repealed. Sec. 2 and 7 of 4 W. 4 c. 3, repealed.

II.—*And be it further enacted*, that all Houses, Stores, Buildings, and Erections whatsoever, which shall or may at any time or times hereafter, be raised, built, or erected, on the North side of Water Street aforesaid, shall be built, made, and erected, entirely of Stone or Bricks and be covered with Slates, Tiles, Iron, Tin or Copper. All Houses, &c. hereafter erected on North side of Water Street to be of Stone.

III.—*And be it further enacted*, that all and every part of the Sixth Section of the said Act of Fourth William the Fourth, Chapter the Third, be made to apply to all and every violation or infringement of this Act. Infringements of this Act.





ANNO TERTIO

VICTORIÆ REGINÆ.

CAP. IX.

An Act to Incorporate the Benevolent Irish Society.

[Passed 12th October, 1839.]

WHEREAS in the Year of Our Lord One Thousand Eight Hundred and Six, the Right Reverend Doctor O'Donnell, Lieutenant Colonel John Murray, James M'Braire, Esquire, John M'Killop, Esquire, Joseph Church, Esquire, Captain Winckworth Tonge, and other persons, Inhabitants of this Island, established and formed themselves into an Association or Society under the name and title of the Benevolent Irish Society, for the purpose of providing for the wants of the Poor, and other purposes; and since which period the said Society has been joined by numerous additional Members, and is now subsisting: And whereas the said Society has acquired a large sum of Money, now lodged in the Public Stock or Funds of the United Kingdom of Great Britain and Ireland, the Interest whereof is appropriated to the purposes of the said Society: And whereas it is expedient for the better regulation thereof, that the said Society shall be constituted a Body Corporate and Politic with perpetual succession. Preamble.

Be it therefore enacted, by the Governor, Council, and Assembly of Newfoundland, and by the authority of the same, that the President, Vice President, the First Assistant, the Second Assistant, the Treasurer, and the Secretary of the said Society, and all other Persons who are now or who shall hereafter be duly admitted Members of the said Society, and their Successors for ever, shall be, and they are hereby constituted and declared to be, one Body Corporate and Politic, in Deed, and in Law, by the name of "*The Benevolent Irish Society*;" Society incorporated by the name of "The Benevolent Irish Society."

and the same shall be a perpetual Corporation; and have a Common Seal, with power to change, alter, and make new the same; and they and their Successors in the name aforesaid may sue and be sued, implead and be impleaded, defend and be defended, answer and be answered unto, in all or any Court or Courts of Judicature within this Island, in all manner of Actions, Suits and Causes whatsoever, and also of Contracting and being Contracted with relative to the Funds of the said Corporation, and the business and purposes for which it is hereby constituted.

Rules and Orders of the Society.

II.—*And be it further enacted*, that the Rules and Regulations made by the said Society on the Eighth day of February, in the year of our Lord One Thousand Eight Hundred and Six, and registered in the Records of the Court of Sessions of St. John's in this Island, on the Fifteenth day of October in the year last aforesaid, shall be, and they are hereby declared to be, the Rules and Regulations of the said Society: *Provided always*, that it shall and may be lawful for the said Society, from time to time, to add to, alter, amend or revoke, all or any of the said Rules and Regulations, as they may deem necessary and expedient for the better regulation and management thereof; *And provided always*, that such Rules or Regulations shall not be in anywise contrary to the Laws of this Island, or the Provisions of this Act.

How property may be acquired.

III.—*And be it further enacted*, that it shall and may be lawful for the said Corporation, by the name aforesaid, to purchase and possess any real or personal Estate, or to accept, hold and possess such as may be gratuitously given, granted, devised or bequeathed, for the use and benefit of the said Corporation; *Provided* that such real and personal Estate shall not at any time altogether exceed the yearly value or income of Three Thousand Pounds, sterling: *And also provided always*, that no part of the principal sum now lodged in the Public Stock or Funds of the United Kingdom of Great Britain and Ireland shall be expended or lessened by the said Corporation; it being the intent and meaning of this Act, that the Interest only of the said Money shall be applied to the annual expenses of the said Corporation.

Investment of property.

IV.—*And be it further enacted*, that it shall and may be lawful for the said Corporation to invest all or any part of the said Monies now in the Public Funds of the United Kingdom of Great Britain and Ireland, in other Public Securities of the said United Kingdom, or of this Island, or to appropriate all or any portion of the same to the purchase of fee-simple Property for the use and benefit of the said Corporation; *Provided always*, that such purchase be ordered pursuant to Resolutions passed at a Public General Meeting of the said Society, duly convened by notice specifying the object of such Meeting, and such Resolutions be also passed by not less than two thirds of the votes of Members then resident within the District of St. John's; and provided also, that it shall not at any time be lawful for the said Corporation to transfer, convey, or sell the Lands or Tenements of the said Corporation, except on Leases not exceeding Forty Years.

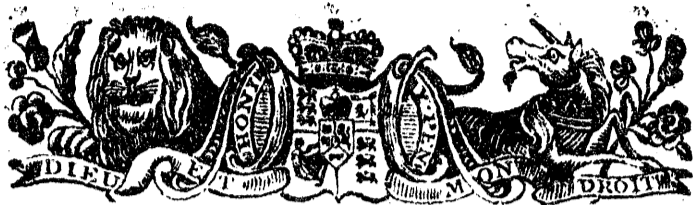
Annual Election of Officers.

V.—*And be it further enacted*, that on the Seventeenth Day of February in each and every Year, or on such other convenient Day within seven Days of the said Seventeenth Day, as may be duly appointed for the same, a General Meeting of the Members of the said

Society shall be holden, when such Members, or a Majority of the Members, present at such General Meeting, shall elect and choose a President, a Vice President, a First Assistant, a Second Assistant, a Treasurer, a Secretary, a Chairman of Committee of Charity, and a Chairman of Review and Correspondence, who shall, for the Year next ensuing such choice or election, and until a new election shall take place, be the Officers of the said Corporation, under the Provisions hereinbefore made and prescribed.

VI.—*And be it further enacted*, that upon the death, resignation or absence from this Island of the said President, or any of the said Officers, it shall and may be lawful for the said Corporation to elect, nominate and appoint another such President or other Officer as aforesaid, in the place and stead of any such Officer dying, resigning, or being absent as aforesaid.

Supplying Vacancies.



ANNO TERTIO

VICTORIÆ REGINÆ.

CAP. X.

An Act for granting to Her Majesty a Sum of Money for defraying the Expenses of the late Delegation.

[Passed 12th October, 1839.]

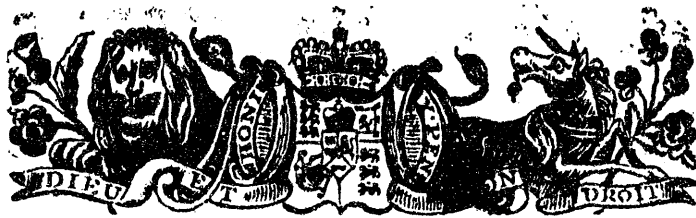
WHEREAS it is necessary to grant unto Her Majesty a Sum of Money to provide for the Expenses attendant upon a Delegation from the House of Assembly of this Island, to treat with Her Majesty's Government in London on matters connected with this Colony. Preamble.

Be it therefore enacted, by the Governor, Council, and Assembly of Newfoundland, in General Assembly convened, that there be granted to Her Majesty, Her Heirs and Successors, to be allowed and paid out of the Treasury of this Colony, the Sum of Seven Hundred and Thirteen Pounds Eight Shillings and Twopence— £713 8s. 2d. granted for the purposes of this Act.

To His Excellency the Governor, to be appropriated by three Commissioners to be appointed by the House of Assembly,—as follows,—

Fees of Counsel, in the Case of Henry John Boulton, Two Hundred and Fifteen Pounds Ten Shillings and Threepence; to William Witham, Solicitor, as per Bill of Costs, Two Hundred and Nineteen Pounds Ten Shillings and Sixpence; for Printing, Forty-four Pounds Six Shillings and Sixpence; for reporting in the Case of Henry John Boulton, Forty-five Pounds Eleven Shillings and Eightpence Halfpenny; paid for Lithographing, by the Speaker, Two Pounds Nine Shillings and Fourpence; paid for Printing, by Patrick Morris, Esquire, Twenty-eight Pounds Nine Shillings and Tenpence Halfpenny; Expenses of John V. Nugent, One Hundred and Fifty-seven Pounds Ten Shillings. Appropriation.





ANNO TERTIO

VICTORIÆ REGINÆ.

CAP. XI.

*An Act to provide for the expenses of the re-
construction of Waterford Bridge.*

[Passed 12th October, 1839.]

WHEREAS it is necessary to make provision for the expenses of the re-construction of Waterford Bridge: Preamble.

Be it therefore enacted, by the Governor, Council and Assembly, in General Assembly convened, that there be granted to Her Majesty, Her Heirs and Successors, the Sum of Two Hundred and Fifty Pounds, towards defraying the expense attendant upon the re-construction of Waterford Bridge. £250 granted for the purposes of this Act.



ANNO TERTIO

VICTORIÆ REGINÆ.

CAP. XII.

An Act for Granting to Her Majesty a Sum of Money for defraying the expenses of the Civil Government of this Colony, and for other purposes, for the Year ending the 30th June, One Thousand Eight Hundred and Forty, and for regulating the appropriation of the same.

[Passed 12th October, 1839.]

MAY IT PLEASE YOUR MAJESTY,

WE, Your Majesty's dutiful and loyal Subjects, the Commons of Newfoundland, having freely and voluntarily resolved to give and Grant unto Your Majesty a Supply to defray certain Charges for the Support of the Civil Government, for the Administration of Justice, and the General Improvement of this Colony, do humbly beseech Your Majesty that it may be enacted, and

Be it therefore enacted, by the Governor, Council and Assembly of Newfoundland, in General Assembly convened, that from and out of such Monies as from time to time, shall be and remain in the hands of the Treasurer of this Island, and unappropriated, there shall be Granted to Her Majesty, Her Heirs, and Successors, the Sum of Ten Thousand Six Hundred and Forty-nine Pounds Eight Shillings and Fourpence Halfpenny, which said Sum shall be applied in payment of the following Charges for the Year commencing on the First day of July, One

Preamble.
£10,649 8s. 4d.
appropriated for the
service of the year
ending 30th June,
1840.

Thousand Eight Hundred and Thirty-nine, and ending on the Thirtieth day of June, One Thousand Eight Hundred and Forty inclusive; that is to say;—

Clerk of Council. The sum of Two Hundred Pounds, towards defraying the Salary of the Clerk of Her Majesty's Council.

Secretary's Office. And a further sum of Four Hundred Pounds, towards defraying the Salaries of Two Clerks in the Secretary's Office.

And a further sum of Sixty Pounds, towards defraying the Salary of an Office Keeper in the Secretary's Office.

And a further sum of Sixty Pounds, towards defraying the Salary of a Messenger in the Secretary's Office.

Clerks of Circuit Courts. And a further sum of Two Hundred Pounds, towards defraying the Salary of the Clerk of the Northern Circuit Court.

And a further sum of Two Hundred Pounds, towards defraying the Salary of the Clerk of the Southern Circuit Court.

Crier. And a further sum of Sixty Pounds, towards defraying the Salary of Crier and Tipstaff of the Supreme Court.

Gaoler and Police St. John's. And a further sum of Fifty Pounds, towards defraying the Salary of the Gaoler of Saint John's.

And a further sum of Six Hundred Pounds, towards defraying the Salaries of Two Police Magistrates for the District of St. John's, being Three Hundred Pounds for each.

And a further sum of Eighty Pounds, towards defraying the Salary of the High Constable of Saint John's.

And a further sum of Two Hundred and Seventy Pounds, towards defraying the Salaries of Six Police Constables at Saint John's, being Forty-five Pounds each.

Treasurer. And a further Sum of Four Hundred Pounds, towards defraying the Salary, Office Rent, and all Contingent Expenses of the Colonial Treasurer.

Attorney & Solicitor General. And a further sum of Two Hundred and Fifty Pounds, to Her Majesty's Attorney General, in lieu of his Fees of Office.

And a further sum of Two Hundred Pounds to Her Majesty's Solicitor General, in lieu of his Fees of Office.

Stipendiary Magistrates & Constables at Harbor Grace. And a further Sum of One Hundred and Fifty Pounds, towards defraying the Salary of a Stipendiary Magistrate at Harbor Grace.

Carbonear. And a further sum of Thirty-five Pounds, towards defraying the Salary of the High Constable of Harbor Grace.

And a further sum of Fifty Pounds, towards defraying the Salaries of two Petit Constables at Harbor Grace, being Twenty-five Pounds each.

And a further sum of One Hundred and Twenty Pounds, towards defraying the Salary of a Stipendiary Magistrate at Carbonear.

and

And a further sum of Seventy-five Pounds, towards defraying the Salaries of Three Constables at Carbonear, being Twenty-five Pounds for each.

And a further sum of One Hundred and Twenty Pounds, towards defraying the Salary of a Stipendiary Magistrate at Brigus. Brigus.

And a further Sum of Three Hundred and Thirty Pounds, towards indemnifying the following Clerks of the Peace in lieu of all Fees of Office chargeable on the Colony, that is to say— Clerks of Peace.

The Clerk of the Peace at Saint John's, One Hundred and Twenty Pounds.

The Clerk of the Peace at Harbor Grace, Fifty Pounds.

The Clerk of the Peace at Brigus, Twenty Pounds.

The Clerk of the Peace at Trinity, Twenty Pounds.

The Clerk of the Peace at Bonavista, Twenty Pounds.

The Clerk of the Peace at Twillingate, Twenty Pounds.

The Clerk of the Peace at Ferryland, Twenty Pounds.

The Clerk of the Peace at Placentia, Twenty Pounds.

The Clerk of the Peace at Burin, Twenty Pounds.

The Clerk of the Peace at Harbor Britain, Twenty Pounds.

And a further sum of Three Hundred and Fifty Pounds, towards defraying the expenses of Civil and Criminal Prosecutions. Civil and Criminal Prosecutions.

And a further sum of Five Hundred Pounds, towards defraying the Expenses of hiring Vessels for the conveyance of the Judges, and for all charges attendant upon the usual Circuits. Circuits.

And a further sum of Four Hundred and Fifty Pounds, towards defraying the expenses of the dietary and maintenance of Prisoners in the several Gaols of this Island. Gaol Expenses.

And a further sum of One Hundred and Fifty Pounds, towards defraying the expenses of Coroners. Coroners.

And a further sum of One Hundred Pounds, towards defraying the Salary of a Stipendiary Magistrate at Bay of Bulls. Stipendiary Magistrates at Bay Bulls

And a further sum of One Hundred Pounds, towards defraying the Salary of a Stipendiary Magistrate at Ferryland. Ferryland

And a further sum of One Hundred Pounds, towards defraying the Salary of a Stipendiary Magistrate at Placentia. Placentia

And a further sum of One Hundred Pounds, towards defraying the Salary of a Stipendiary Magistrate at Burin. Burin

And a further sum of One Hundred Pounds, towards defraying the Salary of a Stipendiary Magistrate at Trepassey and St. Mary's. St. Mary's

And a further sum of One Hundred Pounds, towards defraying the Salary of a Stipendiary Magistrate at Harbor Britain. Harbor Britain

And a further sum of One Hundred and Twenty Pounds, towards defraying the Salary of a Stipendiary Magistrate at Trinity. Trinity

And a further sum of One Hundred Pounds towards defraying the Salary of a Stipendiary Magistrate at Grand Bank. Grand Bank

And a further sum of One Hundred Pounds, towards defraying the Salary of a Stipendiary Magistrate at Bonavista. Bonavista

And a further sum of One Hundred Pounds, towards defraying the Salary of a Stipendiary Magistrate at Fogo and Twillingate. Twillingate

Constables and
Gaolers.

And a further sum of Eight Hundred and Forty Pounds, towards defraying the Salaries of Gaolers and Constables in the following Out-Ports, that is to say—

The Gaoler at Harbor Grace, Fifty Pounds.

The Gaoler at Ferryland, Twenty-five Pounds.

The Gaoler at Placentia, Twenty-five Pounds.

The Gaoler at Burin, Twenty-five Pounds.

The Gaoler at Trinity, Twenty-five Pounds.

A Constable at Torbay, Eighteen Pounds; together with a further sum of Thirty-six Pounds, arrears of Salary, to same.

A Constable at Brigus, Twenty-five Pounds.

A Constable at Port-de-Grave, Twenty-five Pounds.

A Constable at Bay De Verds, Twelve Pounds.

A Constable at Harbor Main, Twelve Pounds.

A Constable at Cat's Cove, Twelve Pounds.

A Constable at Western Bay, Twelve Pounds.

A Constable at South Shore, Twelve Pounds.

A Constable at Ferryland, Twelve Pounds.

A Constable at Bay of Bulls, Twelve Pounds.

A Constable at Toads Cove, Twelve Pounds.

A Constable at Cape Broyle, Twelve Pounds.

A Constable at Caplin Bay, Twelve Pounds.

A Constable at Aquaforte, Twelve Pounds.

A Constable at Fermuse, Twelve Pounds.

A Constable at Renewes, Twelve Pounds.

A Constable at Placentia, Twenty-five Pounds.

A Constable at Little Placentia, Twelve Pounds.

A Constable at Barren Island, Twelve Pounds.

A Constable at Merasheen, Twelve Pounds.

A Constable at Burin, Twenty-five Pounds.

A Constable at Saint Lawrence, Twelve Pounds.

A Constable at Lamaline, Twelve Pounds.

A Constable at Saint Mary's, Twenty-five Pounds.

A Constable at Trepassey, Twelve Pounds.

A Constable at Harbor Britain, Twelve Pounds.

A Constable at Grand Bank, Twelve Pounds.

A Constable at Trinity, Twenty-five Pounds.

A Constable at Catalina, Twenty-four Pounds.

A Constable at Bonavista, Twenty-five Pounds.

A Constable at Greens Pond, Twelve Pounds.

Three Constables at Fogo and Twillingate, Forty-nine Pounds.

A Constable at Exploits Bay, Twelve Pounds.

A Constable at Brigus (South), Twelve Pounds.

A Constable at Witless Bay, Twelve Pounds.

A Constable at Petty Harbor, Twenty Pounds.

A Constable at Old Perlican, Twelve Pounds.

A Constable at Heart's Content, Twelve Pounds.

A Constable at New Harbor, Twelve Pounds.

A Constable at Portugal Cove, Twenty Pounds.

A Constable at Hant's Harbor, Twelve Pounds.

Gaol Surgeons

And a further sum of Forty Pounds, towards defraying the Salary of the Surgeon of the Gaol of Saint John's.

and

And a further sum of Twenty Pounds, towards defraying the Salary of the Surgeon of the Gaol of Harbor Grace.

- And a further sum of Fifteen Pounds, towards defraying the Salary of the Barber of the Gaol of Saint John's. Gaol Barber.
- And a further sum of Sixty Pounds, towards defraying the retiring Salary of John Buckingham, Esquire. John Buckingham's Pension.
- And a further sum of Four Hundred and Fifty Pounds, towards defraying the expense of Printing and Stationery for the Public Offices, exclusive of the Sheriff's Office. Stationery and Printing.
- And a further sum of One Hundred Pounds towards defraying the expense of Postages and other Incidentals. Postages.
- And a further sum of Two Hundred Pounds, towards defraying the expense of Fuel and Light for Public Buildings, exclusive of the Sheriff's House and Offices. Fuel and Light.
- And a further sum of Five Hundred Pounds towards defraying the expense of Unforeseen Contingencies. Unforeseen Contingencies.
- And a further sum of Two Hundred and Fifty Pounds, towards defraying the expense of firing Fog Guns. Fog Guns.
- And a further sum of Twenty-six Pounds, towards compensating Matthew Stevenson, late Clerk of the Peace at Harbor Grace. Matthew Stevenson.
- And a further sum of Twenty-six Pounds, towards compensating William Martin, late High Constable of Conception Bay. William Martin.
- And a further sum of Two Hundred and Fifty Pounds, towards defraying the expenses attendant upon a Geological Survey of this Island. Geological Survey.
- And a further sum of Eighteen Pounds and Fivepence, towards defraying an Account due to the Directors of the Saint John's Hospital. St. John's Hospital.
- And a further sum of One Hundred and Seventeen Pounds Thirteen Shillings and Threepence Halfpenny, towards defraying the Account of the Board of Commissioners of the Poor of Saint John's, bearing date October, One Thousand Eight Hundred and Thirty-eight. Poor (arrears.)
- And a further sum of Twenty-five Pounds, towards defraying the balance due for the hire of the Poll Room at Saint John's at the Election of 1836. Election Expenses (1836.)
- And a further sum of Twenty-five Pounds, towards defraying the balance due for the erection of the Hustings at the Election of 1836.
- And a further sum of Thirty-one Pounds One Shilling and Fivepence, towards defraying the Account of the Commissioners of the Harbor Grace Light House for Sperm Oil, &c. Harbor Grace Light House.
- And a further sum of Ten Pounds, towards defraying the expense of Furniture for the Court House of Burin. Court House, Burin.
- And a further sum of Ten Pounds, towards defraying the expense of Law Books procured for the Court House of Brigus, by Robert John Pinsent, Esq., J. P. Law Books, Brigus.
- And a further sum of Fifty Pounds, to Mrs. Blaikie, relict of the late James Blaikie, Esq., Police Magistrate of Saint John's. Mrs. Blaikie.

- Mrs. Armstrong.** And a further sum of Twenty-five Pounds, to Mrs. Armstrong, relict of William Armstrong, late Marshall of the Supreme Court.
- R. Anderson.** And a further sum of Twelve Pounds, towards defraying the Salary of Richard Anderson, Constable of Trinity, due for the year 1838.
- Secretary's Office.** And a further sum of Fifty Pounds, towards remunerating the two Clerks in the Secretary's Office for extra services during the Session of 1838, being Twenty-five Pounds each.
- Thomas Danson.** And a further sum of Five Pounds, towards remunerating Thomas Danson, of Harbor Grace, for attending as a Witness before a Committee of the House of Assembly in 1837.
- Quidi Vidi Harbor.** And a further sum of One Hundred and Fifty Pounds, towards defraying the expenses of clearing the entrance of Quidi Vidi Harbor.
- Pauper Patients in Hospital.** And a further sum of Twenty-one Pounds Sixteen Shillings and Threepence, towards defraying the expense of supporting Pauper Patients in the Saint John's Hospital, in the month of June now last past.
- Sol. General.** And a further sum of One Hundred and Seventy-three Pounds Ten Shillings, towards defraying the Fees of the Solicitor General in conducting Civil and Criminal Prosecutions during the Year ending the Thirtieth of June, now last past.
- Pauper Lunatics.** And a further sum of Two Hundred Pounds, towards defraying the expense of supporting Pauper Lunatics in the Saint John's Hospital.
- St. John's Factory.** And a further sum of One Hundred Pounds, towards supporting the Saint John's Factory.
- Indigent Sick Society.** And a further sum of Fifty Pounds, to the Indigent Sick Society.
- Election Expenses 1836.** And a further sum of Two Hundred and Four Pounds Fifteen Shillings and Tenpence, towards discharging all claims relative to the Election of 1836, as follows:—
- To John Shea, Returning Officer, Twelve Pounds Ten Shillings.
 - To Robert John Pinsent, Returning Officer of Conception Bay, Twelve Pounds Ten Shillings.
 - To ditto for Expenses, Seven Pounds.
 - To Samuel Cozens, Poll Clerk, Ten Pounds.
 - To the same for Expenses incurred by him, Three Pounds.
 - To Benjamin Sweetland, Returning Officer of Trinity, Twelve Pounds Ten Shillings.
 - To the same for Expenses incurred by him, Thirteen Pounds Eighteen Shillings and Four Pence.
 - To Sampson Mifflin, Returning Officer of Bonavista, Twelve Pounds Ten Shillings.
 - To Edward Mifflin, Poll Clerk, Ten Pounds.
 - To John Peyton, Returning Officer of Fogo, Twelve Pounds Ten Shillings.
 - To the same for Expenses incurred by him, Seventeen Pounds Fifteen Shillings.
 - To Robert Tremlett, Poll Clerk, Ten Pounds.

To W. B. Barnes, for Constable Staves, Ten Pounds Twelve Shillings and Sixpence.

To Robert Carter, Returning Officer of Ferryland, Twelve Pounds Ten Shillings.

To Robert Carter, Poll Clerk, Ten Pounds.

To William Hooper, Returning Officer of Burin, Twelve Pounds Ten Shillings.

To F. L. Bradshaw, Returning Officer of Placentia, Twelve Pounds Ten Shillings.

To Thomas Gaden, Returning Officer of Fortune Bay, Twelve Pounds Ten Shillings.

And a further sum of Thirty Pounds, to defray certain contingent expenses incurred and that may be incurred by the Board of Control. Board of Control.

And a further sum of One Hundred Pounds, towards remunerating Thomas Bennett for his services as Chairman of the Board of Control. Chairman of do.

And a further sum of Eight Pounds Eleven Shillings and Twopence to James M'Donald, for the support of the child of Peter Fanning. James M'Donald:

And a further sum of Twenty-five Pounds, towards the furnishing the Court House and Offices of Ferryland. Court Houses Ferryland.

And a further sum of Fifty Pounds, for the building of a Jury Room to the Court House at Brigus. Brigus.

And be it further enacted, that the sums of Money hereby granted shall be paid by the Treasurer of the Colony in discharge of such Warrant or Warrants as shall be issued by the Governor or Person administering the Government for the time being, in favor of any Person or Persons, to be applied to the purposes of this Act; and it shall not be lawful for the said Treasurer to pay any sum or sums of Money out of the Treasury of the Colony other than such as are expressed and directed in this or some other Act or Acts of the Legislature of this Colony. Such Monies to be paid by the Governor's Warrant on the Treasurer.