

Technical and Bibliographic Notes / Notes techniques et bibliographiques

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

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

- Coloured covers / Couverture de couleur
- Covers damaged / Couverture endommagée
- Covers restored and/or laminated / Couverture restaurée et/ou pelliculée
- Cover title missing / Le titre de couverture manque
- Coloured maps / Cartes géographiques en couleur
- Coloured ink (i.e. other than blue or black) / Encre de couleur (i.e. autre que bleue ou noire)
- Coloured plates and/or illustrations / Planches et/ou illustrations en couleur
- Bound with other material / Relié avec d'autres documents
- Only edition available / Seule édition disponible
- Tight binding may cause shadows or distortion along interior margin / La reliure serrée peut causer de l'ombre ou de la distorsion le long de la marge intérieure.
- Blank leaves added during restorations may appear within the text. Whenever possible, these have been omitted from filming / Il se peut que certaines pages blanches ajoutées lors d'une restauration apparaissent dans le texte, mais, lorsque cela était possible, ces pages n'ont pas été filmées.
- Additional comments / Commentaires supplémentaires: **Various pagings. Wrinkled pages may film slightly out of focus.**

- Coloured pages / Pages de couleur
- Pages damaged / Pages endommagées
- Pages restored and/or laminated / Pages restaurées et/ou pelliculées
- Pages discoloured, stained or foxed / Pages décolorées, tachetées ou piquées
- Pages detached / Pages détachées
- Showthrough / Transparence
- Quality of print varies / Qualité inégale de l'impression
- Includes supplementary material / Comprend du matériel supplémentaire
- Pages wholly or partially obscured by errata slips, tissues, etc., have been refilmed to ensure the best possible image / Les pages totalement ou partiellement obscurcies par un feuillet d'errata, une pelure, etc., ont été filmées à nouveau de façon à obtenir la meilleure image possible.
- Opposing pages with varying colouration or discolourations are filmed twice to ensure the best possible image / Les pages s'opposant ayant des colorations variables ou des décolorations sont filmées deux fois afin d'obtenir la meilleure image possible.

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

10x			14x			18x				22x				26x				30x		
		12x			16x			20x			24x			28x						32x

ACTS

OF

THE GENERAL ASSEMBLY

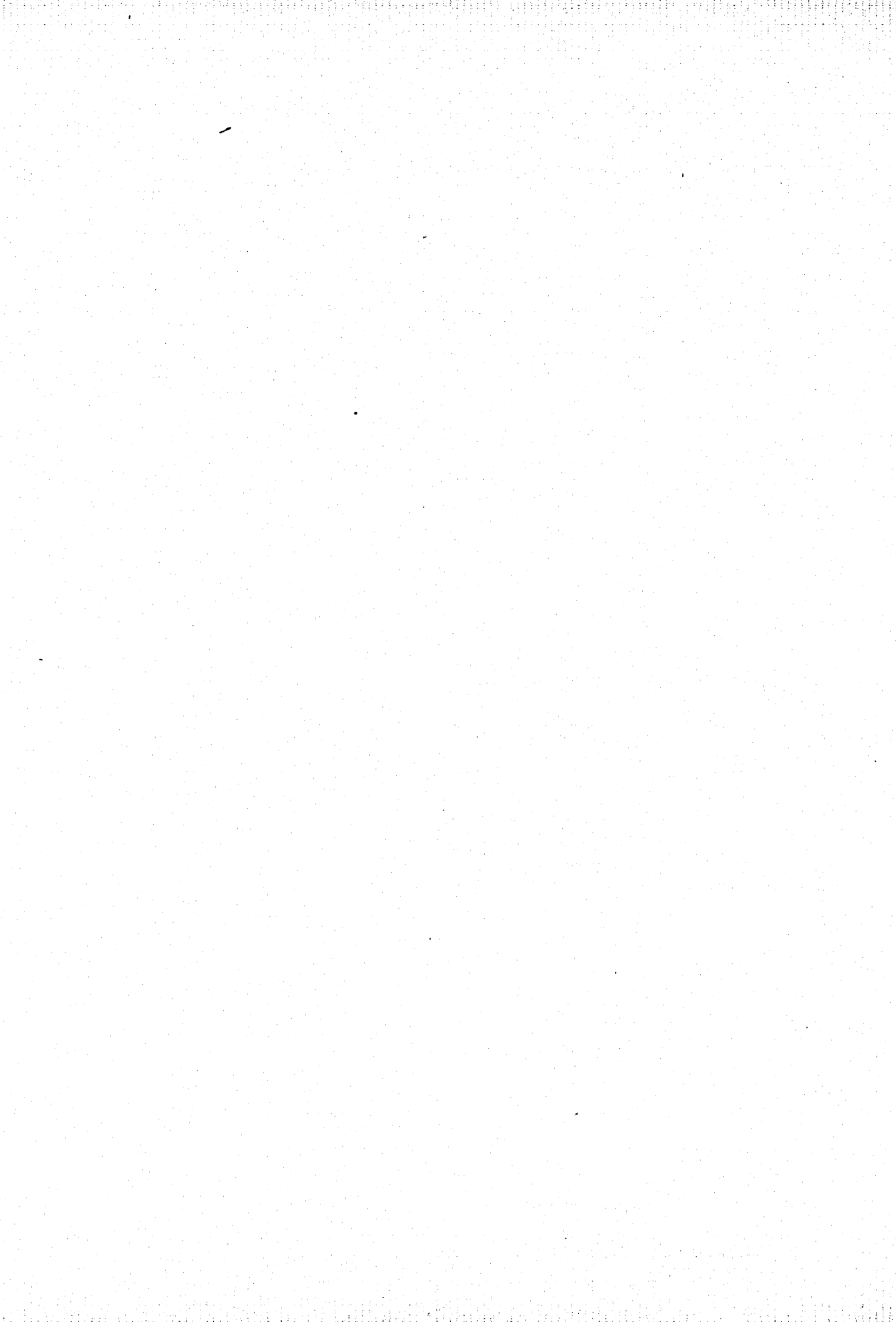
OF THE

PROVINCE OF NOVA-SCOTIA.

1843.

HALIFAX:

PRINTED AT THE ROYAL GAZETTE OFFICE.



T A B L E
 OF
Acts of the General Assembly
 OF THE
PROVINCE OF NOVA-SCOTIA.

ANNO SEXTO VICTORIÆ REGINÆ.

1843.

CAP.	TITLES.	PAGE.
1	An Act for applying certain Monies therein mentioned for the service of the year of our Lord One Thousand Eight Hundred and Forty-three, and for other purposes	1
9	An Act to alter the Act, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expense of the Judiciary therein	14
12	An Act for granting Colonial Duties of Impost for the support of Her Majesty's Government within this Province, and for promoting the Agriculture, Commerce, and Fisheries thereof	17
13	An Act to authorize a Loan for the use of the Province	27
14	An Act to provide for an additional Sitting of the General Sessions of the Peace in King's County	28
15	An Act to authorize the Proprietors of Meeting Houses or Churches, to raise Money from the Pews of the same for the repairing and upholding thereof	29
16	An Act to authorize the Grand Jury and Court of General Sessions of the Peace for the County of Lunenburg, to make Regulations for the gathering of Sea Manure in the Township of Chester	30
17	An Act to authorize the Sale of the old Court House at Truro	30
18	An Act to extend the privileges of the Fire Engine-men of Halifax	31
19	An Act for making Regulations relative to the setting of Snares for catching Moose	32
20	An Act to amend the Act to provide a Lock-up House and Town House at Barrington, in the County of Shelburne	32
22	An Act respecting Measuring of Grindstones in the County of Cumberland	33
23	An Act to enable the Union Marine Insurance Company of Nova-Scotia to compensate their Directors and Auditors	34
24	An Act for disposing of old Roads	34

25	An Act in addition to, and in amendment of, the Act relating to the Courts of Probate, and to the settlement and distribution of the Estates of deceased persons	35
26	An Act for dividing the Township of Digby into separate Districts for the support of the Poor.	37
27	An Act to incorporate the Halifax Mechanics' Whaling Association	38
28	An Act relating to the Halifax Assessments, and further to amend the Act to incorporate the Town of Halifax	40
29	An Act to extend to the Town of Sydney the provisions of the Act relating to Commissioners of Highways in Halifax and certain other places, and to repeal a certain Act in relation thereto	44
30	An Act to extend to the Town of New Glasgow certain Acts respecting Firewards and Fires	45
31	An Act relating to Passengers arriving in this Province	46
32	An Act relative to the appropriation of the License Duties in the Town of Sydney	49
33	An Act to regulate the Practice of the Courts of Probate within this Province	49
35	An Act further to amend the Act for establishing the times and places for holding the Poll at Elections of Representatives	51
36	An Act in further addition to, and amendment of, the several Acts now in force concerning Cemeteries or Burial Grounds in the Town of Halifax	53
37	An Act for setting off a part of the Township of Egerton as a separate District for the support of the Poor	56
38	An Act to encourage the running of a Steam Boat between Halifax and the Western Sea Ports of this Province	57
39	An Act to extend to the Town of Arichat the provisions of the Act relating to Commissioners of Highways in Halifax, and certain other places	58
40	An Act to enable the Trustees of the Sydney Academy, in the County of Cape-Breton, to raise Money for the completion of the same	59
42	An Act for establishing separate Boards of School Commissioners in the Counties of Digby, Yarmouth, and Colchester, respectively	60
43	An Act to vest certain Lands belonging to the Congregation of the Presbyterian Church in Cornwallis, in Trustees, and to enable them to dispose of the same, and to purchase others in their stead	61
44	An Act to authorize the Congregation of the Baptist Meeting-House at Bridgetown, to raise Money from the Pews of the said Meeting House for the repairing, ornamenting, altering, or enlarging the same, and for ratifying the appointment and defining the duties of the Trustees of the said Meeting-House	52
47	An Act to amend the Act for establishing a Public Burial Ground at Dartmouth	69
48	An Act to extend to the Town of Dartmouth the Act to amend the Act to regulate the Assize of Bread	69
49	An Act relative to the recovery of Debts due on Policies of Assurance	69
50	An Act relating to certain Lands belonging to Her Majesty, and for vesting the title to the same in the Principal Officers of Her Majesty's Ordnance Department	70
51	An Act further concerning Firewards and Fires in Halifax	71

ACTS WITH SUSPENDING CLAUSES.

10	An Act to repeal the Act for settling Titles in a certain Tract of Land in Cape-Breton, called the Miré Grant, and to substitute other provisions in lieu thereof	14
----	---	----

CAP.	TITLES.	PAGE.
11	An Act to amend the Act for regulating Elections of Members to serve in General Assembly	16

ACTS CONTINUING AND AMENDING FORMER ACTS.

2	An Act to continue and amend the Act for granting Colonial Duties of Impost for the support of Her Majesty's Government within this Province, and for promoting the Agriculture, Commerce, and Fisheries thereof	S
3	An Act to continue and amend the Act for the Warehousing of Goods	10
4	An Act to continue and amend the several Acts for the prevention of Smuggling	10
5	An Act to continue and amend the Act for regulating the Importation of Goods	11
6	An Act to continue and amend the Act concerning Goods exported, and for granting Drawbacks	12
8	An Act to continue and amend the Acts for granting Duties on Licenses for the Sale of Spirituous Liquors, and Sales by Auction in Halifax	13
34	An Act to continue and amend the Act to regulate the survey of Timber and Lumber, and to repeal certain Acts now in force	51
41	An Act to continue and amend the Acts for the support and regulation of Light-Houses	59
45	An Act to continue and amend the Act to establish sundry regulations for the future disposal of Crown Lands within the Province of Nova-Scotia	66
46	An Act continuing and amending the Acts for granting Duties on Licensed Houses	68
85	An Act to continue and amend an Act to provide for the accommodation and billeting of His Majesty's Troops or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof	81

ACT MAKING PERPETUAL FORMER ACT.

21	An Act to make perpetual the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province	33
----	--	----

ACTS ONLY CONTINUING FORMER ACTS.

7	An Act to continue the Act for the general regulation of the Colonial Duties	13
52	An Act to continue the Acts for appointing Supervisors to take charge of Public Grounds, and for other purposes	72
53	An Act to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof	72
54	An Act to continue the Act more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province, and the Act in amendment thereof	73
55	An Act to continue the Act for the Regulation of Juries, and the Act in amendment thereof	73
56	An Act to continue the Act in amendment of the Acts relating to Commissioners of Sewers	73
57	An Act to continue the Act for the better regulation of Sable Island, in this Province	74
58	An Act to continue the Act for the suppression of Lotteries	74
59	An Act to continue the Act in amendment of the Act relating to Highways, Roads and Bridges	74

CAP.	TITLES.	PAGE.
60	An Act to continue the Act in amendment of the Act for the choice of Town Officers, and regulating of Townships, and the Acts to alter and amend the same	74
61	An Act to continue the Act for the Summary Trial of Actions before Justices of the Peace	75
62	An Act to continue the Act to amend the Act to incorporate sundry persons by the name of the President, Directors, and Company of the Bank of Nova-Scotia	75
63	An Act to continue the Act to authorize the sale of Coals by weight	75
64	An Act to continue the Acts now in force to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape Breton	75
65	An Act to continue the Act to regulate the weighing of Beef, and the Acts in amendment thereof	76
66	An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax.	76
67	An Act to continue the Act for establishing a Harbor Master at Bridgeport, in the Island of Cape Breton	76
68	An Act to continue the Act to revive the Act to amend the Act to regulate the Assize of Bread	77
69	An Act to continue the Act to regulate certain Landings in the County of King's County	77
70	An Act to continue the Act to regulate the Public Landing at Windsor, and to substitute other provisions in lieu thereof	77
71	An Act to continue the Act to prevent damage to the Nets of Fishermen, by Coasting Vessels	77
72	An Act to continue the Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province	78
73	An Act to continue the Acts now in force relating to Trespasses	78
74	An Act to continue the Act in further amendment of, and additional to, the Acts relating to Trespasses	78
75	An Act to continue the Acts in force to prevent disorderly Riding, and to regulate the driving of Carriages on the Streets of Halifax, or other Towns, or on the Public Roads of this Province	78
76	An Act to continue the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Acts in amendment thereof	79
77	An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto	79
78	An Act to continue and amend the Act for regulating the Militia	79
79	An Act to continue the Act further to amend the Act relating to Trespasses	80
80	An Act to continue the Act additional concerning Nuisances	80
81	An Act to continue the Act for the regulation of the Fisheries in the County of Richmond	80
82	An Act to continue the Act for regulating the Fishery in the River Shubenacadie	80
83	An Act to continue the Act to suspend the operation of the Acts to prevent Forestalling, Re-grating, and Monopolizing of Cordwood in the Town of Halifax	81
84	An Act to continue the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Act in amendment thereof	81
86	An Act to continue the Act to prevent injuries to the Fisheries within the County of Lunenburg, by Mill Dams, or any other obstruction	82

At the **GENERAL ASSEMBLY** of the Province of Nova-
 Scotia, begun and holden at Halifax, on Thursday, the
 Twenty-sixth day of January, 1843, in the Sixth Year of
 the Reign of our Sovereign Lady Victoria, by the Grace
 of GOD, of the United Kingdom of Great Britain and Ire-
 land, **QUEEN, Defender of the Faith, &c. &c. &c.**, being
 the Third Session of the Seventeenth General Assembly
 convened in the said Province.*

* In the time of The Viscount FALKLAND, Lieutenant-Governor: Simon Bradstreet Robie, Pre-
 sident of the Legislative Council: William Young, Speaker of the Assembly: John Whidden,
 Acting Provincial Secretary: and James F. Gray, Acting Clerk of Assembly.

CAP. I.

An Act for applying certain Monies therein mentioned for the service of the year of Our Lord
 One Thousand Eight Hundred and Forty-three, and for other purposes.

(Passed the 29th day of March, 1843.)

MAY IT PLEASE YOUR EXCELLENCY,

We, Her Majesty's dutiful and loyal subjects, the House of Assembly of Her Majesty's
 Province of Nova-Scotia, towards appropriating the Supplies granted to Her Majesty, and
 for supplying the exigencies of Her Majesty's Government, do humbly beseech that it may
 be enacted; and,

1. *Be it enacted, by the Lieutenant-Governor, Council and Assembly,* That by or out of any
 Monies which now are, or, from time to time, shall be or remain in the Public Treasury of
 this Province, there shall be paid the sum of 200*l.* to the Speaker of the House of Assem-
 bly, in full for his Salary as Speaker, during the present year.

200*l.* Speaker
 of Assembly

And a further sum of 600*l.* to the Treasurer of the Province, for his Salary, and as Comp-
 troller and Auditor of Public Accounts, and in lieu of Office Rent, Clerks, and all other
 contingent expenses, for the same year.

600*l.* Trea-
 surer

And a further sum of 200*l.* to the Clerk of the House of Assembly, for his services in the
 same year.

200*l.* Clerk of
 Assembly

And a further sum of 25*l.* to the Clerk of the House of Assembly, to be paid by him to
 the Chaplains who have attended the House of Assembly during the present Session.

25*l.* Chaplains
 of Assembly

And a further sum of 100*l.* to the Clerk Assistant of the House of Assembly, for his ser-
 vices for the same Session.

100*l.* Clerk
 Assistant of
 Assembly

And a further sum of 50*l.* to Mathew Forrester, for his services as Sergeant at Arms to
 the House of Assembly for the same Session.

50*l.* M. For-
 rester

And a further sum of 30*l.* to John Jennings, for his services as Assistant Serjeant at
 Arms to the House of Assembly for the present Session.

30*l.* John Jen-
 nings

And a further sum of 40*l.* to the Messenger of the Governor, Lieutenant-Governor, or
 Commander-in-Chief for the time being, and the Executive and Legislative Councils for
 the present Year.

40*l.* Messen-
 ger of Gov.

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

30*l.* J. Gibbs

And

451. Clerk of Revenue And a further sum of 45*l.* to the Clerk of the Commissioners of the Revenue for his services for the present year.
2001. Guager and Weigher And a further sum of 200*l.* to the Guager and Weigher for the Collector of Impost and Excise for the district of Halifax, for his services for the present year.
- Allowance to Waiters And a further sum, to be paid on the Certificate of the Commissioners of the Revenue, at the rate of 7*s.* 6*d.* per day to such person or persons as shall be employed during the present year, by the Collector of Impost and Excise for the District of Halifax, as extra Waiter or Waiters for the Port of Halifax; 5*s.* per day to such extra Waiter or Waiters when unemployed, and at the rate of 5*s.* per day to temporary Waiters.
601. Keeper of Assembly And a further sum of 60*l.* to the Keeper of the Assembly House, and Council Chamber, and Law Library, for the present year.
6061. Comrs. of Poor And a further sum of 600*l.* for the support of the Transient Poor for the present year—to be paid to the Commissioners of the poor at Halifax.
801. Adjt. Gen. and 401. Quar. Mr. Gen. of Militia And a further sum of 80*l.* to the Adjutant General of Militia, for his services for the present year; and the further sum of 40*l.* to the Quarter Master General of Militia, for his services for the present year.
4001. Sable Island And a further sum of 400*l.* to the Commissioners of Sable Island, for the support of that Establishment for the present year.
501. Parrsboro' Packet And a further sum of 50*l.* to the owners of the Packet running between Windsor and Partridge Island, to encourage the running of the said Packet between said places, under such regulations as may be made and ordered by the Justices, in their Sessions for the County of Hants, for the present year.
501. Guysboro' Packet And a further sum of 50*l.* to such person or persons as will run a proper Packet between Guysborough and Arichat, touching occasionally at Fox Island and Canso, under such regulations as shall be established by any Special Sessions of the Peace for the County of Guysborough, to be held for that purpose—to be paid upon the Certificate of such Special Sessions, that such Packet has been properly kept and run during the present year; provided that the Judge or Judges of the Supreme Court shall be taken without charge, if required, from Guysborough to Arichat, and from Arichat to Guysborough, on their Circuit to Cape Breton; and that the said Packet shall also carry the Mail to be established between Guysborough and Arichat, if required.
201. W. Weeks And a further sum of 20*l.* to W. Weeks, or any person who will run a Packet Boat between the Bay of Verte and Prince Edward's Island, when it shall be made satisfactorily to appear to His Excellency the Lieutenant Governor, or Commander in Chief for the time being, that such Packet Boat has been run agreeably to such regulations as may be established by the Justices, in their Sessions for the County of Cumberland.
201. Ferry Shubenacadie And a further sum of 20*l.* to aid the Inhabitants of Douglas at the Mouth of the River Shubenacadie in supporting a suitable Boat or Scow to run between Londonderry and that place, the said Boat or Scow to be run under the regulations of the General Sessions for the County of Hants, to be paid by warrant from His Excellency the Lieutenant-Governor, upon certificate from said Sessions that said Boat has been running at least twice a week for six months, to the satisfaction of said Sessions under their regulations.
201. Cape Breton Ferry And a further sum of 20*l.* to aid the Inhabitants of Cape Breton in supporting a suitable Boat or Scow, to run between McMillan's Point in Cape Breton, and Auld's Cove in the County of Sydney; the said Boat or Scow to be placed under the regulations of the General Sessions for the County of Inverness.
101. Ferry Shubenacadie And a further sum of 10*l.* to each of the two Licensed Ferrymen at the mouth of the Shubenacadie, in the Counties of Colchester and Hants, for the transportation of Horses and Carriages across that River, the same to be paid on the certificate of the General or Special Sessions of each County respectively, that such Ferry has been duly attended, and proper boats procured and used.
151. John Pernette And a further sum of 15*l.* to John Pernette and Charles Pernette, for keeping up the Ferry over LaHave River.
101. Cornelius Craig And a further sum of 10*l.* to Cornelius Craig, to enable him to keep up the Ferry across the Narrows at the entrance of Sable River, in the County of Shelburne.
101. Richard Carter And a further sum of 10*l.* to Richard Carter, to enable him to run a suitable Ferry Boat or Scow between his landing on the Western side of the Gut of Canso, and David McPher-

son's, on the eastern side thereof; the said Ferry Boat or Scow to be run under the regulation of the General Sessions for the County of Guysborough.

And a further sum of 10*l.* to the Ferryman on the eastern side of the Gut of Canso, to enable him to run a suitable Ferry Boat or Scow between Richard Carter's Landing, on the western side of said Gut, and David McPherson's on the eastern side thereof; the said Ferry Boat or Scow to be run under the regulation of the General Sessions for the County of Richmond.

And a further sum of 10*l.* each to such Persons as shall respectively keep up a Ferry at the Mouth of the Harbour of Port L'Herbert—provided a Boat be kept to convey Horses and Cattle across said Harbour—said sum to be paid upon the Certificate of the Court of Sessions in the County of Shelburne.

And a further sum of 20*l.* to Edmund Crowell, to enable him to keep up his Establishment at the Seal Islands, for the relief of Shipwrecked Mariners for the present year.

And a further sum of 15*l.* to Margaret Nickerson, to enable her to continue her Establishment for the accommodation of Travellers on the road from Barrington to Shelburne.

And a further sum of 23*l.* 1*s.* 8*d.* to Doctor Hoffman, for his services as Health Officer, for the Port of Halifax.

And a further sum of 12*l.* 17*s.* to the Board of Health at Pictou, to defray the following sums of Money, that is to say: to Lawrence Roach's account, 6*l.* to Ellen Carroll, 12*s.* to Ellen Brown, 5*s.* to Roderick McDonald, 6*l.*

And such further sum as will be sufficient to defray the several amounts following, pursuant to the Report of the Committee on the subject of expenses incurred for the support of Transient Paupers, that is to say: to the Overseers of the Poor for the Township of Clare, 5*l.* 16*s.* 6*d.* To the Overseers of the Poor for the Township of New Glasgow, 40*l.* 7*s.* 9*d.* To the Overseers of the Poor for the Township of Truro, 3*l.* 10*s.* To the Overseers of the Poor for the Township of Amherst, 21*l.* 15*s.* 3*d.* To the Overseers of the Poor for the Township of Horton, 10*l.* 9*s.* 6*d.* To the Overseers of the Poor for the Township of Digby, 7*l.* 9*s.* To the Overseers of the Poor for the Township of Wilmot, in the County of Guysborough, 17*l.* 7*s.* 9*d.* To the Overseers of the Poor for the Township of Pictou 41*l.* 10*s.* 10*d.* To Doctor Inglis VanBuskirk, for Vaccinating eighty Indians and Negroes, 6*l.* 12*s.* 6*d.* To Doctor Edward L. Brown, Horton, 1*l.* 10*s.* To John Thompson, for Boarding four Shipwrecked Seamen, 5*l.* To the Board of Health at Barrington, to pay the expense of a Case of Small Pox at Port LaTour, 10*l.* and 5*d.*

And a further sum of 15*l.* 10*s.* to the Overseers of the Poor for the Township of Annapolis, to reimburse expenses incurred in the Support of a Transient Pauper.

And a further sum of 4*l.* 2*s.* to the Overseers of the Poor for Sydney Cape Breton, for remunerating them expenses incurred in aid to a Transient Maniac.

And a further sum of 12*l.* 10*s.* to Doctor Inglis VanBuskirk, for Medicines and attendance upon John Miller, a Transient Pauper.

And a further sum of 16*l.* 18*s.* 6*d.* to George McKenzie, for expenses incurred by him in consequence of certain Passengers in his Vessel being seized with Small Pox, agreeably to the report of the Select Committee on his Petition.

And a further sum of 5*l.* 6*s.* to Doctor Bell, for services performed by him as Health Officer for the County of Cumberland during the last year.

And a further sum of 228*l.* 5*s.* 2*d.* at the disposal of His Excellency the Lieutenant-Governor, to repay the respective parties named in a List or Schedule contained in a Report of the Committee of the House of Assembly on Trade and Manufactures, the excess of certain duties paid by such parties, at the rate in such Report mentioned.

And a further sum of 7*l.* 7*s.* 11*d.* to Edward Lawson and Company, return of duties paid by them agreeably to the report of the Committee on Trade and Manufactures.

And a further sum of 50*l.* 4*s.* 6*d.* Sterling, to be reduced into Currency, at and after the Custom House rates, to Stephen Binney and Company, amount of duties over-paid by them, agreeably to the report of the Committee on Trade and Manufactures.

And a further sum of 6*l.* 19*s.* 3*d.* to James Wilkie, amount of duties over-paid by him, agreeably to the report of the Committee on Trade and Manufactures.

10*l.* Ferry Gut of Canso10*l.* Ferry at Port L'Herbert20*l.* Edmund Crowell15*l.* Margaret Nickerson23*l.* 1*s.* 8*d.* Dr. Hoffman12*l.* 17*s.* Board of Health Pictou

Allowance to Transient Paupers

15*l.* 10*s.* Overseers of Poor Annapolis4*l.* 2*s.* Overseers of Poor Sydney12*l.* 10*s.* Dr. Buskirk16*l.* 18*s.* 6*d.* G. McKenzie5*l.* 10*s.* Dr. Bell228*l.* 5*s.* 2*d.* excess of Duties7*l.* 7*s.* 11*d.* E. Lawson & Co.50*l.* 4*s.* 6*d.* S. Binney & Co.6*l.* 19*s.* James Wilkie

And

41. Daniel Owen

And a further sum of 4*l.* to Daniel Owen, Esquire, for services performed by him in making a Seizure, agreeably to the report of the Committee on Trade and Manufactures.

351. James Carline

And a further sum of 35*l.* to James Carline, as compensation for detention of his Vessel, illegally seized; and the further sum of 34*l.* 7*s.* 6*d.* to Charles Dodd, for his services as Ship-keeper of said Vessel, agreeably to the report of the Committee on Trade and Manufactures.

341. 7*s.* 6*d.* Charles Dodd

51. 15*s.* Stephen Trenholm

And a further sum of 3*l.* 15*s.* to Stephen Trenholm, return of duties paid by him on Carding Machinery, agreeably to the report of the Committee on Trade and Manufactures.

41. 7*s.* 3*d.* Richard Bryden

And a further sum of 4*l.* 7*s.* 3*d.* to Richard Bryden, return of duties paid by him on Carding Machinery, agreeably to the report of the Committee on Trade and Manufactures.

61. 4*s.* 11*d.* J. Stiles

And a further sum of 6*l.* 4*s.* 11*d.* to John Stiles, return of duties on a Printing Press, agreeably to the report of the Committee on Trade and Manufactures.

Bounty to Simon Gallant

And such further sum at the disposal of His Excellency the Lieutenant-Governor, as will suffice to pay to Simon Gallant the amount of Bounty to which he would have been entitled under the Act to encourage the Seal Fisheries of this Province, had his Vessel been duly registered—to be drawn when the amount thereof shall have been made appear to the satisfaction of His Excellency.

Shipwrecked Seamen

And such further sum at the disposal of His Excellency the Lieutenant-Governor, as will enable His Excellency to repay 44*l.* Sterling, advanced by the British Consul at Havana; and 33*l.* 8*s.* 2*d.* Sterling, advanced by the British Consul at Portland, U. S., for the relief and forwarding of Shipwrecked Seamen belonging to this Province.

51. 19*s.* 2*d.* John T. Chamberlain

And a further sum of 5*l.* 19*s.* 2*d.* to John T. Chamberlain, being the amount of excess of duties paid by him, omitted in the report of the Committee on Trade.

101. Hugh McKinnon

And a further sum of 10*l.* to Hugh McKinnon, to aid him in the erection of an Oat Mill at Whycomagh, in the County of Inverness—to be drawn under the usual conditions.

101. Joseph P. Bickers

And a further sum of 10*l.* to Joseph Pierce Bickers, to aid him in the erection of an Oat Mill, at Country Harbour, in the County of Guysborough—to be drawn under the usual conditions.

401. C. Boudrot and B. Trahan

And a further sum of 40*l.* to Charles Boudrot and Bernard Trahan, to compensate them for damage created by the construction of an Aboiteau, pursuant to the report of the Committee on Navigation Securities—to be drawn when it shall be made to appear to the satisfaction of His Excellency the Lieutenant-Governor that there are no other claims for damages in respect to such Aboiteau.

211. John Fuller

And a further sum of 15*l.* to John Fuller, to compensate him for attendance before a Committee of the House of Assembly, agreeably to the report of the Committee on his Petition.

161. Dugald B. McNab

And a further of 10*l.* to Dugald B. McNab, to re-imburse expenses incurred by him in attending as a Witness in a Criminal Prosecution at Arichat, pursuant to the report of the Committee on his Petition.

61. 18*s.* James Chandley

And a further sum of 6*l.* 18*s.* to James Chandley, expenses of putting up a Fence on the New Mount Denson Road.

201. Store House Chester

And a further sum not exceeding 20*l.* at the disposal of His Excellency the Lieutenant-Governor, for the purpose of repairing the Store House for Militia Arms, Ammunition and Accoutrements, in the Town of Chester, or re-building the same, as may be deemed advisable.

101. 4*s.* G. Hiscock

And a further sum of 19*l.* 4*s.* at the disposal of His Excellency the Lieutenant-Governor, to defray expenses attending the conveyance of George Hiscock, (a private Soldier, under sentence of death) from Halifax to England, for Transportation.

601. William Sanford

And a further sum of 60*l.* at the disposal of His Excellency the Lieutenant-Governor, to be drawn 30*l.* in each year, for the next two years, and paid towards defraying the expense of maintaining William Sanford, a deaf and dumb boy, at an Asylum in Hartford, Connecticut, pursuant to the report of the Committee.

151. John Campbell

And a further sum of 45*l.* at the disposal of His Excellency the Lieutenant-Governor, to be applied under such guards as he may deem necessary towards enabling John Campbell, of St. Paul's Island, to send three of his children to a deaf and dumb Asylum.

141. John McKay

And a further sum of 14*l.* to John McKay, Commissioner of the New Glasgow Bridge, to enable him to pay that sum incurred in his defence of a Law Suit brought against him as Commissioner of said Bridge.

And a further sum of 1414*l.* 1*s.* 2*d.* at the disposal of His Excellency the Lieutenant-Governor, to repay the over-expenditures on Roads and Bridges, already advanced by order of His Excellency.

1.414*l.* 1*s.* 2*d.*
Roads and
Bridges

And the following sums, that is to say—the sum of 1130*l.* allotted for the service of Roads and Bridges in the County of Halifax; the sum of 865*l.* allotted for the service of Roads and Bridges in the County of Inverness; the sum of 865*l.* allotted for the service of Roads and Bridges in the County of Cape-Breton; the sum of 850*l.* allotted for the service of Roads and Bridges in the County of Richmond; the sum of 850*l.* allotted for the service of Roads and Bridges in the County of Sydney; and the sum of 850*l.* allotted for the service of Roads and Bridges in the County of Guysborough, at the disposal of His Excellency the Lieutenant-Governor, to be respectively expended on the said services.

1130*l.* Halifax
865*l.* Inverness
865*l.* Cape Breton
850*l.* Richmond
850*l.* Sydney
850*l.* Guysborough

And a further sum of 860*l.* for the several Roads and Bridges in the County of Colchester, to be applied and expended agreeably to a resolution of the House of Assembly, passed on the twenty third day of March, in this year of Our Lord One thousand eight hundred and forty three, and agreed to by the Legislative Council.

860*l.* Colchester

And a further sum of 860*l.* for the several Roads and Bridges in the County of Pictou, to be applied and expended as aforesaid.

860*l.* Pictou

And a further sum of 850*l.* for the several Roads and Bridges in the County of Cumberland, to be applied and expended as aforesaid.

850*l.* Cumberland

And a further sum of 1100*l.* for the several Roads and Bridges in the County of Hants, to be applied and expended as aforesaid.

1100*l.* Hants

And a further sum of 860*l.* for the several Roads and Bridges in the County of Kings, to be applied and expended as aforesaid.

860*l.* Kings

And a further sum of 850*l.* for the several Roads and Bridges in the County of Annapolis, to be applied and expended as aforesaid.

850*l.* Annapolis

And a further sum of 850*l.* for the several Roads and Bridges in the County of Digby, to be applied and expended as aforesaid.

850*l.* Digby

And a further sum of 850*l.* for the several Roads and Bridges in the County of Yarmouth, to be applied and expended as aforesaid.

850*l.* Yarmouth

And a further sum of 850*l.* for the several Roads and Bridges in the County of Shelburne, to be applied and expended as aforesaid.

850*l.* Shelburne

And a further sum of 800*l.* for the several Roads and Bridges in the County of Queen's, to be applied and expended as aforesaid.

800*l.* Queen's

And a further sum of 860*l.* for the several Roads and Bridges in the County of Lunenburg, to be applied and expended as aforesaid.

860*l.* Lunenburg

And a further sum of 30*l.* at the disposal of His Excellency the Lieutenant Governor, to relieve distressed Negroes at Hammond Plains.

30*l.* Negroes Hammond Plains

And a further sum of 10*l.* to Herbert Huntington, Esquire, to repay him the difference between the sum advanced by him to Mark Killam, and the sum voted for the said Killam, in the last year, which sum so voted last year was 20*l.* instead of 10*l.* as intended to have been voted.

10*l.* H. Huntington

And a further sum of 25*l.* 17*s.* 6*d.* at the disposal of his Excellency the Lieutenant Governor, to defray certain expenses incurred for the Judges of the Supreme Court on their Circuit to Cape Breton last year; but that the House of Assembly will not provide for any such expense in future, the same being already amply provided for in the travelling Fees allowed by Law.

25*l.* 17*s.* 6*d.*
Judges

And a further sum of 3261*l.* 9*s.* 2*d.* to the Commissioners for building the new Bridewell at Halifax, to pay the amount now due the said Commissioners, and to enable them to proceed in the erection of such Building, agreeably to the Report of the Committee.

3261*l.* 9*s.* 2*d.*
New Bridewell

And a further sum not exceeding 982*l.* 4*s.* 9*d.* to defray the probable deficiency in the Post Office establishment in this Province, up to the fifth of January last.

982*l.* 4*s.* 9*d.*
Post Office

And a further sum of 5*l.* to Edward Leonard, for his services as Signal-man at Digby for the last year, agreeably to the Report of the Post Office Committee.

5*l.* Edward Leonard

And a further sum of 10*l.* to Lemuel Morehouse, to enable him to pay his Ferriages at Petit and Grand Passage for the last year, agreeably to the Report of the Post Office Committee.

10*l.* Lemuel Morehouse

And a further sum of 7*l.* 10*s.* to James Seaman, for his services in carrying the Mail between Amherst and Minudie, pursuant to the Report of the Post Office Committee.

7*l.* 10*s.* James Seaman

52l. 15s. 6d.
J. Howe &
Son

And a further sum of 52l. 15s. 6d. at the disposal of His Excellency the Lieutenant Governor, being the amount required to pay the balance of John Howe and Son's account for printing the past year, agreeably to the report of the Committee appointed to examine the same.

500l. Printing
for Legislaturo

And a further sum not exceeding 500l. at the disposal of His Excellency the Lieutenant Governor, to pay the expense of printing for the Legislature and for the Government during the present year, the accounts for such printing having been first properly certified as correct.

200l. Steamer
St. George

And a further sum of 200l. to the proprietors of the Steamer St. George, to encourage the running of the said Boat during the ensuing year between Pictou and Charlotte Town, and Miramichi; provided the said Boat shall once a week, at least, carry the Mails between the said places, the said sum to be drawn on its being certified to the satisfaction of His Excellency the Lieutenant Governor, that the said duties have been faithfully performed.

7l. James
Turnbull

And a further sum of 7l. to James Turnbull, Esquire, expenses incurred by him as Collector of Light Duties at Arichat, and surcharged him by the Committee on Public Accounts, pursuant to the report of the Committee on his Petition.

104l. 5s. 6d.
James B.
Hadley

And a further sum of 104l. 5s. 6d. to James B. Hadley, agreeably to his Petition and the Report of the Select Committee thereon, for disbursements and commissions as Collector of Light Duties at Canso.

40l. Revenue
Boat Sydney

And a further sum of 40l. at the disposal of the Lieutenant Governor or Commander in Chief for the time being, to enable him to continue a suitable Revenue Boat at Sydney, Cape Breton.

30l. Tide
Waiters Pic-
toun

And a further sum of 30l. at the disposal of His Excellency the Lieutenant Governor, for the purpose of employing a Revenue Boat and Tide Waiters, or Boatmen, at Pictou, to aid in the protection of the Revenue, to be under the direction of the Collector of Excise at that Port.

505l. 3s. 11d.
Revenue Cut-
ters

And a further sum of 505l. 3s. 11d. at the disposal of His Excellency the Lieutenant Governor, to defray the over expenditure for maintaining the Revenue Cutters last year.

800l. Schr.
Sisters

And a further sum of 800l. at the disposal of His Excellency the Lieutenant Governor, to continue the service of one Revenue Cutter, in addition to the Schooner Sisters, on the Coast of Nova Scotia, as heretofore, and that no further sum be expended for that purpose.

1510l. 18s. 9d.
Commrs. of
Public Build-
ings

And a further sum of 1,510l. 18s. 9d. to the Commissioners of Public Buildings, to defray the expenses incurred by them during the last year.

807l. 6s. 4d.
L. Council

And a further sum of 807l. 6s. 4d. to defray the balance of the expenses of the Legislative Council for the present year.

300l. Indians

And a further sum of 300l. at the disposal of His Excellency the Lieutenant Governor, for the benefit of the Indians for the present year, to be expended agreeably to the Act of the last Session, out of which 15l. to be paid to George E. Jean, for taking the account of Indians in the Island of Cape Breton.

200l. Method-
ist Academy
N. Brunswick

And a further sum of 200l. annually for two years, to the Trustees and Managers of the Wesleyan Methodist Academy at Sackville, in New Brunswick, in aid of the support of that Institution.

40l. African
School

And a further sum of 40l. as the Salary of the Female Teacher of the African School at Halifax, for the present year.

100l. Rev. R.
F. Uniacke

And a further sum of 100l. to the Reverend R. F. Uniacke, to enable him to defray the expenses incurred to support the School for Poor Children in the North Suburbs of the City of Halifax.

50l. Infant
School

And a further sum of 50l. to the Ladies' Managers of the Infant School at Halifax, in aid of that Institution for the present year.

100l. Hon.
Hugh Bell

And a further sum of 100l. to the Honorable Hugh Bell and others, to support a School in connection with the Methodist Church at Halifax.

25l. Commrs.
Poor Halifax

And a further sum of 25l. to the Commissioners of the Poor in Halifax, to defray the expense of continuing the School in the Poor House for the present year, for the benefit of Orphans and Poor Children in that Establishment.

50l. Drs. Gre-
gor and Ster-
ling

And a further sum of 50l. to Doctors Grigor and Sterling in aid of the Halifax Dispensary for the present year—provided they keep during the year a sufficient quantity of Vaccine Matter.

And such further sum to the Secretary of the Province, as will enable him to pay 3*l.* 10*s.* to each of the Clerks of the Peace within this Province, to whom His Excellency directed Road Commissions and Bonds, in the year of Our Lord One thousand eight hundred and forty two.

3*l.* 10*s.* Clerks of Peace

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

10*l.* to J. J. Sawyer, Esq.

And a further sum not exceeding 60*l.* to the Clerk of the House of Assembly, to defray the expense of Stationary and Binding of the Journals and Laws, for the House of Assembly during the present Session.

60*l.* Stationary

And a further sum of 10*l.* each to the two Chairmen of the Committee on Bills and of Supply, for their services for the present Session.

10*l.* Chairmen of Committees

And a further sum of 100*l.* each to the Clerk and Clerk Assistant of the House of Assembly, for their extra services during the present Session.

100*l.* Assistant Clerk of Assembly

And a further sum not exceeding 220*l.* to defray the expense of extra Messenger and other service and articles, for the House of Assembly, and for Fuel, according to estimate the said sum to be drawn and applied by the Clerk of the House of Assembly, under the Sanction of the Speaker.

220*l.* extra Messenger, &c.

And a further sum of 15*l.* at the disposal of the Honorable the Speaker, to procure various works and Publications necessary for conducting the business of the House of Assembly.

15*l.* Publications

And a further sum not exceeding 30*l.* to the Clerk of the House of Assembly, to enable him to pay the Several Proprietors of News Papers in the Province, for Publishing the Standing Orders of the House of Assembly, as to private Petitions and Accounts of Steam Boats, Academies, &c. agreeably to the resolution of the House last Session.

30*l.* Proprietors of News Papers

And a further sum of 125*l.* to John S. Thompson and John H. Croskill, Reporters of the Debates and Proceedings of the Legislature, for their services during the present Session.

125*l.* Reporters

II. *And be it enacted*, That a drawback of 7*s.* 6*d.* Sterling per Hundred Weight, be granted on all Refined Sugar used in the Manufacture of Confectionary, made in and exported from this Province direct to the United Kingdom, such amount to be drawn and paid by and under and subject to such Conditions limitations, rules and regulations, as may be from time to time fixed, established, directed and ordered, by the Board of Revenue.

7*s.* 6*d.* Stg. per cwt. drawback on Sugar

III. *And be it enacted*, That the Board of Revenue for the time being, shall be and they are hereby authorised and empowered to allow a drawback upon all Wines imported for, or consumed by the Commissioned Officers of Her Majesty's Army, comprising the several Regimental Messes of the Garrison at Halifax, or to relinquish the duties upon all such Wines, upon proof being made to the satisfaction of the said Board that the Wines, whereon a drawback or relinquishment of duty is claimed were actually imported for, or consumed by such Officers of the Army; provided the whole amount do not exceed the sum of 300*l.* in any one year.

Drawback on Officers' Wines

And Whereas the sum of 19*l.* was granted by the Legislature in the Session of One thousand eight hundred and forty, to be paid to such person or persons as should within two Years thereafter erect, and put into operation the first Oat Mill and Kiln, at or near Salmon River Bridge, in the County of Guysborough. And whereas the said sum of Money has not been drawn from the Treasury, no person having erected the said Mill. And whereas the erection of an Oat Mill and Kiln, in some central and convenient situation within the Township of Guysborough, would be beneficial to the Inhabitants of said Township:—

19*l.* Oat Mill Salmon River

IV. *Be it enacted*. That the said sum of 19*l.* so remaining undrawn, be paid to such person or persons as shall within two years erect and put into operation the first Oat Mill and Kiln, upon the Stream known as Spank's Brook, and near to Godfrey's Saw Mill, within the said Township.

19*l.* Oat Mill Spank's Brook

V. *And be it enacted*, That the sum of 10*l.* granted in One Thousand Eight Hundred and Forty-two, to open a new road through the woods from Earl Burgess', Southerly, to the road passing Little Lake, in the Township of Cornwallis, undrawn, be applied to the road from Thomas White's to Canady Creek Wharf, in said Township.

10*l.* Road from Thomas White's to Canady's Creek

6l. Road from
George Cruick-
shank's to J.
Bent's

VI. *And be it enacted*, That the sum of 6l. granted by the Legislature in One Thousand Eight Hundred and Forty-two, to repair the road from Daniel Casey's to the Post road near John Bent's, in the County of Cumberland, and not yet expended, be applied to the repair of the road from George Cruickshanks, to the Post road near John Bent's.

Bridges giving
way to be re-
paired

VII. *And be it enacted*, That if any of the Bridges on the Main Post Roads in this Province shall give way during the recess, or any of such Roads shall be unexpectedly obstructed by any unforeseen obstacle or accident, it shall and may be lawful for His Excellency the Lieutenant-Governor, or Commander in Chief for the time being, to order a Commissioner or Commissioners to repair or re-build such Bridges, or to remove such obstructions; and it shall and may be lawful further for the Lieutenant-Governor, or Commander in Chief for the time being, to draw Warrants, on account, and in favor of, such Commissioner or Commissioners—provided the same shall not exceed the sum of One Thousand Pounds.

Duties on Live
Stock, &c. to
be paid to the
Comms. of
the Poor

VIII. *And be it enacted*, That the Collector of Impost at the Port of Halifax shall, and he is hereby authorized, empowered and directed, to keep a distinct account of all Duties by him collected upon the Importation, from the United States of America, of Live Stock, Apples, Onions, Fruit, Biscuit and Bread, under the several Acts of the General Assembly, passed in the third year of Her present Majesty's Reign, and in the present Session of the General Assembly, respectively, entitled, An Act for granting Colonial Duties of Impost for the support of Her Majesty's Government within this Province, and for promoting the Agriculture, Commerce, and Fisheries thereof; and that the said Duties, upon the above specified Articles, during the present year, shall be paid Quarterly to the Commissioners of the Poor, for the use of the Transient Poor—provided the amount so paid do not exceed One Thousand Pounds.

Pay of Mem-
bers

IX. *And be it enacted*, That the sum of 1l. per day be granted and paid to each and every Member of the House of Assembly, for their attendance in General Assembly for the present Session, to be paid on the Certificate of the Speaker, also the travelling charges as heretofore—provided that no Member shall receive pay for more than forty days attendance.

9th 12th 16th
and 18th claus-
es of Act 41
Geo. 3 and
11th 12th and
13th clauses
of the Act 4
Wm. 4, conti-
nued

X. *And be it enacted*, That the ninth, twelfth, sixteenth, and eighteenth Clauses or Sections of the Act, made and passed in the Forty-first year of the Reign of His late Majesty King George Third, entitled, An Act for applying certain Monies therein mentioned for the service of the year of Our Lord One Thousand Eight Hundred and One, and for appropriating such part of the Supplies granted in this Session of the General Assembly as are not already appropriated by the Laws or Acts of this Province; also, the eleventh, twelfth, and thirteenth Sections of the Act, passed in the Fourth year of the Reign of His late Majesty King William the Fourth, entitled, An Act for applying certain Monies therein mentioned for the service of the year of Our Lord One Thousand Eight Hundred and Thirty-four, and for appropriating such part of the Supplies granted in this Session of the General Assembly as are not already appropriated by the Laws or Acts of the Province, shall be, and each of the said Clauses or Sections is hereby, continued in force in as full and ample a manner as if herein repeated word for word, until the thirty-first day of March, which will be in the year of Our Lord One Thousand Eight Hundred and Forty-four, and no longer.

CAP. II.

An Act to continue and amend the Act for granting Colonial Duties of Impost for the support of Her Majesty's Government within this Province, and for promoting the Agriculture, Commerce, and Fisheries thereof.

Passed the 29th day of March, 1843.

Act 3, Vic.
continued

Be it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the third year of the reign of Her present Majesty Queen Victoria, entitled, An Act for granting Colonial Duties of Impost for the support of Her Majesty's Government within this Province, and for promoting the Agriculture, Commerce and Fisheries thereof, save and except so far as the same is or may be altered or amended by this Act, shall be continued; and the said Act, and every matter, clause and thing, therein contained, except

as before excepted, are hereby continued from the thirty first day of March in this year of Our Lord One thousand eight hundred and forty three, until the fifth day of July, which will be in this same year of Our Lord One thousand eight hundred and forty three, and no longer.

II. *And be it enacted*, That instead of any duty by the said Act imposed upon Lard, there shall, from and after the passing of this Act, be substituted, imposed, levied, charged, and paid, upon all Lard hereafter brought or imported into this Province, whether the same shall be of British growth, production, or manufacture, or foreign growth, production, or manufacture, a Colonial Duty of one half penny for each and every pound of the weight thereof; and that instead of the duty by the said Act imposed upon Teas of all kinds, there shall hereafter be substituted, imposed, levied, charged, and paid, upon all Teas hereafter imported or brought into this Province, the following duties, that is to say:—On all Teas severally denominated Souchong, Congo, Pekoë, Bohea, Pouchong, and all other black Teas, a Colonial duty of one penny halfpenny for and upon each and every pound weight thereof; and on all green Teas, that is to say:—Gunpowder, Hyson, Young Hyson, Twankay, and all other Teas, commonly known as green Teas, a Colonial duty of threepence for and upon each and every pound weight thereof; and that instead of any duty by the said Act imposed upon the Article of Butter, there shall hereafter be imposed, substituted, levied, charged, and paid upon all Butter of British growth, production or manufacture, imported or brought into this Province, a Colonial duty of Four Shillings for and upon each and every hundred weight thereof; and upon all Butter of foreign growth, production, or manufacture, so imported or brought into this Province, a Colonial duty of eight shillings for and upon each and every hundred weight thereof; and instead of the duty by the said Act imposed on manufactured Tobacco, other than Snuff and Cigars of Foreign growth, production and manufacture, there shall hereafter be substituted, imposed, levied, charged, and paid upon all manufactured Tobacco of Foreign growth, production and manufacture, other than Snuff and Cigars imported or brought into this Province, a Colonial duty of one penny halfpenny for and upon each and every pound weight thereof; and that instead of the duties by the said Act imposed on the Articles of Raisins, Currants and Figs, there shall hereafter be substituted, imposed, levied, charged, and paid, upon all Raisins, Currants and Figs, imported or brought into this Province, whether the same shall be of British growth production or manufacture, or foreign growth, production or manufacture, a Colonial duty of ten pounds, for and upon each and every hundred pounds of the value thereof.

III. *And be it enacted*, That the said Colonial Duties hereby substituted, levied, imposed and charged, upon the said Articles of Lard, Butter, Teas, Raisins, Currants and Figs, respectively, shall be ascertained, levied, secured, collected, paid, recovered and applied, under and according to the same Directions, Provisions, Regulations, and Penalties, and by the same ways and means respectively, as if such Articles of Lard, Butter, Teas, Raisins, Currants and Figs, had been, and were respectively inserted in, the table of duties annexed to the said Act hereby continued and amended; and as if such Colonial duty hereby so charged, substituted, levied and imposed, had been originally inserted against the said respective Articles, in the first and second columns of the said Table of Duties.

IV. *And be it enacted*, That the said Colonial duty hereby substituted, levied, imposed and charged, upon the said Article of manufactured Tobacco, of foreign growth, production and manufacture, other than Snuff and Cigars, shall be ascertained, levied, secured, collected, paid, recovered and applied, under and according to the same directions, provisions, regulations and penalties, and by the same ways and means respectively, as if such Colonial duty hereby substituted, levied, imposed and charged, had been and were originally inserted against the said Article of Manufactured Tobacco, except Snuff and Cigars, in the second column of the said Table of duties to the said Act annexed.

V. *And be it enacted*, That the words Brown or Muscovado Sugar, as used in the Act hereby continued and amended, or the Table of Duties thereto attached, shall be taken to include and comprehend all Sugars of every description, save and except refined Sugar and Sugar of the Maple.

VI. *And be it enacted*, That this Act shall continue and be in force from the thirty first day of March, in this year of Our Lord One thousand eight hundred and forty three, until the fifth

Duty on Lard

Teas

Butter

Tobacco

Raisins, Currants & Figs

Duties on Lard how to be ascertained levied, &c.

Duties on Tobacco how to be levied, &c.

Brown or Muscovado Sugar what

Continuing clause

fifth day of July, which will in this same year of Our Lord One thousand eight hundred and forty three, and no longer.

CAP. III.

An Act to continue and amend the Act for the Warehousing of Goods.

Passed the 29th day of March, 1843.

Act 4 Wm. 4.
continued, ex-
cept as amend-
ed

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the Fourth year of the Reign of His late Majesty King William the Fourth, entitled, An Act for the Warehousing of Goods, which Act will continue in operation until the thirty-first day of March, in this year of Our Lord One Thousand Eight Hundred and Forty-three, and every matter, clause and thing, in the said Act contained, except so far as the same is altered or amended by this present Act, shall remain thenceforth in operation, and be further continued, until the thirty-first day of March, which will be in the year of Our Lord One Thousand Eight Hundred and Forty-four, and no longer.

Bond given at
the Custom
House for
Goods Ware-
housed suffi-
cient

II. *And be it enacted,* That in every case, during the continuance of the said Act, where Goods charged with Colonial Duties, and also with Imperial Duties, being of Foreign growth, produce or manufacture, shall be Warehoused in a King's Warehouse, under or in pursuance of the regulations prescribed by any Act of the Imperial Parliament; and also, in every case where Goods charged with Colonial Duties, being of British growth, produce or manufacture, shall be Warehoused in a King's Warehouse; and the Owner or Importer of such Goods shall have given Bond at the Custom House for the due Warehousing of the said Goods respectively, as prescribed by the said regulations, then, and in every such case, the Bond for the Colonial Duties thereon, by the twenty-first Clause or Section of the Act hereby continued, required to be entered into, shall be wholly dispensed with, and the Bond entered into at the Custom House shall be deemed the Security for the due Warehousing of the said Goods; but it shall not be lawful for any Collector or other Officer of Her Majesty's Customs to permit any Goods so Warehoused, to be taken out of Warehouse for Home consumption, or for the Fisheries, until a Permit therefor, under the hand of the Collector of Impost, shall be produced at the Custom House, and there filed, setting forth that the Colonial Duties to which such Goods are or may be subject, have been fully paid or secured; and if any such Goods shall be removed or taken from such King's Warehouse, before such Permit shall be granted and filed at the Custom House, the same Goods shall be forfeited, and the owner thereof, and the person or persons by whom the same shall be removed from Warehouse, shall be liable to a penalty of One Hundred Pounds, or five times the amount of the Colonial Duties thereon, at the election of the Board of Revenue.

CAP. IV.

An Act to continue and amend the several Acts for the prevention of Smuggling.

Passed the 29th day of March, 1843.

Acts 4 Wm. 4
(except as
herein altered
or amended) &
5 Wm. 4 (ex-
cept 4th Sec.
and except as
herein amend-
ed) continued

BE it enacted, by the Lieutenant-Governor, Council and Assembly, that the Act, passed in the Fourth year of the Reign of His late Majesty King William the Fourth, entitled, An Act for the prevention of Smuggling, which Act will continue in force and be in operation until the thirty first day of March, in this year of Our Lord One Thousand Eight Hundred and Forty Three, and every matter, clause and thing, in the said Act contained, save and except so far as the same is or may be altered or amended by the Act hereinafter mentioned, or by this Act; also, the Act, passed in the Fifth year of the Reign of His late Majesty King William the Fourth, to continue and amend the said first mentioned Act; and which

which said last mentioned Act will also continue in force, and be in operation until the thirty first day of March in this same year of Our Lord One Thousand Eight Hundred and Forty three, and every matter, clause and thing, in the said last mentioned Act contained, except the fourth clause or section thereof, and also except as altered or amended by this Act, shall remain thenceforth in operation; and the said Acts, except as before excepted, are hereby respectively further continued until the thirty first day of March, which will be in the year of Our Lord One Thousand Eight Hundred and Forty-four, and no longer.

II. *And be it enacted*, That all Vessels, Boats, Goods, and other things, which shall have been or shall be hereafter seized as forfeited, under and by virtue of any Act now in force, or hereafter to be made relating to the Colonial Revenue, shall be deemed and be taken to be condemned, and may be dealt with in the manner directed by Law in respect to Vessels, Boats, Goods, and other things seized and condemned, for Breach of any such Laws, unless the person from whom such Vessels, Boats, Goods, or other things shall have been seized, or the owner of them, or some person authorised by him, shall within one Calendar month from the day of seizing the same, give notice in writing to the person or persons seizing the same, or to the Collector, or other chief officer of the Excise, at the nearest Port, that he claims, or intends to claim, such Vessel, Boat, Goods, or other things.

Vessels, &c. seized to be condemned unless claim be made within one month

III. *And be it enacted*, That it shall and may be lawful for the Board of Revenue, by and out of the Government portion, in the twenty fourth section of the Act herein first mentioned, and hereby continued and amended, of the proceeds of all Vessels, Boats, Goods, and other things liable to forfeiture, and seized and condemned as forfeited, under any Act now in force, or hereafter to be made relating to the Colonial Revenue, to grant and allow to the officer or persons making such seizure respectively, in addition to the share to the seizer granted by the Statute, such further gratuity, share, or allowance, whether in whole or in part of such government portion as aforesaid, in recompense of the vigilance and exertion displayed by such officer or persons respectively, for the prevention of smuggling, as the said Board of Revenue shall deem reasonable under the circumstances.

Board of Revenue may make allowance for seizure out of Government portion

CAP. V.

An Act to continue and amend the Act for regulating the Importation of Goods.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act passed in the fourth Year of the Reign of His late Majesty King William the Fourth, entitled, An Act for regulating the Importation of Goods, which Act will continue in operation until the thirty-first day of March, in this Year of Our Lord One Thousand Eight Hundred and Forty-three, and every matter, clause and thing in the said Act contained save and except the fourth, thirtieth, and forty-sixth Clauses or Sections of the said Act, and also save and except so far as the said Act is altered or amended by this present Act, shall remain thenceforth in operation, and be further continued until the thirty-first day of March, which will be in the Year of our Lord One Thousand Eight Hundred and Forty-four, and no longer.

Act 4 Wm. 4. (except 4, 30 & 46th Secs. (except as herein amended) continued

II. *And be it enacted*, That whenever, during the continuance of the said Act, the Importer of any Goods shall think proper to make entry thereof for Warehouse, as provided by the fifth Section of the said Act, and it shall appear by the certificate of the proper Officer or Officers of the Customs that the same Goods have been duly entered at the Custom House, to be Warehoused, and Bond given therefor as required by the provisions of any Imperial Statute, then, and in every such case the Bond for Warehousing the said Goods, required by the said fifth Section to be entered into by the Importer shall be dispensed with, and the landing Permit shall be granted for such Goods, and shall specify that security for the due Warehousing thereof, hath been certified to have been given at the Custom House.

Goods entered for Warehouse & bond given at Custom House other bond to be dispensed with

III. *And be it enacted*, That if on the first entry of any Goods subject to Colonial Impost Duties or on entry thereof from the Warehouse, for Home use, the Colonial Impost Duties thereon to be ascertained as in and by the said Act hereby continued and amended,

Colonial Duty not exceeding £20 to be paid down

amended, or by this Act is provided, shall not exceed the sum of twenty pounds, then the said Duties shall be paid down by the Importer, or person making the entry thereof before any Permit shall be granted for the Goods contained in such entry; but if the amount of such Colonial Duties shall exceed the sum of twenty pounds, then the Importer shall give bond with two sufficient sureties, to be approved of by the Collector of Impost in treble the Duties payable on such goods, with a condition for the payment of said Duties by instalments, and in manner following, that is to say:—One fourth part of said Duties in six months, another fourth part thereof in nine months, and the remaining half part thereof in one year from the date of such bond respectively, and such bond shall be given therefor in the manner and form prescribed by the Board of Revenue, and a Warrant of Attorney, shall also then and there be executed by the same parties, and in the form by the said Board to be directed for the confession of a Judgment for the amount of the said bond in case default should happen to be made in payment of any instalment thereof: Provided always, that when Goods shall have been warehoused above one year, then the Colonial Duty, if exceeding twenty pounds shall be payable one half in three months, and the other half in six months from the date of the entry from Warehouse, and the bond shall be made accordingly.

IV. *And be it enacted*, That instead of the period of twenty days allowed by the twenty-seventh clause of the said Act hereby continued and amended for the entry inwards of Goods after the arrival of the importing ship, there shall be allowed for such entry six days only after such arrival, and if due entry inwards be not made within six days, it shall and may be lawful to proceed as in and by the said clause is directed, in the same manner as if the said period of six days had been inserted in such clause, instead of twenty days as therein mentioned.

V. *And be it enacted*, That if any Goods which are not charged with Colonial Duties, according to the number, measure, weight, or tale thereof, shall receive damage during the voyage, an abatement of such duties shall be allowed in proportion to the damage so received; provided proof be made to the satisfaction of the Board of Revenue or any Officer of the Colonial Revenue acting therein, under their direction that such damage was received after the Goods were shipped abroad in the ship importing the same, and before they were landed, and provided claim to such abatement of Duties be made at the time of the first examination of such Goods.

CAP. VI.

An Act to continue and amend the Act concerning Goods exported, and for granting Drawbacks.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the Fourth year of the Reign of His late Majesty King William the Fourth, entitled, An Act concerning Goods exported, and for granting Drawbacks, which Act will continue in operation until the thirty-first day of March, in this year of Our Lord One Thousand Eight Hundred and Forty-three, and every matter, clause and thing, in the said Act contained, save and except the second and thirty-first Clauses or Sections of the said Act; and also, save and except so far as the same is or may be altered or amended by this Act, shall thenceforth remain in operation, and be further continued until the thirty-first day of March, which will be in the year of Our Lord One Thousand Eight Hundred and Forty-four, and no longer.

II. *And be it enacted*, That whenever any Goods shall have been Warehoused at the Custom House, and Bonds given therefor; and the Bond for the Warehousing of the said Goods, required under the fifth Section of the Act, passed in the Fourth year of the Reign of His late Majesty King William the Fourth entitled, An Act for regulating the Importation of Goods, shall have been dispensed with, under the second Section of the Act, passed in the present Session of the General Assembly, entitled, An Act to continue and amend the

Duty exceeding £20 how secured

Proviso

Six days allowed for entering of Goods

Goods damaged for abatement to be made

Act 4 Wm. 4. (except as herein amended) continued

the Act for regulating the Importation of Goods, then, and in such case, if upon entry, outwards, of any such Goods, it shall be made appear by the Certificate of the proper Officer or Officers of the Customs that such Goods have been duly entered outwards, and Bonds given at the Custom House for exportation thereof, as required by the provisions of any Statute of the Imperial Parliament, then, and in every such case, the Bond required by the seventh Section of the Act hereby continued and amended, shall be dispensed with, and the Shipping Permit shall be granted for such Goods, and shall specify that Security for the due exportation thereof hath been certified to have been given at the Custom House.

CAP. VII.

An Act to continue the Act for the General Regulation of the Colonial Duties.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Act passed in the fourth year of the Reign of His late Majesty King William the fourth, entitled, An Act for the General regulation of the Colonial Duties, which Act will continue in operation until the thirty first day of March, in this year of Our Lord One Thousand Eight Hundred and Forty-three, and every matter, clause, and thing in the said Act contained, save and except the third clause or section thereof, shall thenceforth remain in operation and be further continued until the thirty first day of March, which will be in the year of Our Lord One Thousand Eight Hundred and Forty-four and no longer.

Act 4. Wm 4.
(except 3 Sec)
continued

CAP. VIII.

An Act to continue and amend the Acts for granting Duties on Licenses for the Sale of Spirituous Liquors, and Sales by Auction, in Halifax.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the Seventh year of the Reign of His late Majesty King William the Fourth, entitled, An Act for granting Duties on Licenses for the Sale of Spirituous Liquors, and for Sales by Auction, to persons resident in Halifax, which will continue in force and remain in operation until the thirty-first day of March, in this year of Our Lord One Thousand Eight Hundred and Forty-three, except as altered or amended by the Act hereinafter mentioned, or by this Act; also, the Act, passed in the Second year of the Reign of Her present Majesty Queen Victoria, entitled, An Act to continue and alter the Act for granting Duties on Licenses for the Sale of Spirituous Liquors, and for Sales by Auction, in Halifax, which Act will also continue in operation until the thirty-first day of March, in this same year of Our Lord One Thousand Eight Hundred and Forty-three, except as altered or amended by this Act, shall be continued, and the said Acts, and every matter, clause and thing, therein contained, except as before excepted, are hereby respectively continued, from the said thirty-first day of March, in this year of Our Lord One Thousand Eight Hundred and Forty-three, until the thirty-first day of March, which will be in the year of Our Lord One Thousand Eight Hundred and Forty-four, and no longer.

Acts 7. W 4. &
2 Vic (except
as hereby
amended)
continued

And whereas, the Auction Duties levied under the Acts hereby continued and amended, are, by the last mentioned of said Acts, placed at the disposal of the Governor, Lieutenant-Governor, or Commander in Chief for the time being, for certain purposes therein mentioned; and such Auction Duties being levied by a direct tax on the Citizens of Halifax, it is just and proper that the same should be placed under the control of the City Authorities :

Preamble

II. *Be it enacted*, That all such Auction Duties levied in the City of Halifax shall, by the City Clerk of Licenses, be paid over to the City Treasurer, and be applied and disposed of in the same manner as the Funds arising from Licenses for keeping Public Houses and Shops within the said City.

Auction duties
to be paid over
to the City
Treasurer

CAP. IX.

An Act to alter the Act, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expense of the Judiciary therein.

Passed the 29th day of March, 1843.

Preamble

WHEREAS, the times of holding the Supreme Court in some of the Counties in this Province, have been found inconvenient, and it is desirable to alter the same :

I. *Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly, That, after the passing of this Act, the Terms or Sittings of the Supreme Court shall be respectively held at the several places hereinafter mentioned, at the times hereinafter specified, that is to say :—*

Times of holding Supreme Court at Pictou

At Pictou, in the County of Pictou, on the first Tuesday of June, instead of the third Tuesday of June, and on the third Tuesday of October as heretofore.

Truro

At Truro, in the County of Colchester, on the second Tuesday of June as heretofore, and on the second Tuesday of October as heretofore.

Amherst

At Amherst, in the County of Cumberland, on the third Tuesday of June, instead of the first Tuesday of June, and on the first Tuesday of October as heretofore.

To last till business is ended Proviso

II. *And be it enacted, That the respective Terms or Sittings of the said Supreme Court shall last from day to day, and be continued so long as the business shall require : Provided that the same shall not be continued longer than the Saturday before the day hereby appointed for opening the Court at the next place to which the Judge of the Supreme Court shall be about to proceed on his Circuit, nor longer than the second Saturday after the day of opening said Terms or Sittings, respectively.*

Writs &c. made returnable

III. *And be it enacted, That all Writs, Process, Recognizances, Complaints, or other proceedings whatsoever, which are now or shall be made returnable to the Supreme Court, in the said several Counties hereinbefore named, at the next Term or Sitting of any of the said Courts, shall be returned and held, and deemed to be returnable, on the respective days herein and hereby appointed for the next Terms or Sittings of the said Supreme Court in the said several Counties respectively ; and all Parties, Witnesses, Officers, or Persons who are summoned or bound to appear, or who ought to appear, at the said several Courts, or any of them respectively, at the next Terms or Sittings thereof respectively, in any of the said Counties, shall be held and obliged to appear at such Courts, at the days and times in which said Terms or Sittings are hereby directed to be held.*

Witnesses to appear

CAP. X.

An Act to repeal the Act for settling Titles, in a certain Tract of Land in Cape Breton, called the Mire Grant, and to substitute other Provisions in lieu thereof.

Passed the 29th day of March, 1843.

Preamble

WHEREAS, in the Year of Our Lord One thousand seven hundred and eighty-seven, Joseph Frederick Wallet Desbarres, Esquire, then Governor of the Island of Cape Breton, the said Island being at that time a separate and independent Colony, did by certain Letters Patent, grant a certain tract of Land in the said Island, containing one hundred thousand acres to one hundred Grantees, on certain conditions, for the improvement and settlement thereof, and of payment of rent at certain times, and of bearing allegiance to the Sovereign of Great Britain : and upon breach of such conditions, the said Letters Patent were to become void, as in and by the said Letters Patent which are recorded in the Registry of the former Government of Cape Breton, in Book A. pages two hundred and six, two hundred and seven, and two hundred and eight, will on reference thereto fully and at large appear. *And whereas, the condition contained in the said Letters Patent, were not, in all cases complied with, nor was any ownership exercised by some of the said Grantees over the said tract of Land, and in the year of Our Lord, One Thousand Eight Hundred*

Hundred and One, certain of the said Grantees who were resident in the said Island, being convinced of the impossibility of effecting a division of said Grant, unanimously prayed the Government then existing in the said Island to cause the said Grant to be repealed, and the said tract of one hundred thousand acres to be escheated, so that the said Grantees thereof might obtain separate Grants of their original shares, and thereupon such proceedings were had before the then Governor, Lieutenant-General Despard and the Council of said Island, that upon the finding of a Jury empannelled to enquire whether the conditions of the said Letters Patent had been complied with, it was adjudged that the said tract of Land was liable to forfeiture, and was escheated. *And whereas* it is doubted whether the said escheat was legal, and whether certain Grants of portions of the said tract of Land subsequently passed founded upon the said Escheat, and passed by the Government of said Island, convey any legal titles to the grantees thereof. *And whereas* upwards of one thousand three hundred persons are settled on said tract of Land, and now claim to own fifty-five thousand and ninety acres of said tract, of which three thousand and sixty-four acres are cultivated, and there are thereon built and erected nearly six thousand houses and barns, and the said Settlers on the said tract have now thereon two thousand two hundred and three heads of neat cattle. *And whereas* from the situation of the said tract of Land, and the uncertainty attending the title and ownership thereof, the neglect of the Grantees and other causes, it has become of great importance to the settlers and actual occupants of different parts thereof that the claims of all parties interested in the said tract should be defined and settled, and that all persons actually settled on the said Lands for a certain period of time may be firmly and certainly established under legal titles in their just portions of the same, and that the remainder of the said tract may be placed in a situation for legal and useful settlement and cultivation, and tranquility be thereby established, and litigation and confusion avoided. *And whereas* the carrying into effect the provisions of a certain Act passed in the second year of Her present Majesty's Reign, for settling titles in the said tract, would be attended with enormous expense and other inconveniences, and it is therefore expedient to repeal the said Act, and to substitute other provisions in lieu thereof.

I. *Be it enacted, by the Lieutenant-Governor, Council and Assembly,* That the Act made and passed in second year of Her present Majesty's Reign entitled, An Act for settling titles in a certain tract of Land in Cape Breton called the Miré Grant, and every matter, clause and thing, therein contained shall be, and the same are hereby repealed.

Act 2 Vict.
repealed

II. *And be it enacted,* That all persons who shall have gone into, and now are in the actual possession of any Lands or Tenements in the said tract called the Miré Grant, under and by virtue of the said Letters Patent of the said Joseph Frederick Wallet Desbarres, and all persons who shall have gone into, and now are in the actual possession of any Lands or Tenements in the said Tract, under a Title derived from any of the Grantees under the said Letters Patent, shall respectively have, hold and enjoy, all such Lands and Tenements to them, their heirs and assigns forever, in fee simple, or in case of any such derivative title, then such Estate or Estates in any such Lands or Tenements as may have been conveyed, or passed, or intended to be conveyed or passed, under and by virtue thereof, any want of legal form in the said Letters Patent, or any conveyance thereunder, or any want of partition or division of the said Tract among the said Grantees, or any forfeiture by reason of non-compliance with the terms, conditions, or limitations of the Letters Patent, or any repeal thereof, and Escheat of the said Lands thereby granted, or any further or other proceedings whatsoever in relation thereto notwithstanding.

Person in possession of Lands under the Letters Patent of J. F. W. Desbarres to hold the same

III. *And be it enacted,* That all Grants, Letters of License, Warrants of Survey, or other Titles whatsoever, in any Lands or Tenements in the said Tract, derived from the Crown, subsequently to the alleged repeal of the said Letters Patent of the said Joseph Frederick Wallet Desbarres, and Escheat of the said Lands, are hereby confirmed and made valid for the purpose for which they were respectively intended; and all persons claiming thereunder, are hereby declared to have a good, legal, and valid Title to such Lands or Tenements, any illegality or defect in the repeal of the aforesaid Letters Patent, or of the Escheat thereon as aforesaid, or any want of form in any such Title, or otherwise, to the contrary notwithstanding.

All Grants, &c. derived from the Crown confirmed

Persons in possession of lands prior to the Letters Patent to hold them

IV. *Provided always, and be it enacted,* That all persons now in the possession of any Lands or Tenements in the said Tract, claiming to hold the same under and by virtue of a possession in themselves, or those under whom they claim prior to the passing of the said Letters Patent, in whatsoever way or manner, and whether by virtue of any Title or otherwise, such possession may have commenced, shall respectively have, hold and enjoy, all such Lands and Tenements in fee simple, or such other Estate or Estates therein, as may have passed, or been intended to pass, in and by any conveyance or transfer thereof, any thing in this Act contained to the contrary notwithstanding.

Persons holding for 20 years adverse to Grantees to retain possession

V. *And provided also, and be it enacted,* That all persons now in the actual possession of any Lands or Tenements in the said Tract, and of which such person or such persons, and those under whom they claim, may have been in the actual possession for twenty years previous to the passing of this Act, holding the same adverse to persons claiming title thereto under any of the aforesaid Grants, Letters Patent, Licenses of Occupation or Warrants of Survey, or otherwise howsoever, or holding the same to the exclusion of any person or persons jointly interested therein, shall respectively have, hold and enjoy, all such Lands and Tenements to them, their heirs and assigns, forever, in fee simple, or such other Estate or Estates therein as may have passed to them, or any of them, under any subsequent conveyance or transfer thereof.

The residue of the Lands to be vested in Her Majesty

Provide

VI. *And be it enacted,* That the Title in and to all the rest, residue and remainder of the Lands in the aforesaid Tract, called the Miré Grant, not hereinbefore mentioned and allotted, shall be and become, and is hereby declared to be vested in Her Majesty, her heirs and successors, all or any Grant or Grants, Conveyance or Conveyances, Acts, Matters, or Proceedings whatsoever, to the contrary notwithstanding. *Provided always,* that it shall and may be lawful for the Governor, Lieutenant Governor, or Commander in Chief for the time being, by and with the advice of the Executive Council, to take into consideration the equitable claims of all persons now in possession of any part of such residue of the said tract of land, and to order and direct, if he shall see fit so to do, a free grant or grants, or a grant or grants for a less price than might otherwise be required and obtained for such Lands of the same or any part thereof to be made and passed to any such person or persons so in possession as aforesaid.

In case of a conflict of title to be settled by the Governor and Council

VII. *Provided always, and be it enacted,* That in case of any conflict of title between persons holding under titles derived from the Crown, or by virtue of a possession for twenty years or upwards, in and to any part of the said land, under the provisions of this Act, it shall and may be lawful for the Governor, Lieutenant Governor or Commander in Chief, by and with the advice of the Executive Council, to settle such conflicting claims upon equitable principles, and in such a manner as shall appear right; and such settlement so made shall be final between the parties.

Suspending clause

VIII. *And be it enacted,* That nothing in this Act contained shall be of any force or effect until Her Majesty's pleasure be signified thereon.

CAP. XI.

An Act to amend the Act for regulating Elections of Members to serve in General Assembly.

Passed the 29th day of March, 1843.

Persons having qualification in any part of the Province may be elected for any Town or County

BE it enacted by the Lieutenant Governor, Council and Assembly, That from and after the passing of this Act, any person who shall be otherwise by law duly qualified to be elected, and who shall have in any County or Township in this Province, a qualification in Real Estate, of the value, nature, and description, in the ninth, tenth, and eleventh clauses of the Act passed in the second year of Her present Majesty's Reign, entitled, An Act for regulating Elections of Members to serve in General Assembly, mentioned and thereby described, shall be and be held, deemed, and authorized to be duly qualified to be elected as a Member of Assembly for any County or Township in this Province, notwithstanding such qualification in Real Estate may not be situate in the County or Township for which such person may be elected.

Suspending clause

II. *Provided always, and be it enacted,* That this Act shall not go into operation, or be of any force or effect until Her Majesty's assent shall be given thereto.

CAP. XII.

An Act for granting Colonial Duties of Impost for the support of Her Majesty's Government within this Province, and for promoting the Agriculture, Commerce, and Fisheries thereof.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That upon, from and after the fifth day of July, in this year of our Lord, One thousand eight hundred and forty-three, this Act shall come into and be in operation, and shall remain and continue in operation, until the thirty-first day of March, which will be in the year of our Lord One thousand eight hundred and forty-four, and no longer.

This Act to come into operation on the 5th July, 1843

II. *And be it enacted,* That upon, from and after, the day appointed for this Act to come into and be in operation, and during the continuance thereof, and instead, and in lieu of all other Colonial Duties whatsoever and howsoever denominated, there shall be raised, levied collected and paid unto Her Majesty her Heirs and Successors, for the use of the Province and the support of the Government thereof, and other public purposes within the same, for and upon Goods, Wares, and Merchandize imported or brought into this Province, by sea or inland carriage or navigation, on and after the said fifth day of July, One thousand eight hundred and forty three, and during the continuance of this Act the several and respective Impost Duties, rates and impositions, inserted, described and set forth in figures, in the Table of Duties hereinafter contained, denominated Table of Colonial Impost Duties opposite to and against the respective articles in the said Table mentioned, described and enumerated, and according to the value, number or quantity, of such articles therein specified, that is to say :

Duties inserted in the Table hereinafter contained to be levied and paid

For and upon Goods, Wares and Merchandize, of the growth, production or manufacture of the United Kingdom, or of any of the British Possessions, imported or brought as aforesaid the several Colonial Impost duties respectively set forth in figures, in the first column of the said Table of Duties,—and

Goods, &c. production of British possessions

For and upon Goods, Wares and Merchandize, not being of the growth, production or manufacture of the United Kingdom, or of any of the British Possessions imported or brought as aforesaid the several Colonial Impost Duties respectively set forth in figures, in the second column of the said Table of Duties.

Foreign productions

III. *And be it enacted,* That save and except as may hereinafter be provided, all the said several Duties hereinbefore imposed, and in the said several columns of the said Table mentioned, shall be, and shall be held and taken to be in addition to, and over and above any Duties in, by or under, the Act of the Imperial Parliament passed in the fifth and sixth Year of the Reign of her present Majesty Queen Victoria, entitled, An Act to amend the Laws for the Regulation of the Trade of the British Possessions abroad, or any other Act or Acts of the said Imperial Parliament, in amendment of, or in addition to, or alteration of the same, now or hereafter to be passed, imposed, levied, collected, charged, or payable upon the several articles in such Table respectively mentioned, contained, or referred to.

Duties to be over and above Imperial Duties except as hereinafter provided

IV. *And be it enacted,* That there shall be raised, levied, collected and paid unto Her Majesty, her Heirs and Successors, for the purposes aforesaid, for and upon all Rum and other Spirituous Liquors which shall be by any way or method whatsoever, manufactured, compounded, extracted, distilled or made in this Province, and which in the said Table are specially enumerated and described, the several Duties therein stated.

Rum and spirituous liquors made in this Province

V. *And be it enacted,* That on all Spirituous Liquors which by any way or method whatsoever shall be manufactured, compounded, extracted, distilled or made within this Province, the Duty by this Act made payable on such Spirituous Liquors, if five per cent over proof, shall be levied, collected, and paid in all cases, wherever such Spirituous Liquors shall be of the strength of five per centum, or upwards, above proof, as denoted by the Hydrometer, called Sykes' Hydrometer, as established and used in the United Kingdom.

If five per cent over proof

VI. *And be it enacted,* That the several and respective Goods, Wares and Merchandize, mentioned in the said Table, and against or opposite to which the words "Duty free" are inserted in the first column of Duties of the said Table, shall respectively be held free of any Colonial Duties, by this Act imposed on Goods of British growth, production or manu-

The words "Duty free" in the Table

facture as aforesaid, and the several and respective Goods, Wares and Merchandize, mentioned in the said Table, and against or opposite which the words "Duty free" are inserted in the second column of Duties in the said Table, shall respectively be held free of any Duties by this Act imposed on Goods not being of British growth, production, or manufacture, as aforesaid.

Duties on
Goods direct.
&c.

Provisoes

VII. *And be it enacted*, That all Goods derelict, *floatsam, jetsam*, and wrecked, brought, or coming into this Province, shall at all times be subject to the same Duty as Goods of the like kind imported into this province are respectively subject unto. Provided always, that if for ascertaining the proper amount of Duty so payable, any question shall arise as to the origin of any such goods, the same shall be deemed to be of the growth, production or manufacture of such Country or Place, as the Board of Revenue shall, upon investigation by them determine. And provided also, that if any such Goods be of such sorts as are entitled to allowance for damage, such allowance shall be made under such regulations and conditions as the Board of Revenue shall from time to time direct. And provided further, that all such Goods as cannot be sold for the amount of duty thereon, shall be delivered over to the person entitled to receive the same, and shall be deemed to be unenumerated Goods, and shall be liable to and shall be charged with Duty accordingly.

Duties to be
paid according
to British
weight and
measure

VIII. *And be it enacted*, That all the said Colonial Duties hereby imposed shall be collected, paid and received according to the British weights and measures now in use in this Province, and that in all cases where the said Colonial Impost Duties, are in the said Table of Duties imposed according to any specific quantity or any specific value or number, the same shall be deemed to apply in the same proportion to any greater or less quantity, value or number.

Duties how to
be collected &
applied

IX. *And be it enacted*, That the said Colonial Duties by this Act imposed, shall be ascertained, secured, paid, levied, collected, recovered, and applied, under and according to the directions, provisions, regulations and penalties, and by the ways and means respectively prescribed and contained in the several Acts of the General Assembly now or hereafter to be passed, and from time to time in force concerning the securing, paying, levying, collecting, recovering and applying the said Duties.

Goods may be
Warehoused

X. *And be it enacted*, That it shall be lawful for the Importer of any Goods subject to the Duties hereby imposed to Warehouse such Goods upon the first entry thereof, under and according to the rules, regulations and conditions, from time to time in force, or to be enacted, concerning the Warehousing of Goods, and without payment of Duty upon such first entry thereof.

Goods previ-
ously Ware-
housed

XI. *And be it enacted*, That all Goods which shall have been Warehoused in this Province, before this Act goes into operation, and which shall remain so Warehoused after the operation thereof commences, and on which the Colonial Duties heretofore imposed, have not been paid or secured by a subsisting and continuing security, shall, in lieu of all former Duties become liable to and be charged with the Colonial Duties hereby imposed on the like goods and merchandize.

Drawback on
Goods export-
ed

Proviso

XII. *And be it enacted*, That upon the exportation, from this Province, of any Goods, by this Act charged with Colonial Duties, there shall be allowed and granted a drawback of the whole amount of the Colonial Duty paid or secured thereon: Provided, such exportation shall be made in all respects conformably to the rules and regulations from time to time in force or to be enacted, touching the allowance of drawbacks on exportation: And provided also, that all the requisites for obtaining such drawbacks be observed in respect of the Goods exported.

Drawbacks un-
der former
Acts

XIII. *And be it enacted*, That the amount of all drawbacks granted, allowed, or made payable under or by virtue of any Act of the General Assembly in force, on or immediately before the day when this Act is limited to take effect, for and upon any Goods charged with Duty under any prior Act or Acts, shall remain and continue, and be allowed, with respect to such Goods, in the same manner as if the Act or Acts whereby such drawbacks were allowed, had continued in force after the commencement hereof.

Duties and
Drawbacks
under the

XIV. *And be it enacted*, That all Duties imposed by this Act, and all drawbacks allowed by this or any former Act or Acts, shall be under the management of the Board of Revenue,

venue, who shall, in respect of such Duties and Drawbacks, manage and allow the same, as hath been, or is, or shall be by Law prescribed.

XV. *And be it enacted*, That all the Monies arising from the Duties by this Act imposed, after deduction made of the legal allowances in respect to the collection thereof, shall be remitted and paid into the Public Treasury of the Province, in Halifax, by quarterly payments, on, or as near as may be practicable, to the first day of every quarter, and shall be carried to the account of the Provincial Revenue, and be, and be deemed part of the Public Funds of this Province; and shall be paid, applied, and appropriated, to such purposes, and no others, as are or may be expressed or contained in the several Acts of the General Assembly of this Province from time to time in force.

XVI. *And be it enacted*, That all Monies arising from the said Colonial Duties, and paid into the Public Treasury, shall from time to time, be drawn by the Governor Lieutenant-Governor, or Commander in Chief for the time being, by Warrant under his Hand and Seal, pursuant to the instructions and directions of Her Majesty, and in payment and discharge of any Monies appropriated or to be appropriated by any Act or Acts of the General Assembly.

XVII. *And be it enacted*, That all Duties on Goods imported, or to be imported, before the coming of this Act into operation, and imposed by any Act or Acts of the General Assembly of this Province, passed for raising a Revenue, and which have expired, or shall expire, at or after the coming of this Act into operation, and all penalties and forfeitures incurred or inflicted under the provisions of such former Act or Acts, shall be collected, paid, raised, levied, recovered and enforced, according to the several and respective provisions of such former Act or Acts whereby such duties penalties and forfeitures were imposed, the expiration or repeal of such former Act or Acts, or any thing therein contained, to the contrary notwithstanding.

XVIII. *And be it enacted*, That all the said several Duties hereby imposed, and in the said first and second Columns of the said Table of Duties respectively mentioned and contained, shall be estimated, calculated and reduced into the Currency of this Province as follows, that is to say: All the several specific Duties imposed by the said Table of Duties in the first and second Columns thereof, respectively, upon any article or articles therein mentioned, according to the weight, measure or tale thereof, shall be considered and deemed to be imposed and charged in Sterling Money of Great Britain, and the same shall be reduced and converted into the Currency of this Province, by adding to the aggregate amount of the Duty or Duties, imposed and payable on any such article or articles, according to the rate of Duty charged and imposed thereon, in the said first and second Columns respectively mentioned, one fourth part of the said aggregate amount, and in calculating all Duties by the said Table imposed upon any article or articles according to the value thereof, One hundred pounds Sterling shall, in all cases be deemed and taken to represent and be equivalent to One hundred and twenty five pounds Currency of this Province.

XIX. *And be it enacted*, That all such Duties when so reduced, and converted into currency, shall and may be paid and received at the Provincial Treasury, or by, or to any Collector of the Colonial Revenue in Treasury Notes of this Province, at and after the rate of twenty shillings for each and every one pound currency, in Doubloons of full weight and fineness, at and after the rate of four pounds currency, and in British Sovereigns and British Silver Coins, at and after the rate of twenty-five shillings currency, for each Sovereign, and in the like proportion for such British Silver Coins; provided that no greater sum than fifty shillings currency shall be tendered or received or paid in such British Silver Coins at any one time in discharge of such Duties as aforesaid.

XX. *And be it enacted*, That so long as the said Imperial Duties by the said Act of the Imperial Parliament, or by any Act or Acts in amendment or alteration thereof, imposed upon wheat, flour, molasses and butter, not being of the growth, produce, or manufacture of the United Kingdom, or some of the British Possessions, shall continue and remain in force then and in such case whenever it shall be shewn to the Collector or other proper officer of the Colonial Revenue, that such Imperial Duties, shall have been actually paid at some port or place within this Province, either by the production of a certificate from the Collector of Her Majesty's Customs, or otherwise, to the satisfaction of the said Collector, or

management
of the Board of
Revenue

Duties to be
paid into the
Treasury, &c.

To be drawn
therefrom by
Warrant

Duties on
Goods import-
ed under for-
mer Act, and
penalties how
to be collected
and levied

Duties how to
be reduced in-
to Currency

In what money
to be received

Proviso

Duties on Fo-
reign wheat,
flour molasses
and butter

Officer

Officer of the Colonial Revenue, the payment of such Imperial Duties shall be taken, held and received to be a full payment and discharge of all Colonial Impost Duties hereby imposed on such wheat, flour, molasses and butter, in and by the second column of the said Table of Duties hereunto annexed, and the security given for such Colonial Impost Duties shall be cancelled, or credit given or allowed thereon for the Duties paid, in the same manner as if such Colonial Impost Duties on the same quantity or quantities of wheat, flour, molasses and butter, had actually been paid to the said Collector or Officer of the Colonial Revenue.

On Foreign
salted beef and
pork, tongues
and bacon

XXI. *And be it enacted*, That so long as the Imperial Duties, by the said Act of the Imperial Parliament, or by any Act or Acts in amendment, or alteration thereof, imposed upon salted beef and pork, tongues and bacon, not being of the growth, production or manufacture of the United Kingdom, or of some of the British Possessions, shall continue and remain in force, then and in such case, whenever it shall be shewn to the Collector or proper Officer of the Colonial Revenue, that such Imperial Duties shall have been actually paid at some port or place within this Province, either by the production of a certificate from the Collector of Her Majesty's Customs, or otherwise to the satisfaction of the said Collector or Officer of the Colonial Revenue, then and in such case credit shall be allowed by the said Collector, or Officer of the Colonial Revenue for the Duties so paid at the Custom House, and the excess only of the Colonial Impost Duties by this Act imposed on such articles over and above the said Imperial Duties so paid, shall be levied, collected, and received by the Collector or Officer of the Colonial Revenue.

And whereas, under the said Act of the Imperial Parliament, doubts are entertained whether or not teas, when imported direct from China, or the United Kingdom, or other British Possessions, are not liable to pay Duty as a non-enumerated article.

Bottles or Teas

XXII. *Be it enacted*, That in case any Duty shall be levied and collected under the said Act of the Imperial Parliament, or any Act or Acts in amendment thereof, upon teas imported direct from China, or from the United Kingdom, or some other British possession, then, upon proof made to the Collector or other proper officer of the Colonial Revenue, by the production of a Certificate from the Collector of Her Majesty's Customs, or otherwise, that such Imperial Duties have been actually paid at some port or place within this Province, then and in such case credit shall be allowed for such Imperial Duties by the said Collector or Officer of the Colonial Revenue, and the excess only of the Colonial Impost Duties imposed by this Act over and above the Imperial Duties so paid on such Teas, so imported as aforesaid, shall be collected and received by such Collector or proper Officer of the Colonial Revenue, or if there shall be no such excess, and such Imperial Duties, so paid as aforesaid, shall equal or exceed the Colonial Impost Duties, hereby imposed, then no Duty shall be collected or received under this Act.

Animals im-
ported to im-
prove the breed
duty free

XXIII. *And be it enacted*, That any animal hereby charged with Duty, which shall be imported for the purpose of improving the breed, and which shall be certified to be so imported, by the President and Secretary of any Agricultural Society, recognised and known as such by the Central Board of Agriculture, shall be wholly free of any Colonial Impost Duty imposed by this Act.

XXIV. *And be it enacted*, That this present Act may be altered and amended by any Act or Acts of the present Session of the General Assembly.

TABLE OF COLONIAL IMPOST DUTIES, REFERRED TO IN THE FOREGOING ACT.

ARTICLES.	COLONIAL IMPOST DUTIES.		Table of Du- ties
	On British Pro- duce.	On Foreign Pro- duce.	
	1ST COLUMN.	2D COLUMN.	
Ale, in Bottles—for every £100 of the value,	£7 10 0	£15 0 0	
Anchors and Grapnels, and Anchor Palms—for every £100 of the value,	duty free	2 10 0	
Apples, fresh or dried—per barrel,	0 4 0	0 4 0	
Ashes, to-wit—Pot Ashes and Pearl Ashes,	duty free	duty free	
Bacon, per cwt.,	0 6 0	0 12 0	
Baggage and Apparel, worn and in use, and not made up and intended for sale,	duty free	duty free	
Barley, unground,	duty free	duty free	
“ Hulled or Pearl Barley—for every £100 of the value,	7 10 0	17 10 0	
Barilla,	duty free	duty free	
Beans,	duty free	duty free	
Beef, salted, of all sorts—per cwt.,	0 0 9	0 12 0	
“ fresh, brought by land or inland navigation—per cwt.,	duty free	0 9 0	
“ fresh, otherwise brought—per cwt.,	duty free	0 9 0	
Biscuit or Bread—per cwt.,	0 0 9	0 1 8	
“ fine, called Crackers or Cakes—per cwt.,	0 0 9	0 3 4	
Books, prohibited to be imported into the United Kingdom,	prohibited	prohibited	
“ not so prohibited,	duty free	duty free	
Bullion, Gold or Silver,	duty free	duty free	
Burr Stones,	duty free	duty free	
Butter—per cwt.,	0 4 0	0 8 0	
Cables, of Hemp, or other vegetable substances—for every £100 value,	duty free	duty free	
“ and when exempt from Imperial Duty—for every £100 value,		7 0 0	
“ of Iron—for every £100 value,	duty free	12 10 0	
Candles, of Wax or Spermaceti—for every £100 value,	7 10 0	7 10 0	

Table of Du-
ties

ARTICLES.	COLONIAL IMPOST DUTIES.	
	On British Pro- duce.	On Foreign Pro- duce.
	1ST. COLUMN.	2D. COLUMN.
Candles, of Tallow—for every £100 value,	5 0 0	15 0 0
Carriages of Travellers, not for Merchandize, or intended to be sold,	duty free	duty free
Cattle, viz—Asses and Mules,	duty free	duty free
Horse, Mare, or Gelding—each,	duty free	3 4 0
Neat Cattle, viz—Ox or other Neat Cattle, three years old, or upwards—each,	duty free	2 0 0
Cow and Cattle under three years old—each,	duty free	1 0 0
Sheep—each,	duty free	0 3 0
Hog—each,	duty free	1 12 0
Chocolate or Cocoa Paste—for every £100 value,	5 0 0	
“ “ —for every pound weight,		0 0 1
Coal,	duty free	duty free
Cocoa, used in the manufacture of Chocolate,	duty free	duty free
Coffee—per cwt.	duty free	0 4 4
Clocks, of all kinds—for every £100 of the value,	5 0 0	20 0 0
All wheels, machinery, and materials for manufacturing Clocks—for every £100 of the value,	5 0 0	20 0 0
Corkwood,	duty free	duty free
Coin, Base or Counterfeit,	prohibited	prohibited
“ Gold and Silver Coins, and British Copper Coins,	duty free	duty free
Copper, viz—Copper Ore, or in pigs or bricks,	duty free	duty free
“ in plates, sheets, bars, or bolts, for Ship-building,	duty free	duty free
“ wrought or cast, for Machinery, pure, or with other metal,	duty free	duty free
“ Copper Castings of every description, for Machinery, for Mills or Steamboats—Copper and Composition Nails and Spikes, for Ship-building,	duty free	duty free
“ old or worn, or fit only to be re-manufactured,	duty free	duty free

Corn,

ARTICLES.	COLONIAL IMPOST DUTIES.	
	On British Produce.	On Foreign Produce.
	1ST COLUMN.	2D COLUMN.
Corn, viz—Wheat, Rye, Indian Corn, and Buckwheat, unground,	duty free	duty free
Wheat Flour,	duty free	0 2 0
Corn, viz—Barley Meal, Rye Meal, Oat Meal, Indian Meal, Buckwheat Meal, Peas, Beans, and Calavances,	duty free	duty free
Cordage, tarred or untarred,	duty free	duty free
and when exempted from Imperial Duty—for every £100 value,		7 0 0
Dog Stones,	duty free	duty free
Fish, viz—Fresh,	duty free	duty free
“ Salted, dried, or pickled,	duty free	duty free
Fish Hooks,	duty free	duty free
Fish Oil, viz—Train Oil, Spermaceti Oil, Head Matter,	duty free	duty free
Blubber, Fins and Skins, the produce of fish or creatures living in the sea, taken or caught by the crews of Bri- tish Ships,	duty free	duty free
“ Not taken or caught by British Subjects, or the crews of British Ships, or imported otherwise than from the Uni- ted Kingdom, or a British Possession,	duty free	duty free
Flax,	duty free	duty free
Fruit, fresh, not otherwise charged with duty—for every £100 value,	5 0 0	5 0 0
Fruit, dried, viz—Raisins, Currants, and Figs—for every £100 value,	10 0 0	10 0 0
Hay and Straw—for every £100 of the value,	5 0 0	20 0 0
Hemp,	duty free	duty free
Hides, or pieces of Hides, raw, not tanned, curried, or dressed,	duty free	duty free
Horns,	duty free	duty free
Iron, viz—In Bars or Pigs, unwrought or Pig Iron,	duty free	duty free
“ Ores of Iron of all kinds,	duty free	duty free
Iron, viz—Castings for Machinery, for Mills, for Steam Engines,		

Table of Du-
ties

and

Table of Du-
ties

ARTICLES.	COLONIAL IMPOST DUTIES.	
	On British Pro- duce.	On Foreign Pro- duce.
	1ST COLUMN.	2D COLUMN.
and for other purposes, and cast or wrought Pipes and Tubes,	duty free	duty free
Sheet Iron, intended to be used in manufacturing Cut Nails,	duty free	duty free
Iron Rails for Rail Roads, Boiler Plates, and Plough Moulds,	duty free	duty free
Lard—per cwt.,	0 4 0	0 8 0
Leather, Sole Leather—for every £100 value,	5 0 0	
“ “ —for every pound weight,		0 0 1
“ Upper Leather of all sorts—for every £100 value,	5 0 0	
“ “ “ —for every pound weight,		0 0 4
“ Boots, Shoes, and Leather Manufactures of all sorts— for every £100 value,	5 0 0	15 0 0
Lentils,	duty free	duty free
Lime and Limestone,	duty free	duty free
Lines for the Fisheries, of all kinds,	duty free	duty free
Maps and Charts,	duty free	duty free
Machinery, or parts of Machinery, for Steam Engines or Carding Machines, or Agricultural purposes—for every £100 of the value,	duty free	duty free
Meat, fresh—for every £100 of the value,	duty free	10 0 0
Molasses—the gallon,	duty free	0 0 2½
Nets—Fishing Nets and Seines, of all kinds,	duty free	duty free
Oats, unground—for every £100 of the value,	duty free	10 0 0
Oakum—for every £100 of the value,	duty free	duty free
Onions—per cwt.,	0 2 6	0 2 6
Ores of all kinds,	duty free	duty free
Paintings,	duty free	duty free
Pears, fresh or dried—per barrel,	0 4 0	0 4 0
Pitch,	duty free	duty free

Plate.

TABLE OF COLONIAL IMPOST DUTIES, REFERRED TO IN THE FOREGOING ACT.

ARTICLES.	COLONIAL IMPOST DUTIES.		Table of Duties
	On British Produce.	On Foreign Produce.	
	1ST COLUMN.	2D COLUMN.	
Plate, of gold and silver, old, and fit only to be re-manufactured,	duty free	duty free	
Plants, shrubs and trees,	duty free	duty free	
Pork, salted of all kinds—per cwt.,	0 1 3	0 12 0	
fresh, brought by land or inland navigation, or otherwise— per cwt.	duty free	0 9 0	
Porter, in bottles—for every £100 of the value,	7 10 0	15 0 0	
Poultry, of all sorts, dead—for every £100 of the value,	duty free	10 0 0	
Rags, viz—old rags, old rope, junk, and old fishing nets,	duty free	duty free	
Rice, unground,	duty free	duty free	
Rosin,	duty free	duty free	
Sails or Rigging saved from vessels wrecked on the coast of the Province,	duty free	duty free	
Sail Cloth of all kinds, Canvass included,	duty free	duty free	
Salt,	duty free	duty free	
Seeds of all kinds,	duty free	duty free	
Skins, Furs, Pelts, or Tails, undressed,	duty free	duty free	
Spirits, viz—Brandy, Gin, Rum, or other Spirituous Liquors, (save and except Rum or Spirits distilled from Mo- lasses, Grain or Fruit) which by any way or meth- od whatsoever shall be manufactured, com- pounded, or extracted, distilled or made within this Province—the gallon.	0 1 4		
If 5 per cent. over proof—the gallon,	0 1 10		
Rum or Spirits distilled in this Province from Mo- lasses, Grain or Fruit—the gallon,	0 0 9		
If 5 per cent. over proof “	0 1 3		
Spirits and Whiskey, the manufacture of the United Kingdom—the gallon,	0 1 4		
Brandy, Whiskey, Geneva, Cordials and other Spi- rits, except Rum—the gallon,	0 1 4	0 1 8	
Rum,	0 1 3	0 1 4	

ARTICLES.	COLONIAL IMPORT DUTIES.	
	On British Pro- duce.	On Foreign Pro- duce.
	1st. COLUMN.	2d. COLUMN.
Spirits, viz—Shrub or Santee,	0 0 10	0 1 4
Stone, unmanufactured, not otherwise charged with duty,	duty free	duty free
Sugar, viz—Of the Maple,	duty free	duty free
“ Do. refined—per cwt.	0 8 0	0 8 0
“ Crushed—per cwt.	0 6 0	0 6 0
“ Do. Brown or Muscovado, not refined—per cwt.	0 2 0	0 2 0
Tallow—for every £100 of the value,	2 10 0	2 10 0
Tar,	duty free	duty free
Tea, viz—Souchong, Congo, Pekoe, Bohea, Pouchong, and all other Black Teas—for every pound weight,	0 0 1½	0 0 1½
“ Gunpowder, Hyson, Young Hyson, Twankay, and other Green Teas—for every pound weight,	0 0 3	0 0 3
Twines and Lines, used in the Fisheries,	duty free	duty free
Tobacco, manufactured (except Snuff and Cigars) for every lb.	0 0 0½	0 0 1½
Segars and Snuff—for every £100 of the value,	7 10 0	15 0 0
Unmanufactured—for every £100 of the value,	duty free	duty free
Tongues of Cattle, dried or pickled—per cwt.	0 0 9	0 12 0
Tow,	duty free	duty free
Turpentine,	duty free	duty free
Vegetables, fresh—for every £100 of the value,	duty free	15 0 0
Whale Fin or Bone, taken or caught by crews of British ships	duty free	duty free
Wines, viz—Hock, Constantia, Malmsey, Tokay, Champagne, Burgundy, Hermitage, Claret called Lafitte, La- tour, Margcaux or Hautbrian—the gallon,	0 3 0	0 3 0
Madeira and Port—the gallon,	0 2 6	0 2 6
Sherry Wine, of which the first cost is £20 per pipe or upwards—the gallon,	0 2 6	0 2 6
Other Claret Wines, Barsac, Sautern, Vin de Grave, Moselle, and other French Wines, and Lisbon and German Wines—the gallon,	0 1 3	0 1 3
All other Sherry Wines, Teneriffe, Marsala, Sici-		

ARTICLES.	COLONIAL IMPORT DUTIES.				
	On British Produce.		On Foreign Produce.		
	1ST COLUMN.		2D COLUMN.		
lian Malaga, Fayal and all other Wines—the gallon,	0	1	3	0 1 3	Table of Duties
All Wines the produce of the Cape of Good Hope, except Constantia—the gallon,	0	1	3	0 1 3	
Wood, viz—Masts, Spars, Boards, Plank, Deals, Staves, Heading, Shingles, Clapboards, Timber, Laths, Hoops and Wood of all sorts, Lumber, the produce of, and imported from, any British possession, the West Coast of Africa, Wood and Lumber otherwise imported, Cabinet Maker's Wood, Hard Wood,	duty free		duty free		
“ Manufactures of, viz—Chairs, Tables and other Household Furniture and Utensils, Carriages of all sorts, Carts, Waggon, Cabinet Maker's Work, Carpenter's Work, and Wheelwright's Work of all kinds, not being for Agricultural purposes—for every £100 of the value,	5	0	0	10 0 0	
“ Agricultural Implements and Machinery—for every £100 of the value,	2	10	0	2 10 0	
All other Goods, Wares and Merchandize, not otherwise charged with duty, and not herein declared to be free of duty—for every £100 value.	5	0	0	5 0 0	

CAP. XIII.

An Act to authorize a Loan for the use of the Province.

Passed the 29th day of March, 1843.

WHEREAS, from the present state of the Public Funds of this Province, it may become necessary to borrow a sum of Money for the use of the Province; *And whereas*, the Bank of British North America at Halifax, have tendered, and offered to advance, to and for the use of the Government of this Province, any sum of Money that may be required, in such sums as may from time to time be necessary, at the rate of five per cent. interest, and to receive repayment thereof in any sum or sums of Money from time to time to be repaid as in the case of an ordinary Cash Account; *And whereas*, it is expedient to authorize the Governor, Lieutenant-Governor, or Commander in Chief for the time being, to contract for such Loan if necessary:

I. *Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly*, That it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice and consent of the Executive Council, to cause a Cash Account to be opened at the said Bank of British North America, and to borrow and receive from the said Bank such sum of Money as may be necessary for the use of the Province, in such sums and amounts as from time to time may be required, and under such conditions, and upon such terms, agreements and stipulations, for the payment and repayment of such monies, and for the working of such Account as by the said Governor, Lieutenant-Governor, or Commander in Chief, by and with such advice as aforesaid, may be established, prescribed and directed, with the consent of the Directors of the said Bank.

II. *And be it enacted*, That all sums received from such Bank from time to time shall be drawn by Warrant or Order, under the Hand and Seal at Arms of the Governor, Lieutenant-Governor, or Commander in Chief for the time being, countersigned by the Secretary or Acting Secretary of the Province, and shall have thereon put the Receipt of the Treasurer

surer of the Province, in whose favor such Warrant or Order shall be drawn; and all sums paid into the said Bank to the credit of the Province, shall always be endorsed on some such Warrant, by the Manager or Cashier, or other proper officer of such Bank, in the presence of the Treasurer, setting out the date and amount of the payment, and be signed by such Manager, Cashier, or other proper officer.

Account to be balanced on 31st December 1843, the balance to bear interest at five per cent

The public funds made liable for the repayment of the money borrowed

The balance never to exceed £5,000

Interest not to exceed five per cent

Treasurer to keep a pass Book

Balance to be paid off by the 31st day of March, 1844

III. *And be it enacted*, That the Account to be opened under this Act, shall be finally balanced and closed on the thirty-first day of December, which will be in this year of our Lord One thousand eight hundred and forty-three, and the balance, if any then appearing to the debit of the Province, shall bear interest at and after the rate of five per centum per annum.

IV. *And be it enacted*, That for the repayment of all monies to be borrowed under this Act, and for the final payment and discharge of the balance which shall be remaining unpaid on the final closing of such Account as aforesaid, with the Interest as aforesaid, the public funds, monies and credit of this Province shall be and are hereby pledged and rendered liable.

V. *Provided always and be it enacted*, That no greater or larger sum in the whole shall be borrowed or received under this Act, than will leave the balance at any time either before or at the final closing of the said Account, at the sum of Eight Thousand Pounds, at the most, and no greater rate of Interest shall at any time be charged than Five Pounds per centum per annum.

VI. *And be it enacted*, That the Treasurer of the Province shall keep a Pass Book with such Bank, in which shall be entered all sums drawn from the Bank, or repaid to the Bank, with the respective dates of such draft or repayment, respectively, which Book shall be laid before the joint Committee of the Legislature, appointed to examine the Public Accounts, together with the warrants for such drafts from the Bank, with the receipt and endorsements thereon, at the next Session.

VII. *And be it enacted*, That the balance due to the Bank on the thirty-first day of December, which will be in this same year of our Lord One thousand eight hundred and forty-three, shall be paid off and discharged (and if required, in the same description of monies as shall have been advanced to the Province, whatsoever they may have been,) on or before the thirty-first day of March then next.

CAP. XIV.

An Act to provide for an additional Sitting of the General Sessions of the Peace in King's County.

Passed the 29th day of March, 1843.

Proviso

An additional sitting of the General Sessions at Kentville

May grant License where parties could not apply the preceding Sessions

Proviso

Writs, &c. to remain returnable at the October Term

WHEREAS, the Inhabitants of the County of King's are desirous of having two Sittings of the General Sessions of the Peace in that County in the year:

I. *Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly*, That hereafter there shall be held an additional Term or Sitting of the General Sessions of the Peace at Kentville, in the County of King's, to commence on the last Tuesday of April, in each and every year, at which Term or Sitting it shall and may be lawful for such General Sessions of the Peace to grant and order to or for any person or persons Shop or Tavern Licenses, for the Sale of Spirituous Liquors, in case the person or persons applying for such License shall make it to appear to such General Sessions of the Peace, that he or they were unavoidably prevented from applying for such License at the previous October Term or Sitting. *Provided* that such License, so granted, shall not continue in force or extend beyond the next succeeding Term or Sitting of the said General Sessions of the Peace, any thing in any Act or Acts of the General Assembly heretofore made to the contrary notwithstanding.

II. *And be it enacted*, That all Writs, Process, Recognizances, Complaints, or other proceedings whatsoever, which are now made returnable at the next October Term or Sitting of the General Sessions of the Peace at Kentville, shall continue and remain returnable

returnable to that Term, notwithstanding the intermediate Term or First Sitting of the General Sessions of the Peace hereby appointed.

CAP. XV.

An Act to authorize the Proprietors of Meeting Houses or Churches, to raise Money from the Pews of the same for the repairing and upholding thereof.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That from time to time, after the passing of this Act, whenever it shall be necessary to procure or raise any sum of Money for the repairing, finishing, painting or upholding any Meeting House or Church within this Province, it shall and may be lawful for the Proprietors attending at such Meeting House or Church, at any Public Meeting of such Proprietors, whereof due notice shall be given to such Proprietors at such Meeting House or Church during the time such Meeting House or Church shall be open for Divine Service, on three several Sundays previous to such Meeting, by vote of three fifths of the Proprietors present at such Meeting, to declare the necessity of such repairs, and that the expence shall not exceed such sum as shall then be named, and by a like vote to nominate and appoint three or more fit and proper persons as a Committee to assess and apportion the said sum of Money so named, and necessary and required to be raised for the purposes aforesaid on the said Pews, respectively, of the said Meeting House or Church, according to the relative size and value of such Pews at a just and equitable rate, of which assessment and apportionment due notice shall be Publicly given, by putting up the same in some conspicuous place in the said Meeting House or Church on the First Sunday that the said Meeting House or Church shall be open for Divine Service after the same shall be made by the said Committee, and also by putting up, and continuing, a true and correct Copy of such assessment and apportionment on the Door of the said Meeting House or Church, for three successive Sundays, that the said Meeting House or Church shall be open for Divine Worship after the same shall have been made by the said Committee.

Proprietors after Notice to declare necessity of repairs

Committee to be appointed to make assessment on pews

II. *And be it enacted,* That if after due notice of such assessment and apportionment shall have been so publicly given, as aforesaid, some such person or persons so interested in every of the said Pews respectively, shall not come forward to pay the sum which may have been assessed by the said Committee, on such Pew, within three Months after such notice so given as aforesaid, then, and in every such case, it shall and may be lawful for the said Committee, after having given on the previous Sunday, while such Meeting House or Church shall be open for Divine Service, due and public notice of the time of letting the same to proceed to let at Public Sale or Auction for such period of time (not exceeding ten years) as may be sufficient to pay the rate or sum assessed thereon, respectively, any Pew or Pews whereon the sum assessed shall remain unpaid as aforesaid: Provided that it shall be lawful, within the said Term of ten years, to let the said Pews from year to year until the said rate or assessment shall be fully paid off, after due notice previous to each letting shall have been given in manner as hereinbefore directed in the case of the first letting.

If assessment be not paid after Notice Pews to be let

Provide

III. *And be it enacted,* That the person or persons who shall or may become the Lessee or Lessees of the said Pew or Pews, respectively, at the said Sale, shall be put in possession thereof by the said Committee, and shall be taken and held to be the sole and exclusive owner or owners of the said Pew or Pews for such period of time as the same may be leased or let to the said person or persons at such Sale; and such Lessee or Lessees shall be liable to pay such rent or rents as he she or they shall or may have agreed to pay for the same at the said Sale, and if such rent or rents aforesaid, or any part thereof, shall be behind and unpaid after the time or times which shall or may have been agreed upon for the payment thereof, it shall and may be lawful for the said Committee, so to be appointed as aforesaid, to sue for and recover such rent or rents, or such parts thereof, as may so

Lessees to be put in possession and be liable for the rent

How to be recovered

remain behind and unpaid, in the same manner as debts of the like amount may or can be ordinarily sued for and recovered.

If money raised be not sufficient, a new assessment may be made

IV. *And be it enacted,* That when and so often as the Monies arising from the Leasing of the said Pews in any Meeting House or Church shall not amount to the assessment on the Pews of the said Meeting House or Church, it shall and may be lawful for the Committee appointed for the purpose of Leasing the same to make a new assessment on the Pews of said Meeting House or Church, in which there may be such deficiency, in as full and ample a manner, and with the like power and authorities in regard thereto, as if such balance were the original amount to be assessed thereon.

Proviso not to extend to the Church of England or Methodists

V. *Provided always, and be it enacted,* That nothing in this Act contained shall extend, or be construed to extend, to any Church or Chapel whose Congregation is, or shall be, in connexion with the united Church of England and Ireland, as by Law established, or to any Meeting House belonging solely to the denomination of Christians called Wesleyan Methodists.

Proviso not to interfere with act passed relative to particular Meeting Houses

VI. *Provided also, and be it enacted,* That whenever any Act may have been passed for any particular Meeting House or place of Worship, all proceedings that have been heretofore had under and by virtue of such Act shall be valid and binding, and all repairs or other things that may have been commenced thereunder shall be completed, any thing in this Act contained to the contrary notwithstanding.

CAP. XVI.

An Act to authorize the Grand Jury and Court of General Sessions of the Peace for the County of Lunenburg, to make Regulations for the Gathering of Sea Manure in the Township of Chester.

Passed the 29th day of March, 1843.

The Grand Jury, and Court of Sessions to make rules for collecting Eel Grass, &c.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That from and after the passing of this Act it shall and may be lawful for the Grand Jury and Court of General Sessions of the Peace, for the County of Lunenburg, from time to time to make such Rules and Regulations as they may deem necessary and expedient to be observed and followed by the inhabitants of the Township of Chester, in collecting and taking away Eel Grass or other Sea Manure which may from time to time be driven by the sea and lodged upon the shores and beaches of the mainland and islands within said Township. Provided always, that nothing herein contained shall extend, or be construed to extend, to take away or diminish any right, title, or interest, which is now vested in individuals, to any of the said shores or beaches in said Township.

Proviso

Penalty for transgressing rules

How recovered and applied

III. *And be it enacted,* That if any person or persons shall transgress any such of the Rules or Regulations so to be made as aforesaid, or shall neglect or refuse to obey the same, such person or persons shall forfeit and pay a fine not exceeding Two Pounds, and not less than Ten Shillings, for every offence, to be recovered, with costs, before any one of the Justices of the Peace for the said Township, and to be applied one half thereof to the person complaining, and the other half thereof to the use of the Poor of the said Township.

Continuation of Act

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

CAP. XVII.

An Act to authorize the Sale of the Old Court House at Truro.

Passed the 29th day of March, 1843.

Preamble

WHEREAS the persons hereinafter named, together with certain other persons, have been appointed by the Court of General Sessions of the Peace for the County of Colchester, Commissioners for building a new Court House at Truro, in said County, which

which said new Court House is now in the course of erection, and in order in part to defray the expense thereof, it is expedient that sale should be made of the old Court House and Materials.

I. *Be it enacted, by the Lieutenant-Governor, Council and Assembly,* That Samuel Archibald, Joseph Dickson, and John James Archibald, shall be, and they are hereby invested, with full power and authority, to make sale and dispose of the said old Court House at Truro, and the Materials whereof it is built, or such part thereof, as they may deem advisable, at Public Auction, to the highest and best bidder having previously thereto given thirty days Public Notice of the time and place of making such sale. Provided always that possession of said old Court House and Materials so sold shall not be delivered to the purchaser or purchasers thereof, nor shall the same be removed, until the new Court House is in a condition to be occupied, but thereafter such purchaser or purchasers shall be bound to remove the said old Court House and Materials within a reasonable time after Notice to that effect given to him, her or them, by the said persons hereby appointed Commissioners for sale thereof.

Old Court House to be sold

Proviso

II. *And be it enacted,* That the proceeds of such sale shall, after payment of any reasonable and necessary expenses attending such sale, be paid and applied for, and in aid of, the completion of the said new Court at Truro aforesaid; and if any surplus shall remain thereafter, the same shall be paid over to the County Treasurer, to be appropriated and applied in and to such purposes as other County Monies are now by Law applied.

Application of proceeds

CAP. XVIII.

An Act to extend the privileges of the Fire Engine Men of Halifax.

(Passed the 29th day of March, 1843.)

WHEREAS the Fire Engine Men of the City of Halifax are, by Law entitled to certain privileges and exemptions: And whereas the services of each Engine Men are and have been uniformly highly beneficial to the Public at times of Fire, and been also attended with great danger and fatigue, and for their encouragement, and in order to procure young and active men for such duty, it is expedient to extend their privileges and exemptions:

Preamble

I. *Be it therefore enacted, by the Lieutenant-Governor, Council, and Assembly,* That every person now appointed, and being a Fire Engine Man for the City of Halifax, and who has performed, or shall continue to perform his duties as such, for the period of sixteen years from the date of his enrolment, and every person who shall hereafter be appointed a Fire Engine Man for the said City, and who shall continue to perform his duties as such, for the period of sixteen years from the date of his appointment, shall be, and every such person is hereby declared to be, entitled to all the same privileges and exemptions by Law allowed to such Fire Engine Men, although such person shall now retire, or after such period of service as aforesaid, shall hereafter retire from his situation of Fire Engine Man, and cease any longer to perform the duties of such office. Provided always, that such Fire Engine Man, retiring as aforesaid and seeking such privileges and exemptions, shall obtain from the Captain, or Lieutenant, commanding such Fire Engine Men, and Secretary, a certificate under their hands that he the said Fire Engine Man has actually been in such office for sixteen years, agreeably to the provisions of this Act, and during that time has actively and satisfactorily performed his duties.

Privileges of Fire Engine Men

Proviso

II. *And be it enacted,* That upon every such retirement of any Fire Engine Man, the vacancy thereby occasioned shall and may be filled up as other vacancies are now by Law supplied.

Vacancies

CAP. XIX.

An Act for making Regulations relative to the setting of Snares for catching Moose.

(Passed the 29th day of March, 1843.)

Preamble

WHEREAS the setting of Snares for the catching of Moose at improper seasons of the year has been found to be detrimental, and if persevered in will probably in a short time lead to the destruction of all the Moose in the Province, thereby depriving the Indians and poor Settlers of one of their means of subsistence; and whereas Cattle running at large have often been caught and destroyed by such snares, and it is expedient that the setting thereof should be placed under certain regulations and restrictions.

General Sessions to make rules respecting the setting of snares, &c.

I. *Be it therefore enacted by the Lieutenant-Governor, Council and Assembly,* That it shall and may be lawful for the Court of General Sessions of the Peace for any County of this Province, to make such Rules, Orders, and Regulations, respecting the setting, placing, opening, or keeping open of any snares, traps, gins, nets, or pits, for the catching or taking of Moose in such County, and generally for their preservation therein, as shall or may from time to time be considered necessary and proper; and the said Rules, Orders, and Regulations, at any General Sessions of the Peace, from time to time to alter, vary and change.

Penalty

II. *And be it enacted,* That it shall and may be lawful for the said Courts of General Sessions of the Peace to affix any penalty for breach of any such respective Rules, Orders, and Regulations, not exceeding five pounds.

How recovered

III. *And be it enacted,* That any penalty by any of said Rules, Orders, or Regulations imposed for breach thereof, shall be recovered before any two Justices of the Peace for the County wherein the offence shall be committed; and if upon due conviction, upon the oath of any one or more credible witness or witnesses, the party offending shall not pay the penalty adjudged, he shall be forthwith committed to the County Gaol, to be there imprisoned for one day for every five shillings of the penalty. Provided always, that so soon as such penalty be paid, the offender shall be discharged from imprisonment.

Proviso

Snares, &c. may be cut away

IV. *And be it enacted,* That it shall and may be lawful for any person or persons who-soever, to cut away, destroy, remove, or fill up, any such snares, traps, gins, nets or pits, so set, placed, opened, or kept open, in violation of, and contrary to, any such rules, orders or regulations, so to be made as aforesaid.

To continue for two years

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

CAP. XX.

An Act to amend the Act to provide a Lock-up House and Town House at Barrington, in the County of Shelburne.

Passed the 29th day of March, 1843.

Preamble

WHEREAS by the Act passed in the Fourth Year of Her present Majesty's Reign, entitled, An Act to provide a Lock-up House and Town House at Barrington, in the County of Shelburne, it is provided, that the monies therein authorized to be raised for the erecting and completing of said House, shall be paid over and expended to and by such person or persons as the Grand Jury and Court of Sessions shall appoint to expend for the purpose aforesaid: And whereas doubts exist whether the persons so appointed are authorized by the said Act to select or purchase a suitable site upon which to erect said Town House, or to receive a Conveyance of the Lot of Land that may be selected for such site.

Site

I. *Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly,* That it shall and may be lawful for the said person or persons appointed by the Grand Jury and Court of Sessions, or the majority of them, to select or purchase a suitable site for the said Town House at some central and convenient place near the head of Barrington Harbour,

not

not further to the westward than the west line of the lot called the Public Land, on which the old Meeting House stands, and to receive a Conveyance to them and the survivors and survivor of them, his heirs and assigns, of the Lot of Land procured or to be procured by them for a site for the said Public Town House, provided that said Public Town House and Lock-up House, when so built, shall be under the sole control and management of such person or persons as shall be appointed by the Grand Jury and Court of General Sessions of the Peace for the said County of Shelburne.

And whereas, One hundred and seventy-five pounds have been assessed upon the said County of Shelburne, for building said Town House, which sum is deemed to be insufficient for the purpose. Preamble

II. Be it therefore enacted, That it shall and may be lawful for the Grand Jury and Court of General Sessions of the Peace for the said County of Shelburne, at the next Term or Sitting of the said Court, or at any subsequent Term, to direct a further sum to be assessed upon the said County, to be appropriated towards the purchase of the site and building of the said Town House, if any additional sum be found necessary. Further assessment

CAP. XXI.

An Act to make perpetual the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Weirs, and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province.

Passed the 29th day of March, 1843.

BE it enacted by the Lieutenant Governor, Council and Assembly, That an Act, made and passed in the tenth year of the Reign of His late Majesty King George the Fourth, entitled, An Act in addition to, and in amendment of, an Act, passed in the third year of the Reign of His late Majesty King George the Third, entitled, An Act to prevent Nuisances by Hedges, Weirs, and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province, and every matter, clause, and thing therein contained, shall be, and the same are hereby made perpetual. Act 10th, Geo. 4th, and Act 3d, Geo. 3d, made perpetual

CAP. XXII.

An Act respecting the Measuring of Grind Stones in the County of Cumberland.

Passed the 29th day of March, 1843.

WHEREAS, differences have arisen between the Purchasers and Sellers of Grind Stones in the County of Cumberland, for want of the appointment of proper persons to measure the same: Preamble

I. Be it enacted, by the Lieutenant-Governor, Council and Assembly, That the Court of General Sessions of the Peace in and for the said County of Cumberland, upon the presentment of the Grand Jury, at the Term or Sessions when Town Officers are appointed, shall and may appoint in the same manner as other Town Officers are appointed, so many fit and proper persons as may be deemed necessary, from time to time, to be Measurers of Grind Stones, who shall be sworn to the faithful discharge of the duties of such office, before some one Justice of the Peace. *Provided always*, that whereas the next General Sessions of the Peace in and for said County, will not be held before the first Tuesday of January next ensuing the passing hereof, it shall and may be lawful for any Special Sessions of at least five Justices of the Peace, to nominate and appoint so many fit and proper persons as they may deem requisite, to be Measurers of Grind Stones in such County, who, being duly sworn as aforesaid, shall remain in office until the next Sessions, at which Town Officers shall be by Law required to be appointed. General Sessions to appoint Measurers of Grind Stones

II. And be it enacted, That it shall be the duty of such Measurers to measure and examine all Grind Stones intended for shipment from this Province, or otherwise, when called upon Duty of Measurers

upon for that purpose. *Provided always*, that whenever the Purchaser and Seller shall mutually agree to measure the same themselves, it shall not be necessary or requisite to employ a Measurer of Grind Stones for that purpose.

Pay of Measurers

III. *And be it enacted*, That Measurers of Grind Stones shall be entitled to receive one half-penny for each and every Grind Stone in measurement, according to the Tables now in use, which shall be measured by them respectively; and also at the rate of two pence for each and every mile which any such Measurer shall necessarily travel to make such admeasurement, to be paid by the person or persons who may require such admeasurement to be made, and to be sued for and recovered before any one or two of Her Majesty's Justices of the Peace, according to the amount thereof, in the same manner, and by the same process, and with the like costs, as debts of the like amount may or can be ordinarily sued for and recovered.

Penalty for neglect

IV. *And be it enacted*, That if any Measurer, to be appointed in pursuance of this Act, shall be guilty of any neglect, or wilful default in the performance of his duty, he shall forfeit and pay a sum not exceeding Two Pounds for every such neglect or default, to be sued for and recovered by any person who will sue for the same, in the same manner, and with the like process and costs, as if it were a private debt due to such person, and shall be applied one half thereof to the person who shall have so sued therefor, and the remaining half for the repairs of the Roads and Bridges in the said County, under the direction of the General Sessions of the Peace.

CAP. XXIII.

An Act to enable the Union Marine Insurance Company of Nova-Scotia to Compensate their Directors and Auditors.

Passed the 29th day of March, 1843.

Preamble

WHEREAS, the Shareholders of the Union Marine Insurance Company of Nova-Scotia, are desirous of being permitted to compensate the Directors and Auditors thereof for their services, in case they shall think proper so to do:

May pay Directors and Auditors

I. *Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly*, That it shall and may be lawful for the Union Marine Insurance Company of Nova-Scotia, at any annual or general Meeting of such Company, to vote any such sum or sums of Money as such Company may deem proper, to be paid in such manner as may be prescribed by any resolution of the said Company, as a compensation for the services of their Directors and Auditors; *Provided*, that at least two thirds of the Shareholders present at such Meeting in person, or by their proxies, shall concur in any such resolution, any clause, matter or thing, in the Act of Incorporation of the said Company contained to the contrary notwithstanding.

Provide

Continuing clause

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

CAP. XXIV.

An Act for disposing of Old Roads.

Passed the 29th day of March, 1843.

Preamble

WHEREAS, from the circumstances of a new Country, it is frequently necessary in this Province to make alterations in the line of Roads as they have been laid out, and in many cases the keeping open of the old line, after the new line has been established, is not required for any Public benefit, and entails on individuals a burdensome and unnecessary expense in the maintaining of Fences and other inconveniencies; *And whereas*, in consequence thereof, the time of the Legislature has often been occupied by applications for Acts to authorize the shutting up or disposing of old Roads, and inconveniencies have arisen in regard to the proof proper to be produced for the protection of private rights before passing such Acts—for remedy thereof:

I. *Be it enacted, by the Lieutenant-Governor, Council and Assembly,* That where a line of Road has been altered as aforesaid, and the old Road has been abandoned by the Public as a general thoroughfare, it shall be lawful for any one or more of the Proprietors of the Lands on either side of such abandoned Road, to Petition the General Sessions of the Peace for the County, to shut up or otherwise dispose of the same, which Petition shall state the names of all persons interested in the Lands on either side of the said abandoned Road, and shall be accompanied by an affidavit that the said persons, so interested, have had at least thirty days Notice in writing of such application, and that a copy of said Notice had been posted up in at least two public places in the vicinity of said abandoned Road, at least thirty days before the time for hearing the same, and thereupon it shall be lawful for the Justices of the said General Sessions, after requiring due proof of the service and publication of the said Notice or Notices as aforesaid, to proceed to hear the parties and their witnesses for and against the application, or if the said parties, so served with the said Notice or Notices, do not appear at the time and place mentioned in the said Notice or Notices to hear the party or parties making such application with his or their witnesses, and thereupon to make such order as may seem proper either for dismissing such application or granting or modifying the same, and any person or persons dissatisfied with any such order of the General Sessions may appeal therefrom to the next Sitting of the Supreme Court, and the Clerk of the Peace shall thereupon return all the proceedings in the said matter to the Supreme Court, who shall examine the same, and if it see occasion, hear the parties and their witnesses, and make such order as shall seem right, which order shall be final and conclusive. Provided also, that any person or persons, although not interested in any Lands adjoining or near to such abandoned Road, may be heard against the closing or disposing of such Road, or may appeal from such order of the General Sessions as aforesaid.

Where old road is abandoned it may be shut up by application to the Sessions

Provide

II. *And be it enacted,* That if any of the Lands on any such abandoned Road, shall have been the property of any deceased person, and be not divided amongst his Heirs, the Executors or Administrators of such deceased person, and the Guardian of his minor children, if any, and the person actually in the use and possession of the said Land, shall for the purposes of this Act be considered the proprietors of such Lands.

Where lands have been property of deceased person and not divided

CAP. XXV.

An Act in addition to, and in amendment of, the Act relating to the Courts of Probate, and to the settlement and distribution of the Estates of deceased persons.

Passed the 29th day of March, 1843.

WHEREAS the sixth clause of an Act, passed in the fifth year of the Reign of Her present Majesty Queen Victoria, entitled, An Act relating to the Courts of Probate, and to the settlement and distribution of the Estates of deceased persons, provides for the taking of Security from Executors, in certain cases, on application in a summary way to the Court of Chancery; and it is considered expedient to extend the powers granted by that clause to the Court of Chancery to the Judges of Probate:

Preamble

I. *Be it enacted, by the Lieutenant-Governor, Council and Assembly,* That the powers and authorities of the Court of Chancery, conferred by said sixth clause of said Act, shall be, and the same are hereby extended to the several Judges of Probate, who have been or may be appointed in the different Counties of this Province, as fully and effectually to all intents and purposes as if the said Judges had been mentioned in said clause for that purpose; And whereas, cases may arise wherein Executors, before the coming into operation of said Act, have received Probate, and taken upon themselves the settlement of the Estates of deceased persons, but have failed to bring the Estates to a close, and not having given security, it may be necessary that the powers and authorities of the Court of Chancery, conferred by the said sixth clause of said Act, and those of the Judges of Probate, by the foregoing clause, should extend to such cases:

Judge of Probate authorized to take security from executors

Powers of the Courts of Chancery and Probate to extend to executors who have previously received Probate Where executors for a creditor of the estate

II. *Be it enacted*, That the powers and authorities vested in the Court of Chancery, under and by virtue of the sixth clause of said Act, and those vested in the Judges of Probate, in and by the foregoing clause, shall be taken to extend to such cases, as fully and effectually as if the same had arisen since the passing of the said Act.

Letters of Guardianship

III. *And be it enacted*, That every Executor or Administrator, who shall be a Creditor of the Estate of any deceased person, shall make, subscribe, and file in the office of the Registrar of Probate, at least one month before distribution of any Estate in which such Executor or Administrator wishes to participate, a true and correct account of all dealings between such deceased person and the said Executor or Administrator, verified by affidavit in writing, in the form of the Oath in the Schedule to this Act annexed, which applies to Creditors generally.

Form of Citation

IV. *And be it enacted*, That, hereafter, no Letters of Guardianship shall be granted by any Judge of Probate, unless application therefor shall be previously made by the minor or some near relative of such minor, or by an Executor or Administrator of the Estate in which such minor may be interested.

To be directed to the party cited

V. *And be it enacted*, That the form of citation prescribed in the Schedule of the said Act hereinbefore referred to shall be, and the same is hereby repealed.

Service

VI. *And be it enacted*, That instead of directing the citation to the Sheriff or to a Constable, as prescribed by the form hereinbefore repealed, the same shall be directed to the party upon whom it is served, and shall be according to the form in the Schedule to this Act annexed, or in words to the like effect.

Proviso

VII. *And be it enacted*, That it shall and may be lawful for any literate person to serve such citation, and an affidavit in writing of such service having been regularly made by the person serving the same, taken before the Judge Registrar, or any Justice of the Peace, and filed in the Registrar's Office, and specifying the time and place of service, shall be taken to be a sufficient service of such Citation, which service shall be made at the expense of the party at whose instance the same was granted. Provided, that in case the same shall be issued at the instance of an Executor or Administrator the Judge may allow a moderate, fair and reasonable charge for such service, in the general account of the actual expenses of the Estate, if he shall think it just and proper so to do.

Affidavit of debt

VIII. *And be it enacted*, That the affidavit of debt required by the twentieth clause of said Act hereby amended, shall be according to the form in the Schedule to this Act annexed, or in words to the like effect, which affidavit shall be made by the party himself, or in his absence from the Province by his Agent.

Party may personally advocate

IX. *And be it enacted and declared*, That it shall not be necessary in any case for a party to employ a Proctor or Advocate, in the said Courts of Probate, but every party may prepare and file his own papers, and advocate his own cause therein.

All proceedings under other Acts binding

X. *And be it enacted and declared*, that it shall be incumbent on the said Judges of Probate, in proceeding to settle Estates under the said Act to receive and consider all proceedings that have been duly had under and by virtue of the Acts repealed by the sixty-eighth section of the said Act, as good, valid and effectual to all intents and purposes.

To grant Licences of Sale upon previous order and report

XI. *And be it enacted*, That it shall be incumbent on the said Judges of Probate to grant Licences for the Sale of Lands of any deceased person, upon any order that may have been duly made by the Governor and Council for the appointment of Commissioners to inquire into the debts and credits of such deceased person, and a Report duly made in pursuance thereof, shewing that the personal assets of such deceased person were insufficient for the payment of his debts or legacies.

Dreamlike

And whereas certain of the Judges of Probate appointed under and by virtue of the said Act hereby amended, have become, and are interested as Executors or Administrators in different Estates, which are now required to be settled before them, and it is expedient that a remedy should be provided therefor.

When Judge of Probate interested in Estate as Extr. or Adminr.

XII. *Be it enacted by the Lieutenant-Governor, Council and Assembly*, That whenever any Judge of Probate is now, or shall hereafter become interested in any Estate, as Executor or Administrator such Estate shall be settled in the Probate Court of any adjoining County to which application may be made, and the Will, if any, of such deceased person may be there proved, or administration granted, as the case may require, and all other proceedings

ceedings had thereon in such adjoining County as if such deceased person had belonged to or died within the same, and in cases where proceedings have been or may hereafter be commenced in relation to any such Estate, previously to the appointment of such Judge of Probate, so interested therein as Executor or Administrator, then all the papers connected with such Estate, shall and may be removed to the Probate Court of any such adjoining County, and the further proceedings had thereon in the same manner as if the application had been originally made to such Probate Court of such adjoining County; and whenever due application shall be made in writing to the Judge of Probate, of such adjoining County, for the Probate of a Will, or the granting Letters of Administration, or any further or other proceedings in virtue of this Act, he shall, after giving due Public Notice thereof, proceed thereon and settle every such Estate as fully, and to all intents and purposes as he might any other Estate within his own proper jurisdiction.

Provided always, That when such Estate shall be so settled the Judge of Probate, in such adjoining County, shall transmit to the Court of Probate of the County where the deceased last dwelt, a certified copy under the Hand and Seal of his Court of his proceedings in the Settlement of such Estate, which proceedings shall be entered and recorded in the Books of Registry of the Court of Probate, for the County wherein the deceased last dwelt. And provided also, that nothing in this Act contained, shall take away the right of Appeal provided for, in and by the Act of which this is an amendment. Proviso

SCHEDULE OF FORMS REFERRED TO IN THE FOREGOING ACT.

CITATION.

Citation

Nova-Scotia.

To A. B., of in the County of

GREETING.

Whereas A. B., Executors or Administrators, or other person interested, as the case may be, hath prayed that you may appear, and (here state in short forms the object,) you are therefore required to appear before me at a Court of Probate, to be held at within and for the said County, on the day of next, to (here state in short form the object.)

Given under my Hand and Seal of the said Court, this day of 184 A. B., Judge of Probate.

A. T., Registrar of Probate for said County.

Form of Affidavit to be annexed to any Account or Claim rendered by a Creditor to an Executor or Administrator. Affidavit

A. B., of maketh oath and saith, that the foregoing paper writing doth contain a true and correct account of his demand against the Estate of deceased; that all the credits to which the deceased was honestly and justly entitled, so far as deponent believes, have been given on said account, and that the balance of is justly and truly due and owing to deponent.

Sworn before me, at }
 this }
 day of }

CAP. XXVI.

An Act for dividing the Township of Digby into separate Districts for the support of the Poor.

Passed the 29th day of March, 1843.

WHEREAS the Inhabitants of the Township of Digby, in the County of Digby, are desirous that the said Township shall be set off in Districts for the purpose of more easily and efficiently providing for the poor of said Township, which will tend much to the benefit of the said Inhabitants. Preamble

Township to be divided

I. *Be it enacted, by the Lieutenant-Governor, Council and Assembly, That, at the next General Sessions of the Peace for the County of Digby, it shall and may be lawful for the Justices attending thereat, to ascertain the number of Paupers then chargeable on the Township of Digby; and also to ascertain the amount of rates for the support of said Paupers, and to divide the said Township into as many Districts as to the said Justices may appear to be convenient.*

Districts to support their own paupers

II. *And be it enacted, That when and so soon as the whole charges and expenses paid for the support of the Paupers then chargeable on the said Township shall be ascertained, it shall and may be lawful for the Justices, by any order or orders of Sessions to be made at such General Sessions aforesaid, to direct and order that each separate District so made and set apart in said Township, shall bear such proportion of the whole charges and expenses of all the Paupers then chargeable on the said Township of Digby, as to the said Justices may appear equitable and just; and that from and after such division of said Township into Districts, the expenses of the Paupers who shall become chargeable to the said Township, shall be defrayed by the District in which such Paupers shall have gained a residence.*

To appoint Assessors and Collectors

III. *And be it enacted, That, from and after the time when this Act shall come into effect, it shall and may be lawful for the Inhabitants residing in each of the said Districts so set apart, to hold a public meeting in some central and convenient place, on the first Monday in April, and then to appoint one Assessor of Poor rates for each of the said Districts, and one Freeholder, who shall possess at least as much property, real and personal, as he is appointed to collect: who shall act as Collector of Poor Rates, and who shall pay the monies by him collected to the Overseer of the Poor for said District; and that at such public meeting the said Inhabitants shall vote such sum of money as may be required for the support of the Poor of said District.*

To appoint Overseers

IV. *And be it enacted, That at the usual time for the appointing of Town Officers in said County, it shall and may be lawful for the Grand Jury to nominate four persons, two of whom shall be appointed by the Sessions to act as Overseers of the Poor, and two persons, one of whom shall be appointed to act as District Clerk in each of said Districts so set apart.*

Collection of assessment

V. *And be it enacted, That all Rates, Assessments, Writs or Actions, now commenced, pending, made or done, shall and may be prosecuted, levied, and collected, in the same way and manner as though this Act had not been passed.*

Act when to come into operation

VI. *And be it enacted, That this Act shall come into operation from and after the first day of December next ensuing.*

Term of continuance

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

CAP. XXVII.

An Act to Incorporate the Halifax Mechanics' Whaling Association.

Passed the 29th day of March, 1843.

Preamble

WHEREAS the carrying on of the Whale Fishery from this Province is attended with great expense, and the persons hereinafter named have, with others, formed themselves into a Company for the purpose of prosecuting such Fishery, and are desirous of obtaining a Charter, in order to enable them to conduct the same more conveniently and at less risk to the Shareholders individually:

Names of persons erected into a Company

I. *Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly, That William Cutlip, Robert Downs, Amos Pedlar, Ebenezer Mosely, William Finlay, and William Ross, and all and every person and persons who shall from time to time become Proprietors of Shares in the Corporation hereby established, their successors and assigns, shall be, and they are hereby erected into a Company, and declared to be a Body Politic and Corporate, by the name of "The Halifax Mechanics' Whaling Association," and by that*

Name of Company

that name shall and may have succession, and a common seal, and by that name shall and may sue and be sued, plead and be impleaded, answer and be answered unto, defend and be defended, in any Court or Courts of Law or Equity, or place whatsoever, and be able and capable in Law to have, hold, purchase, take, receive, lease, possess, and enjoy, any Houses, Stores, Lands, and Tenements, whatsoever, in fee simple, lease-hold or otherwise, and also any ship or ships, vessel or vessels, stock, materials, goods and chattles, and all other things, real, personal and mixed; and also to give, grant, sell, let, assign, or convey the same, or any part thereof, and to do and execute all other things in and about the same, or any part thereof, as shall and may be thought necessary and proper, for the benefit and advantage of the said Company, and also that the said Company, or the major part of them, shall from time to time, and at all times, have full power and authority, and license, to constitute, ordain, make, and establish, change, vary, and alter such Bye Laws and Ordinances as may be thought necessary for the good rule and government of the said Corporation; provided such Bye Laws and Ordinances be not contradictory or repugnant to the Laws or Statutes of the Province, and those in force within the same. And provided also, that such Bye Laws and Ordinances shall not be of any force or effect, until the same have been submitted to, and approved by the Governor, Lieutenant Governor, or Commander in Chief for the time being.

May sue and be sued

May hold Real Estate, Ships, &c.

May make Bye-laws, &c. Provisoes

II. *Provided always, and be it enacted,* That the said Company shall not have, take, hold, possess or enjoy at any one time, lands, tenements or hereditaments of greater value than thirty thousand pounds.

Not to hold Lands, &c. of greater value than £30,000

III. *And be it enacted,* That the said Company, and its affairs and business, shall be under the direction and management of the President and such other officers as shall and may be named and designated by the Bye Laws of the said Company, and the Capital of the said Company shall be divided into shares of such amount as by the said Bye Laws may be hereafter provided, and such shares shall be assignable and transferable, in such manner, and upon such terms, as by the said Bye Laws may be also provided and directed.

Shares Assignable

IV. *And be it enacted,* That for and notwithstanding any Real Estate which the said Company may hold at any time, the shares and interests of the shareholders of and in the said capital, stock and funds of the said Company, shall be held and deemed to be personal property to all intents and purposes whatsoever.

Shares to be considered personal property

V. *Provided always, and be it enacted,* That nothing herein contained, shall be held or construed to give the said Corporation the privilege to lend money by way of discount, or to enter into any banking operation whatsoever, or to become underwriter or underwriters upon any insurance on any ship or vessel, or marine risk, or upon any loss by fire, or upon any life or lives.

Not to underwrite

VI. *And be it enacted,* That the joint stock or property of the said Corporation, shall alone, in the first instance be responsible for the debts and engagements of the said Corporation, and that no creditor or person or persons having any demands against the said Corporation, for or on account of any dealings with the said Corporation, shall have recourse against the separate property of any Shareholder on account thereof, except in case of deficiency, or when the joint stock of the said Corporation shall fall short of, or be not equal to the payment of any debts due, or demand against the same, and that then and in such case, each Shareholder shall be liable, and the goods and chattels, lands and tenements of such Shareholder, and may be levied upon and seized, respectively, to satisfy such debt or demand, to the extent of double the amount of the share or shares, or interest of such Shareholder in the joint stock of the Corporation, but no more; and that such double amount, or so much as may be necessary to satisfy such debt, due, or demand, shall and may be levied and seized by Process of Execution, in the same Suit in which such debt, due, or demand, may be recovered against the said Corporation.

Joint Stock to be alone answerable in the first instance

If Joint Stock is insufficient each Shareholder shall be answerable for the debts to double the amount of his shares

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

To continue in force for nine years

An Act relating to the Halifax Assessments, and further to amend the Act to Incorporate the Town of Halifax.

Passed the 29th day of March, 1843.

Preamble

WHEREAS from some of the provisions of the Act passed in the fourth year of the Reign of Her present Majesty, Queen Victoria, entitled, An Act, to Incorporate the Town of Halifax, difficulties and disputes have arisen and are likely to occur, and it is expedient to alter and amend so much of the said Act as relates to the City Assessments, and other matters, hereinafter particularly set forth and provided for.

The City Assessors to be selected from the Ward Assessors

I. Be it enacted, by the Lieutenant-Governor, Council and Assembly, That from and among the twelve Assessors, annually elected, by the different Wards of the City of Halifax, under and by virtue of the said Act hereby altered and amended, the City Council shall, within ten days after the passing of this Act and annually afterwards, select two who shall have been elected for different Wards, who shall be called City Assessors and shall be sworn faithfully to perform their duty as such City Assessors, according to the best of their judgment, and to make a fair and impartial Assessment of the said City.

One Ward Assessor to be selected for each Ward from the remaining Ward Assessors

II. And be it enacted, That the remaining Assessors, annually elected by the different Wards of the City aforesaid, shall within fifteen days after the notice of their election, in each and every year, assemble at the Mayor's Office and then and there, in the presence of the Acting Alderman, proceed to nominate, select, and appoint, by ballot, or otherwise, one of the said Assessors from each of the six Wards, to be called Ward Assessors, which said Assessors so chosen as aforesaid, shall then and there be duly sworn by such Acting Alderman, faithfully to perform their duty, as such Ward Assessors, according to the best of their judgement and to make a fair and impartial Assessment of their respective Wards.

Assessment to be made in the several Wards within the limits of the City

III. And be it enacted, That the said City Assessors and Ward Assessors, shall forthwith proceed to make an Assessment on their respective Wards for any sum or sums of money lawfully authorised and directed to be Assessed and shall also at the same time make an Assessment for County Rates, of all that portion of the County of Halifax within the limits of the said City, which said Ward Assessments shall be signed by the City Assessors and the Ward Assessors, or any two of them, and which returns shall show distinctly, the amount of Assessment made upon each individual, distinguishing the City and County Rates respectively for which service the said City Assessors, shall be paid out of the funds of the said City, the sum of seven pounds and ten shillings each.

Allowance to the Assessors

City Assessors to make up the Assessment Book and return the same attested Allowance therefor

IV. And be it enacted, That so soon as said Ward Assessments shall have been so made and returned, the said City Assessors shall forthwith proceed to make up the Assessment Book and shall make return of the City Assessment to the Office of the City Clerk, and of the County Assessment to the Office of the Clerk of the Peace for the County within thirty days, and shall attest to the same, for which service they shall be allowed the further sum of seven pounds and ten shillings.

Mode of making assessment

V. And be it enacted, That the said Assessors and Ward Assessors shall Assess the sum to be borne by and Assessed upon the Inhabitants of their respective Wards in the most just and equal manner, they the said Assessors can devise, by an equal pound rate on the Real Estate whereof such Inhabitants shall be respectfully in the occupation or possession, regard being had to the value of the Rent of said Real Estate and further according to the ability or capacity of any such Inhabitant to pay towards said Assessment.

Appeal to the City Council

VI. And be it enacted, That if any person or persons shall conceive himself, herself or themselves over-rated upon making his, her or their appeal, the City Council upon hearing such appeal, shall be authorised and empowered to relieve such individuals to such amount, as he, she or they shall be entitled unto.

City Council to regulate the assessment

VII. And be it enacted, That it shall and may be lawful for the said City Council to appoint and regulate the manner and times of making Assessments for the said City, of the notices of and appeals from the same, of the collections and returns touching and relating thereto, and of all matters and things for the better and more orderly collection of Assessment.

VIII. *And be it enacted*, That upon refusal or neglect to pay the amount for City or County Rates, or Assessments, it shall be lawful to levy for the same on the personal property of the party so neglecting or refusing to pay and in case no personal property of such party can be found on which to levy, he shall be liable to be committed to the County Gaol, till the amount of such rates or assessments be paid. Provided always, that every such person, so committed to Gaol shall be entitled to all the benefit of the Acts relating to Insolvent Debtors, in the same manner as in ordinary cases of Debts of the like amount.

Mode of enforcing payment of rates

Proviso

IX. *And be it enacted*, That the Assessors, in making their Assessments on any Banking, Fire, or Marine Assurance Company or Association, or Joint Stock Company, established within the City of Halifax, or doing business therein, whether by the Officers of such Company, or some or one of them, or by any Agent or Agents, as to the amount to be taxed or assessed for the ability or capacity of any such Company or Association to pay towards any City or County assessments, beyond the Real Estate they shall respectively occupy or be in possession of, shall have regard to the amount of the actual profit derived by said Company or Association on their business of the preceding year; and if any such Banking, Fire, or Marine Assurance Company or Association, or Joint Stock Company, shall neglect or refuse to pay the amount so assessed (subject to appeal as in other cases) it shall and may be lawful to and for the City and County Treasurer to issue his Warrant of Distress, and cause the same to be levied to and upon the Goods, Chattles or Furniture of such Company or Association, and all sums of Money so assessed and due after the time of appeal shall be expired, shall be recoverable in the name of the Corporation, or of the City Treasurer, against any of the said Banks or Assurance Companies or Associations, in the same manner that debts are now recoverable from any of the said Banks or Assurance Companies, or Associations respectively, and such Suit whether at Law or in Equity, may be commenced and prosecuted against any such Company or Association, whether Incorporated or not Incorporated, doing business in the said City by means of any Agent or Agents, as aforesaid in the manner provided in and by a certain Act passed in the fifth year of the Reign of His late Majesty King William the Fourth, entitled, An Act concerning Suits against Foreign Bodies, Politic or Corporate, and to repeal the Acts now in force.

Assesments on Banking, Fire, or Marine Insurance Companies

And whereas, by the Twenty-third Section of the Act of Incorporation, no provision is made for persons carrying on business in the City of Halifax, and who are residing out of the City.

Preamble

X. *Be it enacted*, That every male person of the age of Twenty-one years and upwards, though not a Householder, who shall have been carrying on business in the said City during three years preceding any Election of Councillors, and who shall have been the *bonâ fide* Tenant and Occupier or the Owner and Occupier in his own right of any Warehouse, Counting House, or Shop, Office, Field, or Wharf, of the *bonâ fide* yearly rent or value of twenty pounds or upwards, or who shall have been the *bonâ fide* Tenant and Occupier or the Owner and Occupier in his own right, of any share, part, or interest, in some Warehouse, Counting House, or Shop, Field, Office, or Wharf, the *bonâ fide* yearly rent or value of which share, part, or interest, shall be twenty pounds or upwards, within any of the Wards of the said City, during twelve months next preceding, and at the time of such Election, and shall have been rated to and in respect of the rates or assessments, laid on the said City, and shall have paid his rates and assessments in full due at the time of such Election, of which payment the evidence shall be the receipt of the City Treasurer, produced at the time of voting, and then lodged with the returning Officer, at any such Election shall be entitled to vote at the Election of Councillors, and Assessors, to be had in the Ward in which such premises shall be situated, and in all cases when the qualifications shall be in respect of such Warehouse, Counting House, or Shop, Office, Field, or Wharf, or of a part, share, or interest therein, the Voter shall, if required by the officer or person holding any such Election, or by any person qualified to vote at the same, make Oath to the particulars of his qualification, and that he has not before voted at such Election in manner hereinafter provided, which Oath the officer or person, holding such Election, is hereby authorised and required to administer, and which Oath shall be in the form following, that is to say:

Persons occupying property in the City, though residing without, entitled to vote

Oath

I do solemnly swear, that I reside at _____ that I am of the age of twenty one years and upwards, and that I have been carrying on business in the City, during three years or upwards, now next preceding, and am a natural born subject of our Lady the Queen, or have been naturalized or made Denizen, (as the case may be) and that I am, and for twelve months or upwards now next preceding, have been severally possessed and in the occupation of an entire or separate Warehouse, Counting House, or Shop, Office, Field, or Wharf, of the actual and *bonâ fide* yearly rent or value of twenty pounds or upwards, within this Ward, for which I now claim to vote, or that I am and for twelve months or upwards now next preceding, have been possessed and in the actual occupation of some share, part, or interest, of an actual and *bonâ fide* yearly rent or value of twenty pounds or upwards, of and in some Warehouse, Counting House, or Shop, Office, Field, or Wharf, within this Ward, for which I now claim to Vote, which in my own right, I now hold, and for all that period have held in freehold or for a term of years, or for a term not less than one year, (as the case may be and which the Voter shall at the time declare) and that I have not before voted, at this Election, or any Election which is at this time being held for any other Ward. "So help me God."

Persons occupying a share or part of a house of the yearly value of £20 entitled to vote

XI. *And be it enacted*, That in future any inhabitant householder, occupying some share, part, or interest, in some Dwelling House within the Ward, for which he claims a right to vote, the *bonâ fide* yearly rent or value of which share shall be twenty pounds or upwards, or any inhabitant householder occupying a Shop and Dwelling House, both being one and the same Tenement, and under one and the same roof, with a communication between the two within the Ward, for which he claims a right to vote, the *bonâ fide* yearly rent or value of which Shop and House shall be twenty pounds or upwards, shall be entitled to vote at any Election of Councillors and Assessors, he complying in other respects with the twenty-third Section of the Act hereby altered and amended.

Oaths altered

XII. *And be it enacted*, That so much of the twenty-ninth Clause or Section of the said Act hereby altered and amended, as relates to and contains the Oaths therein prescribed, be repealed, and instead thereof that the Oaths following be read and administered by the Officer presiding, to the person whose right to vote at any Election for the City of Halifax may be questioned, in all cases where the question shall be in respect of a Dwelling House, or part, share, or interest therein, or of a Shop and Dwelling House, as follows:—

Form of Oaths

I do solemnly swear that I have resided in this City for one year or upwards, now next preceding, unless temporarily absent, and that I am of the age of twenty-one years or upwards, and am a natural born subject of our Lady the Queen, or have been naturalized or made Denizen, (as the case may be) and that I now am, and for one month or upwards now next preceding have been severally possessed, and in the actual occupation of an entire and separate Dwelling House, of the actual and *bonâ fide* rent or value of twenty pounds or upwards, within this Ward, for which I now claim a right to vote; or that I now am, and for one month or upwards now next preceding, have been possessed, and in the actual occupation of some share, part, or interest of the actual and *bonâ fide* rent or value of twenty pounds or upwards, of and in some Dwelling House within this Ward, for which I now claim to vote; or that I now am, and for one month or upwards, now next preceding have been possessed and in the actual occupation of a Shop and Dwelling, both being one and the same Tenement, and under one and the same roof, with a communication between the two, of the actual *bonâ fide* rent or value of twenty pounds or upwards, within this Ward, for which I now claim to vote, which in my own right I now hold, and for all that period have held, in Freehold, or for a term of years, or for a term not less than one year, as the case may be, and which the Voter shall at such time declare, and that I have not before voted at this Election, or any other Election, which is at this time being held for any other Ward. "So help me God."

And in all cases where the qualification shall be in respect of a Warehouse, Counting House, or Shop, Office, Field or Wharf, or of a part, share, or interest therein, as follows:—

I do solemnly swear that I have resided in this City during three years or upwards, now next preceding, unless temporarily absent, and am a natural born subject of our Lady the Queen, or have been naturalized or made Denizen (as the case may be) and that I am, and for twelve months or upwards now next preceding have been, severally possessed and in the

the actual occupation of an entire and separate Warehouse, Counting House or Shop, Office, Field or Wharf, of the actual and *bonâ fide* yearly rent or value of twenty pounds or upwards, within this Ward, for which I now claim to vote, or that I am, and for twelve months or upwards now next preceding have been, possessed, and in the actual occupation of some share, part or interest, of an actual and *bonâ fide* yearly rent or value of twenty pounds or upwards, of and in some Ware House, Counting House or Shop, Office, Field or Wharf, within this Ward, for which I now claim to vote, which, in my own right, I now hold, and for all that period, have held in Freehold, or for a term of years, or for a term not less than one year, (as the case may be) and which the voter shall at the time declare, and that I have not before voted at this election, or any election, which is at this time being held for any other ward. "So help me God."

And in every case the presiding Officer shall note in his Poll Book that the voter was sworn, and which of the qualifications under this Act, and the nature of the tenure he sworn to.

Note to be made in the Poll Book

XIII. *And be it enacted*, That no person shall, at any time, be capable of being appointed, or elected Mayor, or an Alderman of the said City, unless at the time of his Election, he shall be and for twelve months next immediately previous thereto, shall have been actually, within the said City, in his own right the *bonâ fide* tenant and occupier, under some tenure not less than a tenancy for one year, of an entire and seperate Dwelling House, of the *bonâ fide* yearly rent or value of fifty pounds or upwards, or of a share or interest in a Dwelling House; such share or interest being of the *bonâ fide* yearly rent or value of fifty pounds or upwards, and resident within the said City, and also unless he shall at the time of such Election be seized or possessed in his own right of Real or Personal Estate, or both, within the said City, after payment or deduction of his just debts, of the value of One thousand pounds currency; and that the nineteenth clause of the said Act, of which this is an amendment, and all matters therein contained, shall be and the same are hereby repealed.

Qualification of Mayor or Aldermen

XIV. *And be it enacted*, That the City or Mayor's Court, shall hereafter be holden on the second and fourth Tuesdays of every month, instead of the first and third Tuesday.

Times of holding the Mayor's Court altered

XV. *And be it enacted*, That in any case where judgment shall be given against any person selling Spirituous Liquors without License, and such person shall consider himself aggrieved by such Judgment, it shall be lawful for him to appeal from such Judgment to the Supreme Court at its next Term; the said person so appealing having first filed a Bond, with two sufficient sureties, to respond the Judgment in the said Supreme Court, in case the said Judgment should be confirmed.

Appeal from Judgment under the Licence Law to the Supreme Court

XVI. *And be it enacted*, That it shall be lawful for the said City Council to impose a fine not exceeding five ponnds, on all Fire Wardens or Fire Constables, and all other Officers, nominated and elected by the said City Council, who shall refuse or neglect to take upon themselves, the Duties of the said Offices, or shall not qualify themselves therefor. Provided always that no such Officer shall be obliged to serve more than one year in succession, or shall be liable to any fine for not serving for five years after he has so served or paid any such fine.

Fine on Officers not qualifying themselves

Proviso

And whereas, the practice of sending substitutes to perform Statute Labor, is attended with much inconvenience, and is found to be prejudicial to the interests of the said City:

Preamble

XVII. *Be it therefore enacted*, That hereafter, Statute Labor in the said City shall be performed by the person himself notified to perform the same, or by his hired yearly or monthly servant, to be approved of by the Overseer; and in case the Statute Labor be not performed by the party in person, nor by his hired yearly or monthly servant, duly approved of by the overseer, then the sum of three shillings per day for each and every day's labor, such person shall be bound to perform, shall be paid to the Collector of the Road Tax, within thirty days after he shall be notified to perform such Statute Labor.

Statute labor, by whom to be performed

XVIII. *And be it enacted*, That the Members of the said City Council shall be exempt from serving on any Jury within the said City.

City Councilors to be exempt from serving on Juries

XIX. *And be it enacted*, That the word "months" in the said Act, of which this Act is an amendment, shall be taken in all cases to mean Calendar months.

The word "Months" to mean calendar months

XX. *And be it enacted*, That at all future elections of Councillors and Assessors, it shall

Poll may be closed after proclamation

not be necessary to keep open the Poll till five o'clock in the after noon, as required by the twenty-sixth section of the aforesaid Act, but the presiding Officer shall have power to close the Poll when a Voter shall not have been polled for one hour after proclamation given to that effect.

Watch may be established by the City Council

XXI. *And be it enacted,* That it shall be lawful for the said City Council of the said City, at a meeting or meetings of the said Council, composed of not less than two-thirds of the members thereof, to make such bye-laws, orders and regulations, as to them shall seem meet for the protection of the property and inhabitants of the said of Halifax, by establishing a sufficient watch at night; and to make such rules regulations, and orders, for the due forming, establishing, conducting, and governing of the said watch, as they may deem expedient, and to impose a fine not exceeding twenty shillings on any person who shall transgress any of the bye-laws, orders and regulations, so made by the City Council; as aforesaid: Provided always, that a copy of every such bye-law, order, and regulations to be made by virtue of this Act, shall be transmitted, with all convenient speed, after the making thereof, to the Governor, Lieutenant-Governor, or Commander in Chief for the time being; and it shall be lawful for the said Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice of the Executive Council of this Province, within one month from and after the receipt of such copy to disallow such bye-law, order or regulation; and such disallowance shall, without delay, be signified to the Mayor of the said City, and thenceforward such bye-law, order or regulation, shall be void and of no effect.

Proviso

Watchmen to possess the power of a Constable

XXII. *And be it enacted,* That every person appointed to watch by such bye-law, order, or regulation to be made and approved as aforesaid, shall, during all the time he shall be so appointed, possess all the powers and authority of a Constable; and all opposition and resistance offered to any person or persons so appointed, during the time he shall be in the execution of his duty as a watchman, shall be prosecuted and punished as offences committed against Constables in the execution of their office.

Expense of watch

XXIII. *And be it enacted,* That all such sum or sums of money as may be necessary to establish and support the said watch, shall be paid out of the general funds of the City; and the amount necessary therefore, shall be included in the general assessment, and levied and collected as part thereof.

Fines, how to be recovered

XXIV. *And be it enacted,* That all fines and forfeitures incurred for disobedience of this Act, or for transgressing the bye-laws, orders, and regulations of the said City Council, made and approved of by virtue of this Act, shall and may be sued for and recovered in the name of the City of Halifax, before the Mayor or any of the Aldermen, on the oath of one credible witness.

To continue in force one year

XXV. *And be it enacted,* That this Act shall continue and be in force for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. XXIX.

An Act to extend to the Town of Sydney the provisions of the Act relating to Commissioners of Highways of Halifax, and certain other places, and to repeal a certain Act in relation thereto.

(Passed the 29th day of March, 1843.)

Act 7. Geo. 4. extended to Sydney

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That from and after the passing thereof, the Act passed in the seventh year of the Reign of His late Majesty King George the Fourth, entitled, An Act relating to Commissioners of Highways in Halifax, and certain other places, and every matter, clause, and thing, therein contained, shall be extended, and the same are hereby extended to the Town of Sydney, in the County of Cape-Breton.

Three Commissioners to be appointed

H. *And be it enacted,* That it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice of Her Majesty's Executive Council, to appoint and commission, during pleasure, three fit and pro-

per persons, Inhabitants of the said Town, to be Commissioners for repairing, keeping in repair, and paving the Streets and Highways in the said Town of Sydney; and upon the death, removal, or refusal to act, of any one or more of the said Commissioners, it shall and may be lawful for the said Governor, Lieutenant-Governor, or Commander in Chief, by and with the advice aforesaid, to appoint and commission some fit and proper person, being an Inhabitant of the said Town, to supply every such vacancy; and such appointment to renew whenever necessary, so that the said Commissioners may always continue to be three in number.

Vacancies how to be supplied

III. *And be it enacted*, That the jurisdiction, power, and authority, of the said Commissioners, so to be appointed, shall be restricted to the Peninsula of Sydney, and extend to the southward and eastward to Fresh Water Creek, the old Saint Peter's Road, so called, and from thence in an easterly direction to Cossit's Mill Brook, and then to be bounded by the said Brook until it meets the waters of Maloney's Creek.

Restricted to the Peninsula of Sydney

IV. *And be it enacted*, That, from and after the passing of this Act, the powers and authorities of the Surveyors of Highways, within the foregoing limits, shall absolutely cease and determine.

Powers of Surveyors of highways to cease

V. *And be it enacted*, That the Act, passed in the last Session of the General Assembly, entitled, An Act to extend to the Town of Sydney the provisions of the Act relating to Commissioners of Highways in Halifax, and certain other places, and every matter, clause, and thing, therein contained, shall be, and the same are hereby repealed.

Act of the last Session repealed

VI. *Provided always, and be it enacted*, That all suits, actions, acts, matters, and things, heretofore had, done, or made, sued, brought, or pending, and all liabilities incurred, and the payment, receipt, collection, or expenditure, of any money or monies under, by virtue, or in respect of, the said Act hereby repealed, shall be, and the same are hereby declared to be valid, effectual, and binding, to all intents and purposes, and the Commissioners appointed under the said Act, shall have and exercise, and be subject and liable to, all the same duties, powers, authorities, rules, enactments, and regulations, as are conferred and imposed in and by this Act, to and upon the Commissioners to be appointed thereunder, until such Commissioners have been so appointed and commissioned, any informality in the said Act hereby repealed, or otherwise, notwithstanding.

All acts done under the Act hereby repealed declared valid

Commissioners under that Act to remain in office until others are appointed

CAP. XXX.

An Act to extend to the Town of New Glasgow certain Acts respecting Firewards and Fires.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council, and Assembly, That the Act passed in the second year of the reign of His late Majesty King George the Third, entitled, An Act for appointing Firewards, ascertaining their duty, and for punishing thefts and disorders at the time of Fire; and also an Act, passed in the twenty-second year of his said late Majesty's reign, entitled, An Act in addition to an Act, made in the second year of His present Majesty's Reign, entitled, An Act for appointing Firewards, ascertaining their duty, and for punishing thefts and disorders at the time of Fire; and also an Act passed in the twenty-eighth year of his said late Majesty's Reign entitled, An Act in further addition to an Act passed in the second year of His Majesty's Reign, entitled, An Act for appointing Firewards, ascertaining their duty, and for punishing thefts and disorders at the time of Fire; also the first and second section of an Act passed in the thirtieth year of His said late Majesty's Reign, entitled, An Act to amend the Act, entitled, An Act for appointing Firewards, and for ascertaining their duty, and for punishing thefts and disorders at the time of Fire, and also in amendment of the several Acts made in amendment of, or in addition to, the said recited Act, and to extend the several provisions therein contained to the town of Shelburne; and also the first and third sections of an Act passed in the sixtieth year of His said late Majesty's Reign, entitled, An Act in amendment of an Act passed in the second year of His Majesty's Reign, entitled, An Act for appointing Firewards,

Acts 2, 22 & 28, Geo. 3. also, the 1st & 2d Section of Act 30th, Geo. 3, also 1st & 3d Section of Act 60, Geo. 3, extended to the Town of New Glasgow

wards, ascertaining their duty, and for punishing thefts and disorders at the time of Fire, shall be, and the same are hereby extended to the town of New Glasgow, to be there in operation, and to have full effect within the limits following, that is to say:—To be bounded on the south by a line running on the south line of the property of the Widow of Alexander Fraser, deceased, and extending eastwardly and westwardly to the east and west lines and boundaries hereinafter mentioned; to be bounded on the north by a line running on the north line of the property of John Rose, and extending eastwardly and westwardly as aforesaid; to be bounded on the east by a line running on the front line of Edward Graham's house and extending northwardly and southwardly to the north and south lines hereinafter mentioned, in a parallel course with the river, and to be bounded on the west by the road leading from the Albion Mines to Fraser's Point, so called, and the Justices in their Sessions for the County of Pictou, Justices of the Peace, Constables, and all other persons whatsoever, within the said limits, are hereby bound strictly to conform to the said Acts and clauses of Acts, and to carry the same into operation within the said limits in as full and ample a manner to all intents and purposes as if the said Town of New Glasgow had been originally named therein.

CAP. XXXI.

An Act relating to Passengers arriving in this Province.

Passed the 29th day of March, 1843.

On arrival of Ship Master to make a declaration before the Collector of Customs respecting passengers

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That from and after the passing of this Act, whensoever any Ship or Vessel shall arrive or come to any Port or Place within this Province, the Master or Commander of such Ship or Vessel, immediately after the arrival thereof, and before such Ship or Vessel shall be admitted to an entry, shall either make and subscribe a Declaration before the Collector or other principal officer or officers of Her Majesty's Customs for the Port or Place where such Ship or Vessel shall arrive as aforesaid, that no Passenger or Passengers embarked or sailed on Board of such Ship or Vessel, on her said voyage, to this Province, or otherwise, shall make out and deliver to the said Collector or other principal officer or officers, a Schedule or List, in Writing, to be signed by him, setting forth the name or names, trade, occupation, profession, or employment of all and every Passenger or Passengers who shall or may have respectively been embarked or have sailed on board of such Ship or Vessel, on her said voyage; and also the name or names, trade, occupation, profession or employment, of all and every Passenger or Passengers respectively, who shall or may arrive and be landed from such Ship or Vessel, in any Port or Place within this Province.

Five Shillings to be paid by Master for each passenger

II. *And be it enacted*, That before any such Ship or Vessel so arriving as aforesaid, having on board any Passenger or Passengers, at any Port or Place within this Province, or who shall or may be landed within this Province, shall be admitted to an entry, there shall be paid by the owner or owners, Master or Commander of such Ship or Vessel, to the Collector or other principal officer or officers of the Customs for the Port or Place in this Province where such Ship or Vessel shall arrive, the sum of five shillings, of the current money of this Province, for each and every Passenger who shall or may have embarked or taken passage in such Ship or Vessel, and been landed within this Province, unless such Passenger be a resident within the said Province, and be returning thereto.

Where vessel not cleared out for a port in this Province, additional sum to be paid

III. *Provided always, and be it enacted*, That if any Vessel so arriving as aforesaid, shall not have cleared out for a Port or Place within this Province, there shall be paid by the owner or owners, Master or Commander thereof, in addition to the said sum of five shillings, such further sum as he or they would have been required to pay for each and every Passenger at the Port or Place for which the said Vessel cleared out or was bound.

Ship not to be cleared until this money be paid

IV. *And be it enacted*, That it shall not be lawful for the Collector or other principal officer or officers of the Customs at any Port or Place within this Province, to grant any clearance to any such Ship or Vessel, so bringing any Passenger or Passengers into this Province

Province as aforesaid, until the said sum of five shillings for each and every Passenger shall be paid, as hereinbefore directed.

V. *And be it enacted*, That all monies which shall or may be collected and received by the Collector or other officers of the Customs within this Province, under the direction and provision of this Act, shall be from time to time, when and so soon as the same shall be collected and received by them, respectively, paid into the Treasury of this Province, to be applied as hereinafter directed.

The money to be paid into the Treasury

VI. *And be it enacted*, That it shall and may be lawful for the Governor, Lieutenant Governor, or Commander in Chief for the time being, by Warrant under his hand and seal, to draw from the Treasury, from time to time, all or any such monies, and to pay and apply the same in such manner, and to such uses and purposes, for the benefit of poor Emigrants arriving in this Province, as he shall deem most expedient: Provided always, that an account of the disposal and application of such monies shall be submitted to the House of Assembly at each Session of the General Assembly.

To be applied for the benefit of poor emigrants

Proviso

VII. *And be it enacted*, That if any Master or Commander of any Ship or Vessel with Passenger or Passengers on board, arriving at any Port or Place within this Province, shall neglect or refuse to make out and deliver to the Collector or other principal officer or officers of the Customs, such Schedule or List, in writing, as is hereinbefore required, or shall fraudulently make and subscribe any such declaration, or make out and deliver any such Schedule or List, which shall be false and untrue in any particular, then, and in either of such cases, such Master or Commander shall forfeit and pay the sum of Fifty pounds, to be sued for and recovered as hereinafter provided.

Penalty on Master for not making declaration, or making a false one

VIII. *And be it enacted*, That any Master, or other person in command or charge of any such Ship or Vessel which shall arrive at any port or place in this Province, who, not being compelled thereto by absolute necessity, to be adjudged of by the said officers of Her Majesty's Customs, shall land, or shall knowingly suffer to land, any Passenger or Passengers in any port or place within this Province, before making the entry and declaration hereinbefore required, or otherwise contrary to the provisions of this Act, shall forfeit and pay the sum of Ten pounds for every such Passenger so landed, to be recovered by bill, plaint or information, in any Court of Record in this Province.

Penalty for landing passengers without making declaration

IX. *Provided always, and be it enacted*, That nothing in this Act contained, shall extend or be construed to extend to any of Her Majesty's Ships of War, or Her Majesty's Packets, or to any Ship or Vessel actually engaged and employed as a Transport or Storeship for the transport or conveyance of Her Majesty's Troops or Military Stores, or otherwise in the employment or service of Her Majesty's Government.

Ships exempted from the provisions of this Act

X. *And provided also, and be it enacted and declared*, That, for the purpose and within the meaning of this Act, two children, each being under the age of fourteen years, shall in all cases be computed as one Passenger; and that children under the age of one year shall not be included in the computation of the number of Passengers.

Children

XI. *And be it enacted*, That if any Passenger or Passengers landed from any Ship or Vessel which shall not have been cleared out for a port or place in this Province, shall have required public aid, either from the Public Treasury, or the Poor Fund, or from any Overseers of the Poor of any Township or Settlement in this Province; and such public aid shall have been provided for the support and sustenance of such Passenger or Passengers, the Master or Commander of the said Ship or Vessel, as well as the said Ship or Vessel, shall be liable and responsible to the extent of the money or monies so advanced; and the said Ship or Vessel shall not be cleared out or suffered to depart from this Province, until such money or monies shall have been fully repaid.

Passengers requiring public aid, the amount to be reimbursed by the Master

XII. *And be it enacted*, That in case any Ship or Vessel having Passengers on board, shall at any time hereafter be wrecked on the Coasts of this Province, and such Passengers be liable to become chargeable on the said Province, and any part of the said Ship or Vessel, or her Furniture or Appurtenances, be saved; and the Owner or Owners, Master or Commander, shall not provide for the sustenance of the said Passengers, and their transport to their place of destination, it shall and may be lawful for the Collector of the Customs at the port nearest to the place where such Wreck shall take place, or such other person as the Governor, Lieutenant-Governor, or Commander in Chief for the time being,

Vessel wrecked

being, shall appoint for such purposes, to take charge of the said Wreck, and the Furniture and Appurtenances thereof, and sell the same, and out of the proceeds of such sale, after paying any amount that may be due for salvage, and the wages of the Seamen, to deduct such sum as shall be required to defray the necessary sustenance of the said Passengers, and their expenses to their place of destination, and to pay over the balance, if any, to the owner or owners, if present, and in their absence to the Master or Commander of such Vessel.

Penalties, how
to be recovered

XIII. *And be it enacted*, That all penalties imposed by this Act for offences against the same, may be sued for and recovered by the Collector or other Officer of Her Majesty's Customs, or by any person commissioned for that purpose, by the Governor, Lieutenant Governor, or Commander in Chief, before any two or more Justices of the Peace for the County in which the offence shall have been committed, or cause of complaint shall have arisen, or in which the offender or party complained against shall happen to be, and upon complaint being made before any one Justice of the Peace as aforesaid, he shall issue a summons requiring the party offending or complained against to appear on a day, and at an hour and place to be named in such summons, and every such summons shall be served on the party offending or complained against, or shall be left at his last house, place of residence, or business, or on board any ship to which he may belong, and either upon the appearance, or default to appear, by the party offending or complained against, it shall be lawful for any two or more Justices to proceed summarily upon the case, and either with or without any written information, and upon proof of the offence or of the Complainant's claim, either by confession of the party offending or complained against, or upon the Oath of one or more credible witness, (which Oath such Justices are hereby authorised to administer) it shall be lawful for such Justices to convict the offender, and upon such conviction to order the offender or party complained against, to pay such penalty as the Justices may declare to have been incurred and also to pay the costs attending the Information or complaint, and if forthwith upon any such order the monies thereby ordered to be paid, be not paid, the same may be levied, together with the costs of the distress and sale, by distress and sale of the Goods and Chattels of the party ordered to pay such monies, the surplus, if any, to be returned to him upon demand, and any such Justices may issue their warrant accordingly, and may also order such party to be detained and kept in safe custody until return can be conveniently made to such warrant of distress, unless such party give security to the satisfaction of such Justices for his appearance before them on the day appointed for such return, such day or days not being more than eight days from the time of taking such security, but if it shall appear to such Justices, by the admission of such party, or otherwise, that no sufficient distress can be had, whereon to levy the monies so adjudged to be paid, they may, if they think fit, refrain from issuing such warrant of distress, and in such case, or or if such warrant shall have been issued upon the return thereof, such insufficiency as aforesaid, shall be made to appear to the Justices, or any two or more of such Justices as aforesaid, then such Justices shall by warrant, cause the party ordered to pay such monies and costs as aforesaid, to be committed to Jail, there to remain without bail for any term not exceeding three months, unless such monies and costs, ordered to be paid, and such costs of distress and sale as aforesaid, be sooner paid and satisfied.

Party making
distress for
penalty

XIV. *And be it enacted*, That where any Distress shall be made for any penalty, monies, or costs, to be levied by virtue of this Act, the distress itself shall not be deemed unlawful, nor the party making the same be deemed a trespasser, on account of any defect or want of form, in the information, summons, conviction, warrant of distress, or other proceedings relating thereto, nor shall the party distraining be deemed a trespasser *ab initio*, on account of any irregularity which shall be afterwards committed, by the party so distraining, but the person aggrieved by such irregularity may recover full satisfaction for the special damage in an action upon the case.

Act 2. Wm. 4,
and Acts 6.
Wm. 4, and 2.
Vict. repealed

XV. *And be it enacted*, That the Act passed in the second year of the Reign of His late Majesty King William the Fourth, entitled, An Act relating to Passengers from Great Britain and Ireland, arriving in this Province, and the several Acts passed in the sixth year of the Reign of His said late Majesty's Reign, and in the second year of Her present Majesty's Reign, in amendment of said Act, and every clause, matter, and thing therein respectively contained shall be repealed and the same are hereby repealed.

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

CAP. XXXII.

Relative to the appropriation of the License Duties in the Town of Sydney.

(Passed the 29th day of March, 1843.)

WHEREAS, under the Laws now in force, the County Treasurer in and for the County of Cape Breton, is required to pay to the Commissioners of Streets in and for the Town of Sydney, in the said County, from and out of the County Treasury, quarterly, three fifth parts of the monies arising from the Duties on Licences from Taverns and Shops within the jurisdiction of such Commissioners, to be applied and expended by the said Commissioners on the Streets and Highways within their said jurisdiction: And whereas the Statute Labour and other services to be performed by the inhabitants residing within the aforesaid jurisdiction, will be sufficient for such purposes, and it is therefore expedient that no part of such License Duties should be paid over to such Commissioners as aforesaid: Preamble

I. *Be it enacted, by the Lieutenant-Governor, Council and Assembly*, That no part of the Monies arising from the Duties on Licenses for Taverns and Shops, within the jurisdiction aforesaid, shall be by the said County Treasurer paid over to the Commissioners of Streets in and for the said Town of Sydney, but the whole of such License Duties shall be applied and appropriated in the usual manner, and as if no such Commissioners of Streets had been appointed in and for the said Town of Sydney, anything in any Act or Acts of the General Assembly contained to the contrary notwithstanding. No part of License Duties to be paid over to Comrs. of Streets, but appropriated in usual manner

CAP. XXXIII.

(Passed the 29th day of March, 1843.)

An Act to regulate the Practice of the Courts of Probate within this Province.

WHEREAS, by an Act, passed in the fifth year of Her present Majesty's Reign, entitled, An Act relating to the Courts of Probate, and to the settlement and distribution of the Estates of deceased persons, it is enacted, that the Judges of the Supreme Court, and Master of the Rolls, or any three of them, shall make and frame such rules and orders for regulating the practice of the Courts of Probate throughout the Province, as shall appear necessary and proper for establishing a simple and uniform course of proceeding, which shall be laid before the Legislative Council and House of Assembly, at the then next Session of the General Assembly, within the first five days of the said Session; and if the said Council and House of Assembly, or either of them, should not, within six weeks from the day such rules and regulations were laid before them, signify their disapproval thereof, then the said rules and regulations, or such of them as should not be so disapproved of, should be and become binding on such Courts as the rules thereof. And whereas certain rules and orders, were in pursuance of the said Act made and framed, as therein directed, and laid before the Legislative Council and House of Assembly, at the present Session of the General Assembly, and the period appointed by said Act, for them to signify their disapproval of any of the said rules and orders having elapsed, without the same having been determined upon by the said Council and House of Assembly, and it is expedient that the rules and orders hereinafter specifically set forth at large only, shall be in force, that is to say: Preamble

1st.—Every Judge of Probate shall provide a Seal of Office, with the name of the County or District over which his jurisdiction extends, and the words "Court of Probate," engraved upon it, to be used as a Seal of the Court, in all cases where a Seal is requisite. Seal of the Court

Books to be inspected by Judge

Books to be kept by Registrar

Compulsory process

Will not to be removed

Applications, &c. to be made in writing

Letters *ad Colligendum* Plan to be ordered by Judge

Decrees to be filed, &c.

Letters *ad Colligendum*, &c. to be registered
Wills, &c. to be registered
Absentees

Value of Estate in reference to fees

Oaths to Executors, &c.

Certificate of Appraisement

Where parties are absent notice to be given in the Royal Gazette

Relative to Appeals

All other orders to be dissolved

2d.—That it shall be the duty of the Judge, at least twice in each year, to inspect the Books hereinafter ordered to be kept by the Registrar, and see that they are properly kept.

3d.—The Registrar shall keep the following Books: 1st—A Book for the Registration of Wills. 2d.—A Book for the Registration of Decrees, Orders of Sale of Real Estate. 3d.—A Book of Acts, or a Book containing a short abstract of the proceedings of the Court, properly indexed.

4th.—All compulsory process shall be directed to the Sheriff or his Deputy, or to the Coroner.

5th.—No Judge of Probate shall permit an Original Will to be removed from the Office, but for the purpose of being produced in evidence in the Court of Chancery, or the Supreme Court, and then only on security being taken for its safe keeping and return, but no Will to be permitted to be sent out of the Province.

6th.—All applications for the Probate of Wills, or Letters of Administration, or other Official Act, and all orders therein, to be made in writing.

7th.—No Letters *ad Colligendum* to be granted without due security being first taken.

8th.—In all cases of division of Real Estate, when there appears to be a necessity for a plan, the Judge shall order a Surveyor to prepare one, to be filed with the Registrar.

9th.—All Decrees to be regularly filed and Registered.

10th.—All Letters of Guardianship, and all Letters *ad Colligendum* to be registered.

11th.—All original Wills to be registered and all interlineations, alterations, or apparent erasures, not noticed in the attestation, to be noticed at the foot of the record, so as to be as nearly as possible an exact and literal transcript of the original.

12th.—In all cases of application for Letters of Administration or Probate, &c. when the sole, or some one of the parties entitled to Administration or Probate, be without the Province, the Judge shall reserve the right of such absent person, but proceed notwithstanding.

13th.—The value of an Estate in reference to the fees payable thereon to be ascertained in the first instance, by oath of the Administrator or Executor, to his belief of the value thereof, to be regulated, however, eventually by the actual state of the real amount.

14th.—Every oath administered to an Executor or Administrator, on entering into office, shall be either formally taken and subscribed in writing, or a memorandum thereof made in the Book of Acts by the Registrar.

15th.—every appraisement of effects of deceased persons, hereafter to be filed in the Office of the Registrar, shall contain a certificate thereon, signed by the Executor or Administrator, that such appraisement is filed by him, as part of his proceedings in reference to the Estate.

16th.—Whenever application shall be made to a Judge of Probate, for filing and recording a copy of a Will proved without the Province, the Testator having real or personal property within his jurisdiction, said Judge shall order the Registrar to give Public Notice in the Royal Gazette, Newspaper, at Halifax, of such application, and of the time and place at which such application will be heard.

17th.—In all cases of appeal, the party seeking such appeal shall deliver into the Registrar a written statement of the grounds on which such appeal is sought, and the appeal Bond shall be filed within ten days, or such appeal shall be no stay of proceedings.

I. *Be it enacted by the Lieutenant Governor, Council and Assembly,* That no other of the said rules and ordinances laid before the Legislative Council and House of Assembly, by the Judges of the Supreme Court, and by the Master of the Rolls as aforesaid, shall be of any force or effect whatever.

CAP. XXXIV.

An Act to continue and amend the Act to regulate the Survey of Timber and Lumber, and to repeal certain Acts now in force.

Passed the 29th day of March, 1843.

Be it enacted by the Lieutenant Governor, Council and Assembly, That the Act passed in the fifth year of the reign of His late Majesty, William the Fourth, entitled, An Act to regulate the Survey of Timber, and to repeal certain Acts now in force, and every matter, clause and thing therein contained, save and except the eighth and ninth clauses or sections thereof, which are hereby repealed; and also except so far as is altered and amended by this Act, shall be continued and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

Acts 5th Wm.
4th except 8th
and 9th claus-
es continued

II. *And be it enacted*, That all merchantable Boards, Plank, and Scantling, save and except such as may be what is commonly called Hardwood, shall be square edged with the saw; all clear Boards shall not be less than one inch thick, and merchantable Boards not less than seven-eighths of an inch thick, nor shall any Board be deemed merchantable unless it contain ten feet superficial measure, and which is not sawed of equal thickness throughout, or which is not free from rots, worm holes, wane and augur holes.

Measurement
of Boards

III. *And be it enacted*, That no person agreeing for or purchasing Boards shall be obliged or required to take or receive any greater quantity than ten per cent. of Plank, with or as part of such Boards, unless there shall have been a special agreement previously made to that effect.

Planks

CAP. XXXV.

An Act further to amend the Act for establishing the times and places for holding the Poll at Elections of Representatives.

Passed the 29th day of March, 1843.

WHEREAS the times and places established for holding Polls for Elections of Representatives to serve in General Assembly, by the Act passed in the third year of the reign of Her present Majesty, entitled, An Act for establishing the times and places of holding the Polls at Elections of Representatives, and by the Act in amendment thereof, have been found inconvenient, so far as respects the several Counties and Townships hereinafter mentioned.

Preamble

I. *Be it enacted by the Lieutenant-Governor, Council, and Assembly*, That instead of the times and places specified and appointed by the said Act for holding the Polls for the several Counties and Townships hereinafter enumerated, at Elections for Representatives at any future Election to be held in and for any such County or Township, the Poll shall be held and opened at the places and for the times hereinafter mentioned, that is to say:

Times and
places of hold-
ing the Poll

COUNTY OF PICTOU.

The Poll shall be opened at the Court House in the Town of Pictou, there to be held for six days; thence shall be adjourned to the Lock-up House, or some other central and convenient place at New Glasgow, and be there held for six days; and thence shall be adjourned to some central and convenient place at Merigomishe, in the township of Maxwelltown, to be there held for three days.

County of
Pictou

TOWNSHIP OF PICTOU.

The Poll shall be opened at the Court House in the Town of Pictou, and be there held for six days.

Township of
Pictou

COUNTY OF GUYSBOROUGH.

The Poll shall be opened at some fit and convenient place at the Gut of Canso, in said County, and be there held for one day, and be thence adjourned to some fit and convenient place.

County of
Guysborough

place at Crow Harbour, and be there continued for one day ; and be thence adjourned to some fit and convenient place at Country Harbour, and be there held for one day ; and be thence adjourned to some fit and convenient place at Saint Mary's, and be there held for two days ; and be thence adjourned to the Court House at Guysborough, and be there held for three days.

COUNTY OF YARMOUTH.

County of
Yarmouth

The Poll shall be opened at the Court House in Yarmouth, and be there held for five days ; and be thence adjourned to the Court House at Tusket Village, to be there held for three days ; and be thence adjourned to some fit and convenient place at the head of Pubnico, to be there held for two days.

TOWNSHIP OF YARMOUTH.

Township of
Yarmouth

The Poll shall be opened at the Court House in Yarmouth, and be there held for five days.

TOWNSHIP OF ARGYLE.

Township of
Argyle

The Poll shall be opened at the Court House at Tusket Village, to be there held for three days ; and be thence adjourned to some fit and convenient place at the head of Pubnico, to be there held for two days.

COUNTY OF SHELBURNE.

County of
Shelburne

The Poll shall be opened at the Court House in Shelburne, and be there held for three days ; and be thence adjourned to Lewis' Head, and be there held for two days ; and be thence adjourned to some fit and convenient place at Cape Sable Island, and be there held for two days ; and shall be thence adjourned to some fit and convenient place near the head of Barrington Harbour, and be there held for three days.

TOWNSHIP OF SHELBURNE.

Township of
Shelburne

The Poll shall be opened in the Court House in Shelburne, at the same time as the Poll for the County of Shelburne, and be there held for three days ; and be thence adjourned to Lewis' head in said Township, and be there held for three days.

TOWNSHIP OF BARRINGTON.

Township of
Barrington

The Poll shall be opened at some fit and convenient place at Cape Sable Island, and be there held at the same time with the Poll for the County of Shelburne, for two days ; and be thence adjourned to some fit and convenient place near the head of Barrington harbour, and be there held for three days.

COUNTY OF SYDNEY.

County of
Sydney

The Poll shall be opened at some fit and convenient place at or near to Malignant Cove, in the said County, and be there held for three days, and be thence adjourned to some fit and convenient place at Big Tracadie, in said County, and be there held for three days ; and be thence adjourned to the Court in House, in Antigonish, and be there held for three days.

COUNTY OF INVERNESS.

County of
Inverness

The Poll shall be opened at the Court House in Port Hood, and be there held for four days ; and be thence adjourned to some fit and convenient place near the Mouth of the River at Margaree, on the south side thereof, and be there held for four days ; and be thence adjourned to some fit and convenient place near the Church at Whycomagh, and be there held for four days.

COUNTY OF RICHMOND.

County of
Richmond

The Poll shall be opened at the Court House at Arichat, and be there held for four days, and be thence adjourned to some central and convenient place near Donald Murray's, at the Black River, and be there held for three days ; and be thence adjourned to some fit and convenient place on the Western side of the Grand River, near the bridge, and be there held for three days.

COUNTY OF QUEEN'S COUNTY.

Queen's
County

The Poll shall be opened at the Court House in Liverpool, and be there held for four days ; and be thence adjourned to some fit and convenient place in Port Medway, and be there held for three days.

there held for three days; and be thence adjourned to some central and convenient place at Brookfield, and be there held for three days; and be thence adjourned to some fit and convenient place at Port Mutton, and be there held for three days.

TOWNSHIP OF LIVERPOOL.

The Poll shall be opened at the Court House in Liverpool, and there be continued for the space of four days; and be thence adjourned to some fit and convenient place at Port Medway, and be there held for two days.

Township of Liverpool

COUNTY OF DIGBY.

The Poll shall be opened at the Court House in Digby, and be there continued for the space of four days; and be thence adjourned to some central and convenient place near the Church at Weymouth, there to be continued for the space of two days; and be thence adjourned to some central and convenient place near the Chapel at Montegan, and be there continued for the space of four days.

County of Digby

TOWNSHIP OF DIGBY.

The Poll shall be opened at the Court House at Digby, and be there continued for the space of four days; and be thence adjourned to some central and convenient place near the Church at Weymouth, and be there continued for two days.

Township of Digby

TOWNSHIP OF LUNENBURG.

The Poll for the Township of Lunenburg, shall be opened at Lunenburg, at the same time as the Poll for the said County, and be there continued open for the space of four days only, unless sooner closed by operation of the Law now in force.

Township of Lunenburg

II *And be it enacted*, That all such parts or portions of the said Act hereby amended, which relate to the times and places of holding Polls for Elections, for the several Counties and Townships within this Province, hereinbefore specified and enumerated, shall be, and the same are hereby repealed, but all other the provisions and enactments of the said Act, shall extend to any Election for such respective Counties and Townships, in the same manner as if the times and places hereby established for holding the Poll for any such Election had been, and were originally inserted in the said Act hereby amended.

Former Acts repealed

CAP. XXXVI.

An Act in further addition to and amendment of the several Acts now in force concerning Cemeteries or Burial Grounds in the Town of Halifax.

Passed the 29th day of March, 1843.

WHEREAS the Deed contemplated by the Act, passed in the second year of the Reign of Her present Majesty Queen Victoria, entitled, An Act additional to, and in further amendment of, the Act concerning Cemeteries or Burial Grounds in the Town of Halifax, to be made by the respective Officers of Her Majesty's Ordnance Department at Halifax, to convey to the Commissioners of Public Cemeteries in Halifax, a certain piece of Land bounded on the east by Fort Massey, extending westwardly across the Brook running from the Common to Fresh Water Bridge, has never been executed by such Officers although the conveyance of Land in lieu thereof hath been completed by the said Commissioners, and the respective Officers of Her Majesty's Ordnance Department have taken possession of the same, by virtue thereof, to the use of our Sovereign Lady the Queen, in accordance with the said Act; and it is proper for perfecting the exchange of Lands in the said Act mentioned, and the object of this Act, that the said piece of Land should be conveyed to and vested in, the City of Halifax.

Preamble

2 Vol. 9. 25

Wendell Hill

I. *Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly*, That it shall and may be lawful for the respective Officers of Her Majesty's Ordnance Department at Halifax, for the time being, by any Deed to be made and executed by such Officers therein particularly to describe, convey and assure, to the Corporation of Halifax, by the

Respective Officers of Ordnance to convey a certain piece of land near Fort name

Massey to the
City of Hal-
ifax

name of the City of Halifax, the said piece of land near Fort Massey, in fee simple, in consideration of the land so conveyed by the said Commissioners to Her Majesty as aforesaid; and the same land, near Fort Massey, shall immediately vest in, and be possessed by, the said Corporation, and thereafter be under and subject to the regulation, direction, management, and control of the City Council, to and for the purposes hereinafter mentioned respecting the same.

And whereas the Committee of Cemeteries appointed under the Act to Incorporate the Town of Halifax, have, upon careful examination, ascertained that the said piece of land, near Fort Massey, is not adequate or the most eligible for a general Cemetery for the said City.

And whereas the respective officers of Her Majesty's Ordnance Department are willing to accept an absolute Conveyance of that part of the said land which includes the present Military Burial Ground, with an addition equal to the contents of a road to be taken off the north side thereof, of thirty feet wide, and to erect and sustain the fences around the same, in lieu of a portion of the public Cemetery which by the Acts in force relating to Cemeteries, was directed to be appropriated for the purpose of a burial place for the military.

And whereas the Congregation of Saint Mary's have applied for a part of the said land, as a Cemetery for the exclusive use of the Roman Catholic portion of the citizens of Halifax, and have also agreed to erect and sustain the fences around the same, in lieu of the portion to which they would be entitled in the General Cemetery:

City of Hal-
ifax on the
Execution of
deed from the
officers of
Ordnance to
convey part of
the land at
Fort Massey
to them for a
Military bur-
ial ground

II. *Be it therefore enacted*, That when and so soon as such Deed or Conveyance of the said land near Fort Massey, shall have been executed by the respective Officers of Her Majesty's Ordnance Department at Halifax, to the City of Halifax, as aforesaid, it shall and may be lawful for the said City of Halifax, by Deed, signed by the Mayor, under the Seal of the said City, to convey and assure to the principal Officers of Her Majesty's Ordnance Department, in fee simple, the said Military Burial Ground, part of the said land, except such road, and with such addition as aforesaid, for the purpose of a place of Interment or burial for the Military; and which Deed shall effectually in Law convey and assure to the said principal Officers for such use, for ever, the land hereby directed to be conveyed thereby, when and so soon as such Deed shall be accepted and received by the respective Officers of the said Department at Halifax, or some or one of them for such purpose.

Proviso

III. *Provided always, and be it enacted*, That such conveyance, when accepted and perfected, shall be, and be taken and held to be, a full performance of all the directions contained in the said Acts relating to Cemeteries, and each of them, for the laying off of a portion of the Public Cemetery for the purpose of a place of Burial for the Military, or as and for a just and satisfactory equivalent for such right.

Further provi-
so

And provided also, That the City of Halifax, or any Commissioners of Cemeteries heretofore in office, or the present, or any future Committee of Cemeteries, or other persons who may have the charge or care of the Public Cemeteries of the said City, shall not be bound or liable to erect or sustain the fences around the land so to be conveyed for a Military Burial Ground, or to contribute to the expense or charge thereof.

City of Halifax
to convey to
Trustees for
the Roman
Catholics a
piece of land
at Fort Massey

IV. *And be it enacted*, That when and so soon as such Deed or Conveyance of the said land shall have been executed by the respective Officers of Her Majesty's Ordnance Department at Halifax, to the City of Halifax as aforesaid, it shall and may be lawful for the said City of Halifax, by Deed, signed by the Mayor, under the Seal of the said City, to convey and assure to Trustees on behalf of the Roman Catholic population of the said City, for the exclusive purpose of a Cemetery, so much as shall be adequate and satisfactory of the said land lying between the said Military Burial Ground and a certain Brook to the westward running through the said land, not exceeding four and a half acres, so as not at any part to extend westward so far as to reach within thirty feet of the said Brook.

Proviso

Provided always, That the said portion of the land aforesaid so to be assigned to Trustees as aforesaid, shall not be used for any other purpose than as a Cemetery or Burying Ground as aforesaid, and shall be fenced in, ornamented with Trees, and otherwise beautified by Saint Mary's Congregation or the Roman Catholic citizens as aforesaid, at their own expense and charge.

And

And provided also, That the said Cemetery shall at all times be open and subject to a general supervision of the Committee of Cemeteries for the said City, and to such rules and regulations as they or the City Council may from time to time make and ordain, to apply generally to all the Cemeteries of the said City: *Provided also,* that a certain Drain, Water Course or Sewer, passing through the said piece of ground, and necessary for draining the land and building grounds lying to the northward thereof, or otherwise contiguous thereto, shall at all times be kept free, open and unobstructed, by the said Trustees and their Successors, at their expense or the expense of the Roman Catholic Congregations of the said City.

V. *And provided always, and be it enacted,* That such Conveyance when accepted and perfected, shall be, and be taken and held to be, a full performance of all the directions contained in the said Acts relating to Cemeteries, and each of them, for the laying off of a portion of the Public Cemetery for the purpose of a place of Burial for the Roman Catholic Congregation of the said City, or as and for a just and satisfactory equivalent for such right: *And provided also,* that the City of Halifax, or any Commissioners of Cemeteries heretofore in office, or the present or any future Committee of Cemeteries, or other persons who may have the charge or care of the Public Cemeteries of the said City, shall not be bound or liable to erect or sustain the fences around the land so to be conveyed for a Roman Catholic Burial Ground, or to contribute to the expense or charge thereof.

VI. *And be it enacted,* That the remainder of the said piece of land near Fort Massey, together with the Brook thereon, so to be conveyed by the said Officers of the Ordnance Department to the City of Halifax as aforesaid, shall remain in the said City of Halifax, under the direction, management, and control of the City Council, to and for the use and benefit of the said City, as part of the Real Estate thereof.

And whereas, that part of the Common of Halifax, hereinafter next described, has, after due examination, been selected for the purposes of a general Cemetery or Burial Ground for the use of the Parishes, Congregations, and Citizens of Halifax aforesaid, that is to say—All that piece of Land, bounded as follows, that is to say—beginning at the north-west corner of a piece of land formerly taken from the Common, and laid out into lots known by the name of the Spring Garden Lots, and bounded on the west side by a line running from thence northerly along the east side of a highway, which, at the said place of beginning, lies between the said Common and land of the late Chief Justice Blowers, to a point immediately opposite the north-east corner of the land of the said late Chief Justice Blowers, where the said highway is intersected by a highway leading thence to the North-west Arm, and bounded on the north side by a line running easterly from the last mentioned point, on a course parallel with the rear line of the said Spring Garden lots, until it shall meet or intersect the east side line hereinafter mentioned, of the land hereby now being described, and bounded on the south side by the rear line of the said Spring Garden lots, running from the first mentioned place of beginning to the eastward across one of the Spring Garden roads, and thence along the said rear line to another of the said Spring Garden roads, or the north-east corner of the Spring Garden lot, formerly held by one James Smith, now occupied by one Robert Smith, and bounded on the east side by a line or a course in continuation of the east side line of the last mentioned Spring Garden lot, and paralled with the west side line hereinbefore mentioned, of the land now under description, until it shall meet or intersect the north side line hereinbefore described.

VII. *And be it enacted,* That immediately after the passing of this Act, it shall and may be lawful for the Committee of Cemeteries to take possession of the said last described piece of land; and the same shall thenceforth vest in the City of Halifax, and be and remain in the custody and under the management and control of the City Council, or the Committee of Cemeteries, for the said City, for the time being, in the same manner, for the same purposes, and to the same intent, as if such piece of land had been originally described and inserted in the Act, passed in the Third year of the Reign of His late Majesty King William the Fourth, entitled, An Act concerning Cemeteries or Burial Grounds for the Town of Halifax, instead of the piece of land therein described and appropriated for a Public Cemetery; and that the said Act, and all Acts in amendment thereof, or such parts of the same as remain in force, shall continue to be in force, and fully apply to the land

Proviso

The lot conveyed to the Roman Catholics to be an equivalent for any land conveyed to them by former Act

City of Halifax do not to fence the Roman Catholic Burial Ground

Remainder of the land at Fort Massey to be held by the City

Bounds of the General Cemetery

The General Cemetery to vest in the City and to be under the control of the City Council

Proviso

land now selected and herein appropriated as aforesaid, except as the same shall or may be altered or affected by this Act: *Provided*, that no part of the land herein last described and hereby intended to be set off, appropriated, and used as and for a Public Cemetery, shall be subject or liable to be appropriated, set apart, or used as, or for a Military Burial Ground, or as or for a Roman Catholic Burial Ground, or place of Interment, the said respective Officers of Her Majesty's Ordnance, and the Roman Catholic portion of the citizens of Halifax, having respectively chosen, to have and use the separate allotments for Cemeteries hereinbefore provided, in preference to receiving any appropriation or distinct portion of the said Public Cemetery, for the use of the Military or the Roman Catholics respectively.

A road to be laid off adjoining the east side of the Cemetery

VIII. *And be it enacted*, That there shall be taken from the said Common, and laid off, a public road or highway, adjoining and along the east side of the said Public Cemetery, or last described piece of land, being of the same width, and in continuation of the Spring Garden road which runs between the said lot formerly occupied by James Smith, and now occupied by one Robert Smith, and the Spring Garden lot, formerly owned by Thomas Wallace, and now used as a vegetable garden, and also as public road or highway adjoining and along the north side of the said Public Cemetery, or last described piece of land, of the same width, and which said roads or highways shall be forever hereafter kept free, open and common, for the use of all Her Majesty's subjects, and subject to all such management, supervision and care, as other highways in or through the said City or the suburbs thereof.

Preamble

And whereas, it is believed that a part of the said highway to be laid out on the north side of the said Public Cemetery will encroach upon that part of the said Common which was heretofore conveyed to the use of Her Majesty, in exchange for the said land near Fort Massey; and the respective Officers of Her Majesty's Ordnance, at Halifax, have agreed that so much thereof as may be required for such highway, may be taken for the purpose of such highway, in consideration that an equal quantity of land shall be taken from the Common and added to the said land of Her Majesty, on the north side thereof.

An equivalent to be given the Ordnance for a piece of Land to be taken from them for the road

IX. *Be it therefore enacted*, That it shall and may be lawful for the respective Officers of Her Majesty's Ordnance at Halifax, for the time being, or some or one of them, by any Deed or Deeds, under their or his hands and seals, to convey and assure to the City of Halifax, for the purpose of such highway, so much of the said land of Her Majesty off the south side thereof as may be necessary for such highway, and for the said City of Halifax, by Deed, under the hand of the Mayor and seal of the said City, to convey and assure to Her Majesty, or to Her Majesty's principal Officers of Ordnance in Great Britain, so much of the Common of Halifax lying to the north of the said land of Her Majesty as shall in size and quantity be similar and equal to such part thereof as shall so be conveyed in exchange as aforesaid; and the said Deed shall respectively be and enure in Law as, and for a full and absolute Conveyance, in fee simple, for the respective purposes aforesaid.

CAP. XXXVII.

An Act for setting off a part of the Township of Egerton as a separate District for the support of the Poor.

Passed the 29th day of March, 1843.

Preamble

WHEREAS the Inhabitants of the Township of Egerton are desirous that the Albion Mines, and all that part of the Township included within the limits hereinafter mentioned, should be set off as a separate District for the support of the Poor, and the same would be attended with many conveniences and advantages to the said Inhabitants generally:

Township of Egerton to be set off as a separate District

I. *Be it enacted by the Lieutenant-Governor, Council and Assembly*, That all that part of the Township of Egerton lying within the limits following, that is to say—to be bounded on the north by the upper or south line of William Frazer's (Og's) land, on the west by the division

division line between the East and Middle Rivers, on the south by the north line of the lands of the late Roderick M'Kay, and on the east by the courses of the East River, shall be, and the same is hereby set off and established as a separate District for the support of the Poor within the same, from and after the time hereinafter mentioned, by the name of the Albion Mines Poor District.

II. *And be it enacted*, That at the next General Sessions of the Peace, in and for the County of Pictou, it shall and may be lawful for the Justices attending thereat, to ascertain the number of Paupers then chargeable on the Township of Egerton; and also to ascertain the amount of rates for the support of said Paupers, and by any order or orders to be made at such General Sessions aforesaid, to direct and order that the said Albion Mines Poor District hereby set off as a separate District, shall bear such proportion of the whole charges and expenses of all the Paupers then chargeable on the said Township of Egerton, as to the said Justices may appear equitable and just; and that from and after the said order or orders shall have been so made as aforesaid, the expenses of the Paupers, who shall become chargeable to the said Township, shall be defrayed by the District in which such Paupers shall have gained a residence, and therefore it shall and may be lawful for the Inhabitants residing within the limits of the said new District, hereby established, to hold a public meeting in some central and convenient place, on the first Monday of November, and to then appoint one Assessor of Poor Rates for the said District, and one Freeholder, who shall possess at least as much Property, real and personal, as he is appointed to collect, who shall act as Collector of Poor Rates, and who shall pay the monies by him collected to the Overseers of the Poor for the said District; and that at such public meeting the said Inhabitants shall vote such sum of money as may be required for the support of the Poor of said District.

Justices in Sessions to ascertain number of Paupers. Rates for their support, and proportion to be borne by Albion Mines District

Paupers chargeable where residence gained

Assessor and Collector of Poor Rates

Sum to be voted

III. *And be it enacted*, That at the usual time for the appointing of Town Officers in said County, it shall and may be lawful for the Grand Jury to nominate four persons, two of whom shall be appointed by the Sessions, to act as Overseers of the Poor, and two persons, one of whom shall be appointed to act as District Clerk in and for the said new District hereby established; and such new District shall in all other respects be governed by the General Laws now in force within this Province for the settlement of the Poor.

Overseers of Poor for Albion District

District Clerk

IV. *And be it enacted*, That the remainder of the said Township of Egerton shall be and continue in all respects subject to the Laws now in force respecting the collection of Poor Rates within the Township of Egerton, in the same manner as if the aforesaid new District had not been established.

Remainder of Township to continue subject to former Laws

V. *And be it enacted*, That all Rates, Assessments, Suits or Actions, now commenced, pending, made or done, shall and may be prosecuted, levied and collected, in the same way and manner as though this Act had not been passed.

Rates &c. now made to be collected as usual

VI. *And be it enacted*, That this Act shall continue and be in force for one year, and from thence to the end of the next Session of the General Assembly.

Continuing clause

CAP. XXXVIII.

An Act to encourage the running of a Steam Boat, between Halifax and the Western Sea Ports of this Province.

Passed the 29th day of March, 1843.

WHEREAS in the Session of the General Assembly, in the year of our Lord, one thousand eight hundred and forty-one, there was granted a sum of five hundred pounds in each and every year, for three years, to such person or persons as should establish and run a suitable Steam Boat between Halifax and the Western Sea Ports, the same to be paid on its being certified to the satisfaction of His Excellency the Lieutenant Governor, that a Boat had plied between Halifax and Yarmouth, nine months in each year, touching at intermediate ports; and whereas James Whitney, during the last year, did run a Steam Boat, between Saint John, in the Province of New Brunswick, Yarmouth, Liverpool, Lunenburg,

Preamble

nenburg, and Halifax, to the expenses of which the Inhabitants of Yarmouth, Liverpool, Lunenburg, and Halifax had largely contributed; and whereas, the said Boat was run but seven months only, which was found as long a period of the year as circumstances would permit such Boat to be run, and the running of such Boat has been found beneficial, and the said James Whitney should receive the said grant for the last year.

£500 to be paid to James Whitney

I. *Be it therefore enacted by the Lieutenant Governor, Council and Assembly,* That the sum of five hundred pounds, being the amount of said Grant, for the last year, shall be paid to the said James Whitney, and that it shall and may be lawful for the Governor, Lieutenant Governor or Commander in Chief for the time being, to draw a Warrant for the said sum, on the Treasury of the Province, in favor of the said James Whitney.

£500 bounty per annum for Steamers

II. *And be it enacted,* That for this present year, and the next ensuing year, the sum of five hundred pounds, in each year, shall be granted and paid to such person or persons as shall, in each year, first establish and run weekly, a suitable Steam Boat between Yarmouth and Halifax, touching at the intermediate ports of Liverpool and Lunenburg, to be drawn by Warrant from the Treasury, when it shall be certified to the satisfaction of the Governor, Lieutenant-Governor or Commander in Chief for the time being, that such Boat has plied between the said Ports, as hereinbefore mentioned, for seven months in each year.

CAP. XXXIX.

An Act to extend to the Town of Arichat, the Provisions of the Act relating to Commissioners of Highways, in Halifax and certain other places.

Passed the 29th day of March, 1843.

The provisions of Act 7. Geo. 4, relative to Commissioners of Highways in Halifax and other places, extended to Arichat

BE it enacted by the Lieutenant Governor, Council, and Assembly, That from and after the passing of this Act, the Act passed in the seventh year of the Reign of His late Majesty, King George the Fourth, entitled, An Act relating to Commissioners of Highways, in Halifax, and certain other places, and every matter, clause, and thing therein contained, shall be extended, and the same are hereby extended, to the Town of Arichat, in the County of Richmond.

Governor to appoint Commissioners of Streets

II. *And be it enacted,* That it shall and may be lawful, for the Governor, Lieutenant Governor, or Commander in Chief for the time being, by and with the advice of Her Majesty's Executive Council, to appoint and Commission, during pleasure, three fit and proper persons, inhabitants of the said Town, to be Commissioners for repairing, keeping in repair, and paving the Streets and Highways in the said Town of Arichat, and upon the death, removal, or refusal to act, of any one or more of the said Commissioners, it shall and may be lawful for the said Governor, Lieutenant Governor or Commander in Chief by and with the advice of the Executive Council, to appoint and Commission some fit and proper person, being an inhabitant of the said Town, to supply every such vacancy, and such appointments to renew whenever necessary, so that the said Commissioners may always continue to be three in number.

Limits of jurisdiction

III. *And be it enacted,* That the jurisdiction, power, and authority, of the Commissioners so to be appointed, shall be confined within the limits following, that is to say:—To be bounded on the west by Babin's Hill, so called, at the West end of said Town; on the South by the Harbor; on the East by the Head or extreme end of the creek at the east end of the Harbor, and on the North by a line running parallel with, and in the rear of the Main Upper Street, so called, and distant a quarter of a mile therefrom.

Power of Surveyors of Highways to cease

IV. *And be it enacted,* That from and after the first day of May next, the powers and authorities of the Surveyors of Highways, within the foregoing limits, shall utterly cease and determine.

CAP. XL.

An Act to enable the Trustees of the Sydney Academy, in the County of Cape Breton, to raise Money for the completion of the same.

Passed the 29th day of March, 1843.

WHEREAS, by an Act made and passed in the sixth year of the Reign of His late Majesty, King William the Fourth, it is provided, that the Trustees of the said Academy shall have full power and authority to sell and dispose of all or any of the Lands belonging to the said Academy, or any part or portion thereof, as may be deemed beneficial for such Academy. And whereas, it is deemed necessary to confer upon the said Trustees, for the time being, the power of Mortgaging the same, for any sum of Money not exceeding the sum of three hundred pounds, in order to enable them to raise money to complete the said Academy.

Preamble

I. *Be it therefore enacted by the Lieutenant Governor, Council and Assembly,* That the said Trustees for the time being shall have full power and authority to mortgage the said Academy, and any Lands belonging thereto, or any part thereof, for any sum of Money not exceeding the sum of three hundred pounds, and for such period of time as they shall deem expedient; which said Mortgage shall be executed by the said Trustees, and when so executed and delivered by them to the Mortgagee, or Mortgagees, shall be sufficient to vest in the said Mortgagee or Mortgagees, his, her, or their Heirs and Assigns, a good and sufficient Estate, in fee simple, in the said Mortgaged premises, subject to the equity of redemption therein contained; and upon receipt of the Mortgage Money, the said Trustees shall expend the same towards finishing and completing the said Academy, in such manner as they shall deem advisable.

Trustees authorized to borrow £300 on mortgage of Academy —

To apply money in finishing Academy

CAP. XLI.

An Act to continue and amend the Acts for the support and regulation of Light Houses.

Passed the 29th day of March, 1843.

BE it enacted by the Lieutenant Governor, Council and Assembly, That the Act passed in the fourth year of the Reign of His late Majesty King William the Fourth, entitled, An Act for the support and regulation of Light Houses, and every matter, clause, and thing therein contained, except so far as the same is or may be altered or amended by the Act hereinafter mentioned, or by this Act, and also the Act passed in the first year of the Reign of Her present Majesty, Queen Victoria, to amend the said Act, and every matter, clause, and thing therein contained, except as altered or amended by this Act, shall be continued, and the said Acts, except as aforesaid, are hereby respectively continued for one year, and from thence to the end of the then next Session of the General Assembly.

Act 4, Wm. 4, and 1, Vic. continued and amended

And whereas the passages to the Gulf of Saint Lawrence, are rendered safe by the erection of Light Houses at the North and South entrances of the Strait of Canso, and on the Island of St. Paul, and it is just that all vessels deriving benefit from said Light should contribute to their support.

Preamble

I. *Be it enacted,* That hereafter every ship or vessel passing through the Strait or Gut of Canso, from any Port of Place out of this Province, save and except such ships and vessels as are exempted, or upon which specific duties are imposed by the said Act passed in the fourth year of the Reign of his said late Majesty King William the Fourth, shall pay a duty of fourpence per ton, for each and every ton of the registered burthen of such ship or vessel, which duty shall be paid by every ship or vessel liable to pay the same, after entrance, and before departure from said Strait of Canso.

Ships passing through Canso to pay 4d per ton there

II. *And be it enacted,* That all the Laws now in force touching the collection of Light Duties, and imposing penalties for non payment, or resisting Collectors thereof, shall apply to the

Laws applied to collection of duties at Canso

the collection of said duties in the Strait of Canso, to the same extent, and in the same way, as if said Strait had been named in said Acts and the Clauses thereof.

CAP. XLII.

An Act for establishing separate Boards of School Commissioners in the Counties of Digby, Yarmouth and Colchester, respectively.

Passed the 29th day of March, 1843.

Governor to appoint two or more Boards of School Commissioners for Digby, and to apportion School money

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That in the County of Digby, it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice of the Executive Council, if it shall be deemed necessary, to appoint and commission two or more Boards of Commissioners, with distinct and separate Districts assigned to each Board in said County, and to allot and apportion the money distributable or applied for said County, by the Acts whereof this Act is an amendment, to and among the said Boards, as shall or may be deemed just and proper.

Governor to appoint two Boards of Comms. for Yarmouth, one for Yarmouth and another for Argyle

II. *And be it enacted*, That in the County of Yarmouth, it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice of the Executive Council, to appoint and commission two Boards of Commissioners, that is to say : one Board of Commissioners in and for the Township of Yarmouth, and one other Board in and for the Township of Argyle, respectively, in said County ; and that out of the sum of Two hundred and eighty-two pounds eleven shillings and five pence, now by Law distributable or applied for and in aid of Schools in the said County of Yarmouth, the sum of One hundred and sixty-seven pounds eleven shillings and five pence, shall be allotted and apportioned to the Board of Commissioners, so to be appointed for the Township of Yarmouth, and the balance of One hundred and fifteen pounds shall be allotted and apportioned to the said Board of Commissioners so to be appointed for the Township of Argyle ; and the said Township of Yarmouth shall be entitled, under and subject to the provisions of the Acts for the encouragement of Schools, to the allowance for two combined Common and Grammar Schools, and no more ; and the Township of Argyle, shall, in like manner, be entitled to such allowance for one combined Common and Grammar School, and no more.

£167 11s 5d Schools in Yarmouth Township £115 to Schools in Argyle

Governor to appoint two Boards of Comms. for Colchester

III. *And be it enacted*, That in the County of Colchester, it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice of the Executive Council, to appoint and commission two Boards of Commissioners, that is to say : one Board of Commissioners in and for the Township of Sterling, in the said County of Colchester, and one other Board in and for the other parts of the said County, including the whole thereof, except the said Township of Sterling ; and that out of the sum of Three hundred and eighty-six pounds seventeen shillings and nine pence, now by Law distributable and applied for and in aid of Schools in the said County of Colchester, the sum of Eighty-six pounds seventeen shillings and nine pence shall be allotted and apportioned to the Board of Commissioners, so to be appointed in and for the said Township of Sterling ; and the balance of Three hundred pounds shall be allotted and apportioned to the Board of Commissioners so to be appointed for the other parts of the said County of Colchester ; and the said Township of Sterling shall be entitled under and subject to the provisions of the said Acts for the encouragement of Schools, to the allowance for one Combined Common and Grammar School and no more, and the other parts of the said County of Colchester, not included in the said Township of Sterling, shall in like manner be entitled to such allowance, for two Combined Common and Grammar Schools and no more.

One for Sterling, the other for the rest of the County

£86 19s 9d to Schools in Sterling £300 to other Schools

Commencement of Act

IV. *And be it enacted*, That this Act shall not come into operation until the first day of July next, after the passing hereof.

CAP. XLIII.

An Act to vest certain Lands belonging to the Congregation of the Presbyterian Church in Cornwallis, in Trustees, and to enable them to dispose of the same, and to purchase others in their stead.

Passed the 29th day of March, 1843.

WHEREAS the Glebe or Lands now in the possession of the Presbyterian Congregation in Cornwallis, in King's County, were purchased by the original Proprietors of the House of Divine Worship at Cornwallis as aforesaid, in which the Reverend George Struthers at present officiates, from Samuel Willoughby, Esquire, of Cornwallis, since deceased, and were by him conveyed, by Deed bearing date the fifteenth day of January, one thousand seven hundred and eighty-seven, to John Whidden, Elkana Morton, and John Beckwith, the younger, and their Heirs, in trust, for the first Dissenting Congregation, as then called, assembling in said House of Worship, for the use of their Pastor for the time being; and the said original Trustees having since died, and their Heirs being numerous, and many of them having left the County, and some of them the Province, and the said Presbyterian Congregation having erected a Parsonage House, and other buildings thereon, are desirous of securing and converting the said lands and premises to the purpose for which they were purchased.

Preamble

I. *Be it enacted by the Lieutenant Governor, Council and Assembly,* That from time to time, and at any time after the passing of this Act, it shall and may be lawful for the said Presbyterian Church or Congregation, in Cornwallis, assembling in the said House of Worship, in which the said Reverend George Struthers now officiates, at any Public Meeting of said Congregation, whereof due notice shall have been given to such Congregation, in the aforesaid House of Worship, during the time that the said House shall be open for Divine Service, on the two Sundays previous to such Meeting, to nominate and appoint, by vote of the majority of the said Congregation present at such Meeting, three fit and proper persons as Trustees, to take charge of the Glebe or Parsonage lands and buildings thereon, for the purposes originally intended; and also all monies, goods, chattles, and effects whatsoever, now belonging, or that may hereafter belong, to the said Presbyterian Church or Congregation.

Congregation appoint Trustees to take charge of Glebe, &c.

II. *And be it enacted,* That it shall and may be lawful for the said Congregation, upon due notice being given as aforesaid, whenever they may think it necessary, at any Public Meeting so called as aforesaid, to fill up any vacancy that may have been made in said trust, by death, resignation, or otherwise, or may, if they think proper, remove any one or more of said Trustees from the office of said trust, and appoint others in their place, and the same power and authority of the former Trustees shall vest in the succeeding Trustee or Trustees, without any assignment or conveyance for all purposes whatsoever mentioned in this Act; and that at every Public Meeting for the purposes of this Act, some fit person shall be chosen Moderator or Chairman, and some other fit person as Clerk, and that all the proceedings thereat shall be duly entered in the Books of the Church or Congregation, for that purpose to be provided, and the entries respectively shall be signed by the person presiding, and by the Clerk of the Meeting, and proof of such entry, so signed, shall be deemed sufficient evidence of such proceedings, and of the regularity of such Meetings respectively.

To fill up vacancies in the trust.

III. *And be it enacted,* That such Trustees shall, and they are hereby respectively authorized, in their name of office, to bring or defend, or cause to be brought or defended, any action, suit, or prosecution, at law, or in equity, touching or concerning the said Real Estate, of the said Presbyterian Congregation, and such Trustees shall and may in such action, suit, or prosecution, sue and be sued, implead and be impleaded, as Trustees under their designation of office, and no such suit, action, or prosecution, shall be discontinued or abated by the death of such Trustees, or any of them, or by their respective removal from office, but the same shall and may be proceeded in, or defended by the succeeding Trustees respectively, any law usage or custom to the contrary notwithstanding; and the Trustees for the time being, shall pay or receive the like monies, costs, and expenses, as if

Trustees authorized to sue and be sued, &c. &c.

the action or suit had been prosecuted in the names of those who shall be Trustees at the time of the award and adjudication thereof, and such receipts shall be held for the said Presbyterian Congregation, and such payments shall be reimbursed to them, from the funds thereof.

All lands which were held by J. Whidden and others for the use of the Congregation to vest in the Trustees Trustees to convey lands as directed by a majority of the Congregation

IV. *And be it enacted*, That all Lands, Tenements, and Real Estate, which were held in trust for the use of the said Congregation by John Whidden, Elkana Morton, and John Beckwith, the younger, and their heirs, shall after the passing of this Act absolutely vest in and become the Estate and Property of the said Church or Congregation, as originally intended, as fully and effectually as if all the original Trustees or their heirs, had legally conveyed the same by Deed to the said Congregation.

V. *And be it enacted*, That by the vote and direction of the majority of the said Presbyterian Church or Congregation, present at any lawful meeting of said Congregation, of which due notice shall have been given as aforesaid, the Trustees for the time being shall, and they are hereby required and empowered to grant, sell, lease, or convey, to such person or persons, and for such price, sums, rents, or terms as by the majority of the said Meeting shall be agreed on, any Lands or Real Estate belonging to said Presbyterian Church or Congregation, which a majority of said Congregation, at such meeting shall think proper to sell, lease, or dispose of, and every such deed, lease, or conveyance thereof, executed by the Trustees for the time being, in their names of Office, and signed by the Chairman or Moderator of the Meeting, which shall order the sale or other disposition, shall be sufficient and valid in Law to convey to the grantee, lessee, or purchasers respectively, either in perpetuity, or for a term of years, or otherwise, as the case may be, all such Estate, title, and interest therein, as the said Congregation, or the Trustees thereof, had held or were entitled to, in, to, or out of, such Real Estate, with the appurtenances so granted, demised, or disposed of, or as the said Congregation designed by such deed, lease, or conveyance, to vest in the grantee, lessee, or purchasers, named therein; provided nevertheless that no Real Estate belonging to said Church or Congregation shall be disposed of, unless lands more conveniently situated, and of equal value are obtained and purchased in lieu thereof, in the name of the Trustees and their successors in office, for the use of the said Church or Congregation, or Pastor thereof for the time being, and the same be approved of by a majority of the said Congregation, at a meeting lawfully called as aforesaid.

Proviso

CAP. XLIV.

An Act to authorize the Congregation of the Baptist Meeting House at Bridgetown to raise Money from the Pews of the said Meeting House, for the repairing, ornamenting, altering or enlarging the same, and for ratifying the appointment and defining the duties of the Trustees of the said Meeting House.

Passed the 29th day of March, 1843.

Preamble

WHEREAS Elias Weare, and Ruth his wife, by a certain Deed Poll, or Instrument in writing under their hands and seals bearing date the twenty third day of March in the year of our Lord one thousand seven hundred and ninety two, for and in consideration of the love and good will he the said Elias Weare had and did bear towards the promoting the preaching of the Gospel and the interest of Religion, did thereby give, grant, release and confirm unto the Church and Congregation over which the Reverend Thomas Handley Chipman was then Pastor and Teacher, and their successors for ever, a certain small piece of land for said Church and Congregation to build thereon a House for Public Worship, situate in Granville part of lot number one hundred and thirty two, bounded as follows: beginning at a stake and standing at the north easterly corner of the main road or highway that leads up and down the river where it comes to the said lot number one hundred and thirty two, and makes a short turn southerly, and at the easterly side of the mouth of a two rod highway, where it meets with or enters into the aforesaid main road or highway; from thence north eighty degrees east five rods to a stake; from thence north ten degrees

degrees west eight rods to a stake; from thence south eighty degrees west five rods to said two rod highway; from thence south ten degrees east, bounding on said two rod highway to the first mentioned bound, containing one quarter of an Acre—*To Have and to Hold* said piece of land for the purpose aforesaid, with all the profits, privileges and appurtenances thereunto belonging, or in any wise appertaining unto the said Church and Congregation and their Successors, to their benefit and behoof forever.

And Whereas the said Thomas Handley Chipman was of the Denomination of Christians commonly called Baptists, and the said herein before described lot of land having been used and occupied as a site for a Meeting House from the date of the said Deed by the said Church and Congregation under the said Deed from the date thereof, hitherto without interruption. Preamble

And Whereas the Reverend John Chase, the present Minister, and the Congregation over which he officiates, belonging to the said Meeting House, situate on the hereinbefore described lot of land, being of the description of Christians called Baptists, have nominated and appointed William Chipman, William H. Morse and Benjamin Fellows, three members of the said Congregation, as Trustees of the said Meeting House, and the lands whereon the same stands and thereunto appertains, to whom by Deed bearing date the eighteenth day of October, in the year of Lord One thousand eight hundred and thirty nine, John Croskill, John Andrew Beecher and Charlotte Augusta his wife, and William James Morris, and Francis Ann his wife, all of Halifax, in the County of Halifax, for and in consideration of the sum of ten pounds five shillings, of lawful money of Nova Scotia, did grant, bargain, sell, enfeoff, release and confirm unto the said William Chipman, William H. Morse, and Benjamin Fellows, and their Successors, forever, a certain piece or parcel of land, situate, lying and being in the Township of Granville, in the County of Annapolis, described as follows: beginning at the intersection of the east side line of lot number one hundred and thirty one with the southern side line of the main post road through said Township, thence running westerly along the line of said road forty four feet to the east side line of lot number eleven, purchased by William Bent, thence running northerly along said division line at a right angle with the northern side line of the post road aforesaid till it intersects the eastern side line of lot number one hundred and thirty one aforesaid, thence down the line of said side line to the place of beginning, containing in all one thousand square feet, more or less, being lot number twelve in the plan of division of said lot number one hundred and thirty one, deposited in the office of the Registry of Deeds for the County of Annapolis by the Heirs of the late Henry Croskill, *To Have and to Hold* the said piece or parcel of land to the said Trustees and their Successors in office for the sole benefit and behoof of the Baptist Congregation of Bridgetown attending at the Meeting house aforesaid forever. Preamble

And whereas, owing to certain informalities in the said deeds, inasmuch as the lands therein described are conveyed in and by the first Deed, herein in part recited to the Congregation and their successors, and in the second Deed herein in part recited to the said William Chipman, William H. Morse, and Benjamin Fellows, Trustees as aforesaid, and their Successors, their sufficiency to pass the Estate in the said Lands to the said Trustees is doubtful. Preamble

I. *Be it therefore enacted by the Lieutenant Governor, Council and Assembly*, That from and after the passing of this Act, the said William Chipman, William H. Morse, and Benjamin Fellows, and the survivors and survivor of them, and each and every of them, so long as they respectively continue Members of the said Society or Congregation of people called Baptists as aforesaid, at Bridgetown, and all and every person and persons who, at any time or times hereafter shall be chosen, upon any vacancy in the said trust as hereinafter mentioned, shall be and be deemed to all intents and purposes the Trustees of and for all and singular the hereinbefore described pieces of Land, whereon the Baptist Meeting House at Bridgetown now stands, together with the said Meeting House, now standing on the said premises, and all Meeting Houses and Buildings which may hereafter be built thereon for the Society or Congregation, and shall have vested in them, in and to the said hereinbefore described lands, premises, Meeting House, and appurtenances, a good, sufficient and perfect legal Estate, in fee, according to the spirit, true intent and meaning, of the said hereinbefore Trustees appointed

inbefore in part recited Deeds, notwithstanding any informality therein, in trust for the benefit and purposes of the said Society or Congregation, and the said Trustees and their successors in office, shall constitute and form a continuing trust of three Members of the said Church, to be chosen as hereinafter mentioned.

Vacancies in
trust to be
supplied

II. *And be it enacted*, That as any vacancy or vacancies in the said trust shall arise by death, resignation of office, or by any of the Trustees ceasing to be Members of the Society, every such vacancy or vacancies shall be supplied by the choice of a new Trustee, or Trustees, to be made by the surviving and continuing Trustee or Trustees, together with the Minister and Deacons of the said Society or Congregation for the time being, which said Minister, in case of an equal division of votes among the said surviving Trustee or Trustees and Deacons, shall have the casting vote in such choice of a succeeding Trustee or Trustees, and in case of the death or resignation of office, of all the said Trustees, or in case of all the said Trustees ceasing to be Members of the said Society or Congregation, their places shall be supplied by new Trustees to be chosen by the Minister and Deacons of the said Society or Congregation for the time being, which said Minister, in case of an equal division among the said Deacons shall have a casting vote, in the choice of such Trustees; and when and so often as new Trustees shall have been appointed under this Act, the said continuing or surviving Trustee or Trustees, and the Trustee or Trustees so chosen under this Act shall make, sign, seal and execute an instrument declaring such choice, which shall be a proof of such choice, and the acceptance of the office of Trustee, which instrument shall be copied into a book to be kept for that purpose by the said Society or Congregation, which said instrument shall be in the form set forth in Schedule A. to this Act annexed, and upon such Execution of such instrument, and the entry thereof in the book as aforesaid, the Trustee or Trustees shall become a Member or Members of the trust as fully and effectually as if he or they were named in this Act to that office.

Repairs of
Meeting
House, &c.

Notice

Meeting.

III. *And be it enacted*, That whenever, in the opinion of the said Trustees, it shall be deemed expedient or necessary to repair, ornament, alter, enlarge, or make enclosures upon or around the said Meeting House, it shall and may be lawful for the said Trustees to call a meeting of the Proprietors, by putting up a written notice of the time and place of holding the same on the Door of the said Meeting House the Sunday previous to the intended meeting, and also by giving notice to the Congregation in the said Meeting House during the time the said Society or Congregation shall be therein assembled for Divine Worship, and at such meeting the major part in number and interest of such proprietors then there assembled at such meeting, shall have submitted to them a specification in writing of the extent and description of the repairs, ornaments, alterations, enlargements, or enclosures, to be made upon or around the said Meeting House, and a majority of the signatures, in number and interest of such Proprietors at such meeting shall bind the whole; which specification, so signed by such majority of Proprietors, shall be a sufficient warrant and authority for such Trustees to proceed in such repairing, ornamenting, altering, enlarging, and enclosures as aforesaid; and the said Trustees shall forthwith ascertain and fix the amount of the expences of such repairing, ornamenting, altering, enlarging and enclosing, to be made as aforesaid, by advertising for the lowest tenders in writing by the several mechanics and artizans who may be required to make, project, and erect the same; the lowest of which tenders shall fix and ascertain such amount, and such Trustees shall cause such specification, and the signatures thereto, and such tenders, from the highest to the lowest, to be copied into the book kept for the purpose mentioned in the second section of this Act.

Repairs, &c. to
be made by
tender.

Trustees to en-
ter into con-
tracts

IV. *And be it enacted*, That such Trustees shall and may enter into contracts or agreements, upon such tenders made as aforesaid for making such repairs, ornamentings, alterations, enlargements or enclosures, upon or around the said Meeting House, and the said lands whereon the same stands; and when and so soon as the expense of making any repairs, ornamentings, alterations, enlargements or enclosures, upon or around the said Meeting House, shall have been ascertained, the said Trustees shall apportion the same by a just and equal assessment, according to their discretion, and the ability of the proprietor, on the several pews of the said Meeting House, and according to the relative size and value of the said pews, and such assessment shall be made in writing, and be submitted to the inspection of any of the proprietors who may require to inspect and examine the same.

V. *And be it enacted,* That after such assessment shall have been made, due notice thereof shall be given, by putting up and continuing, a true and correct copy of such assessment on the Door of the said Meeting House, for three successive Sundays, during which Divine Worship shall be held in such Meeting House, and such assessment shall be copied into the book kept for the purpose in the second Section of this Act mentioned.

Notice of assessment

VI. *And be it enacted,* That if after such public notice so given and continued of such assessment as aforesaid, any Proprietor or Proprietors shall refuse or neglect for the space of one month to pay the sum rated and assessed upon the Pew or Pews, in or to which such Proprietor or Proprietors shall or may be interested or entitled, it shall and may be lawful for the said Trustees, by notice given by putting up and continuing a written notice on the Door of the said Meeting House two successive Sundays when Divine Worship shall be held therein, to advertize the said Pew or Pews, whereon such assessment shall remain unpaid, to be let, and to hire the same for such period of time as may be sufficient to raise the amount of the assessment remaining unpaid, not exceeding ten years, and that the notice of the letting the Pew or Pews, on which such assessment shall be made, as well as the copy of the lease of such Pew or Pews, shall be copied into, and entries thereof made in the book kept for the purpose in the second section of this Act mentioned.

If assessment be not paid Pews may be leased

VII. *And be it enacted,* That the said Trustees, together with the Minister and Deacons of the said Society or Congrégation for the time being, which said Minister shall have the casting vote in case of an equal division among the said Trustees and Deacons, shall appoint a fit and proper Person to keep the book and make the entries therein, under and by virtue of this Act, which said book and the entries therein so made as in and by this Act is directed, shall be taken and received as evidence of the facts in such entries stated, and set forth in all questions, suits, causes and actions, which may arise or be prosecuted between the said Trustees, and any person or persons whomsoever, touching or concerning their acts, as such Trustees upon proof by such person so making the said entry, that the same was made by him under and by virtue of his office in pursuance of this Act, or upon his death by proof of the handwriting of the deceased person so making the same as aforesaid.

Book to be kept

VIII. *And be it enacted,* That if any Trustees or Lessees under this Act shall be sued or prosecuted for anything done, or to be done by them or any of them under this Act, it shall be lawful for such Trustees or Lessees, to plead the general issue, and to give this Act, and also the entries in the book in this Act mentioned, and the special matters touching and concerning the same in evidence under such plea.

Trustees and Lessees may plead the General issue

IX. *And be it enacted,* That all Lessees, under the provisions of this Act shall be deemed and taken to be the proprietor or proprietors in the said Meeting House of, and for the several rights or pews respectively leased to such Lessees, during such period of time as the said rights or pews may be or may have been severally let, and such Lessees shall be, for such rights or pews respectively leased to them, entitled to all the privileges of proprietors of such Meeting House.

Rights of Lessees

SCHEDULE A.

Know all men by these Presents, that we (naming the continuing Trustee or Trustees) having met for the purpose of appointing a Trustee (or Trustees) in the room of (vacant Trustee or Trustees, deceased, resigned, or otherwise) do choose and appoint (name) and the said (Trustee or Trustees chosen) having accepted the said office, as by his hand and seal hereto set istestified: We (the continuing Trustee or Trustees) do choose and appoint him (or them) the said (name or names) so long as he shall continue to be eligible to fill the same according to the foregoing Act, to be a Trustee (or Trustees) under the said Act, to act in conjunction with the other Trustee (or Trustees) for the time being,

R

and

and to fulfill and discharge all the duties which in and by the said Act are to be discharged and fulfilled by the said Trustees according to the said Act.

In witness whereof we, the said newly elected Trustee, and the continuing Trustee (or Trustees) have hereunto set our hands and seals the _____ day of _____ in the year of our Lord One thousand eight hundred and forty

Signed, sealed and delivered }
in presence of }

CAP. XLV.

An Act to continue and amend the Act to establish sundry regulations for the future disposal of Crown Lands within the Province of Nova-Scotia.

Passed the 29th day of March, 1843.

Act 3. Vict
continued ex-
cept as herein
amended

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act passed in the third year of the Reign of Her present Majesty Queen Victoria, entitled, An Act to establish sundry regulations for the future disposal of Crown Lands within the Province of Nova-Scotia, and every matter, clause, and thing, therein contained, except as altered or amended by this Act, shall be continued for three years, and from thence to the end of the then next Session of the General Assembly.

Preamble

And whereas in the disposal of the Wilderness Lands of the Crown in this Province, it will be beneficial to substitute Sales, at a fixed price, in the place of Sales by Auction, as at present used, and to make other alterations in the present mode of disposing of the ungranted Lands of this Province :

The Governor
and Council to
settle the
price of Crown
Lands, &c

II. *Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly,* That from and after the passing of this Act, it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice and consent of Her Majesty's Executive Council, to determine and settle from time to time, by such order and orders in that behalf, as may be necessary, the price to be paid for ungranted and Wilderness Lands in this Province, such price not being less than One shilling and nine pence sterling per acre, and the manner of making application for the purchase of such Lands, and thereupon any of the subjects of Her Majesty, on making due application, may become the purchaser or purchasers, at such regulated price, of such and so much of the said Lands as the said Governor, Lieutenant-Governor, or Commander in Chief, by and with such advice and consent, shall from time to time see fit and proper so to sell and dispose of ; and such person or persons shall immediately pay the amount of the said price, and be entitled to immediate possession of said Land, if practicable, and to a Grant in fee simple of the Land so paid for, subject to such reservations and conditions as may be deemed necessary or fit and proper ; provided, that no Grant shall pass until the Land thereby intended to be conveyed, shall have been first surveyed by a competent Surveyor, and a plan of such survey been made and returned to the Surveyor-General's Office, together with a Report under the hand of such Surveyor, setting forth, as near as may be, the quality, situation, and value of such Land, and also whether any person or persons may, at the time of such survey, have been in possession of such Lands, and if so, the name or names of every such person or persons, and the value of improvements thereon made by every such person respectively. *And provided also,* that in case, at the time the Grantee or Grantees made application for any Lands so granted, there was thereon any dwelling house, wherein any person then, and for at least one year previously thereto, had continually resided, or there was cleared or cultivated any portion thereof, to the extent of at least five acres,

acres, of which, while so cultivated to that extent, any person was then, and had for at least one year previously thereto, been continually in the use, enjoyment, and possession, then, unless such fact shall have been communicated to the said Governor, Lieutenant-Governor, or Commander in Chief, before the passing of such Grant, it shall and may be lawful for the said Governor, Lieutenant-Governor, or Commander in Chief, at any time within two years after the passing of such Grant, by and with the advice and consent aforesaid, if, on investigation, it shall appear fit and proper to do so, by an order to declare such Grant to be vacated, and every such Grant shall thereupon, and without further or other proceedings, be deemed and become void from the time of the passing of such Grant.

III. *And provided also, and be it enacted,* That nothing herein contained shall prevent, or be construed to prevent, the Governor, Lieutenant-Governor or Commander in Chief for the time being, by and with the advice and consent aforesaid, from reserving from time to time any and such portions of the said Lands as may appear fit and proper, to be reserved from Sale, at such fixed price; and the said Lands, so reserved, it shall and may be lawful for the said Governor, Lieutenant-Governor, or Commander in Chief, by and with such advice and consent as aforesaid, to sell, lease, or otherwise dispose of, at such price or for such tenure, time or use, either as regards the Land or the Timber or Wood thereof, or any Quarries or Mines thereon, or other benefit or enjoyment to be derived therefrom, as shall to the said Governor, Lieutenant-Governor, or Commander in Chief, by and with such advice and consent as aforesaid, be found and deemed to be expedient and proper as regards any such reserved Lands or the use thereof, anything herein or in the said Act hereby continued and amended contained, to the contrary notwithstanding.

IV. *And be it enacted,* That it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice and consent of Her Majesty's Executive Council, to determine and settle the price or purchase money of all such lots of ungranted Lands, as have been or may be actually and *bona fide* occupied and improved by a subject or subjects of Her Majesty, notwithstanding the improvements on such lots respectively shall not be of the value of twenty pounds, or shall have been made after the first day of January in the year of our Lord One thousand eight hundred and forty, any thing in the said Act contained, to the contrary notwithstanding. Provided that nothing herein or in the said Act of which this Act is an amendment, contained, shall make it obligatory or be construed to make it obligatory on the said Governor, Lieutenant-Governor, or Commander in Chief, to grant or otherwise dispose of any such Land to the person or persons who may be in possession of or have improved the same, if the circumstances of the case, in the discretion of the said Governor, Lieutenant-Governor, or Commander in Chief, by and with such advice and consent as aforesaid, shall be held and considered not to give such person or persons a reasonable and equitable claim thereto; but it shall and may be lawful to dispose of any such Land in such manner and upon such terms and conditions as to the said Governor, Lieutenant-Governor, or Commander in Chief, by and with such advice and consent as aforesaid, after report of the Board of Commissioners for the County where such Lands shall be, and full investigation of the facts, shall be deemed and found just and equitable, any thing in this Act, or in the said Act hereby continued and amended, to the contrary notwithstanding.

V. *And be it enacted,* That it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice and consent aforesaid, from time to time to make and pass a free Grant or Grants of any such Lands as may be deemed advisable and reasonable under the circumstances, to any Officer or Officers of Her Majesty's Services, whether of the Army or Navy, who may have retired on half-pay, or to any Officer or Officers, or any of the non-commissioned Officers or Privates of any disbanded Regiment.

VI. *And be it enacted,* That it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, by and with the advice and consent aforesaid, to set apart and reserve for the use and benefit of the Indians of this Province, such portions of such Lands as may be deemed advisable and proper, and from time to time to make a free Grant or Grants of such Land to and for the purposes for which they were so reserved.

Not to prevent the Governor and Council from reserving such Lands as they see fit and disposing of them otherwise

Governor and Council to settle the price of ungranted Lands where improvements are made thereon by applicant

Proviso

Governor and Council may make free Grant to Officers, &c.

Lands may be reserved and a free grant made to the Indians

Continuing
clause

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

CAP. XLVI.

An Act continuing and amending the Acts for granting Duties on Licensed Houses.

Passed the 29th day of March, 1843.

Act 4th Wm.
& 2 Vic. ex-
cept as amend-
ed continued

BE it enacted by the Lieutenant-Governor, Council, and Assembly, That the Act, passed in the Seventh year of the Reign of His late Majesty King William the Fourth, entitled, An Act for granting Duties on Licenses for the sale of Spirituous Liquors, which will continue in force until the thirty-first day of March in this year of Our Lord One thousand eight hundred and forty-three, except so far as altered or amended by the Act hereinafter mentioned, or by this Act; also, the Act passed in the Second year of the Reign of Her present Majesty Queen Victoria, entitled, An Act to continue and alter the Act for granting Duties on Licenses for the Sale of Spirituous Liquors, which will also remain and continue in force until the thirty-first day of March, in this same year of Our Lord One thousand eight hundred and forty-three, except as hereinafter altered or amended, shall be further continued, and the said Acts, and every matter, clause and thing, therein contained, except as before excepted, are hereby respectively further continued from the said thirty-first day of March, in this year of Our Lord One thousand eight hundred and forty-three, until the thirty-first day of March, which will be in the year of Our Lord One thousand eight hundred and forty-four, and no longer.

Person holding
Shop License
may sell not
less than one
quart of wine
Apothecary.

II. *And be it enacted*, That any person holding a Shop License, shall and may sell any quantity of Wine or Wines, not less than one quart at one and the same time, any thing in any Act or Acts contained to the contrary notwithstanding.

III. *And be it enacted*, That nothing contained in this present or any of the previous Acts hereby continued, shall extend or be construed to extend so as to prevent any Physician or Apothecary, if authorized so to do by the General Sessions, from selling for Medicinal purposes, any Wine or Spirits, in any such County wherein the Grand Jury shall think it inexpedient to recommend any person for Tavern Licenses.

Not to sell Li-
quor on the
Lord's Day

IV. *And be it enacted*, That, from and after the passing of this Act, it shall not be lawful for any person or persons within this Province, either by themselves, or their known or reputed servants and substitutes under them, to sell, barter, exchange, or deliver upon credit, in any manner whatsoever, upon the Lord's day, any Rum, Brandy, Ale, Wine, or other strong or distilled Liquors, mixed or unmixed, by whatsoever name or names they are or may be called or distinguished; and every person or persons so offending shall be subject to the same pains and penalties as persons are subject to for selling Liquors without License, and which shall be recovered in the same way and by the same means as the said penalties are recovered: *Provided always*, that nothing herein contained shall extend to any person or persons actually lodging and living in any Licensed Tavern, or other house of public entertainment within this Province.

Proviso

Appeal

V. *And be it enacted*, That upon any appeal from the decision of two Magistrates for any breach of the License Law, the Court to whom such appeal is made, shall, before granting any new trial therein, call upon the appellant to shew by affidavit, some error in the proceedings before such Magistrates, either in Law or in fact; and upon failure of the appellant to shew such error, the said Court shall confirm the said decision, with costs of suit; but if such error is shewn, then it shall be lawful for the said Court to grant a new trial upon such appeal, and impose upon either party such terms and conditions as may best promote the substantial justices of the case.

Continuing
clause

VI. *And be it enacted*, That this Act shall continue and be in force until the the thirty-first day of March, which will be in the year of our Lord one thousand eight hundred and forty-four, and no longer.

CAP. XLVII.

An Act to amend the Act for establishing a Public Burial Ground at Dartmouth.

Passed the 29th day of March, 1843.

WHEREAS it is expedient to alter the limits of the Public Burial Ground, established by the Act passed in the fifth year of Her present Majesty's Reign, entitled, An Act, for establishing a Public Burial Ground at Dartmouth, and to lay off certain Roads in order that access may be had to the different parts of the said Burial Ground.

Preamble

I. *Be it therefore enacted by the Lieutenant-Governor, Council and Assembly,* That instead of that portion of the Common of Dartmouth directed to be set off for a Public Burial place by the said Act, it shall and may be lawful for the Trustees of the Dartmouth Common now appointed, or hereafter to be appointed, to set off and allot all that portion of the Common at Dartmouth, lying to the northward of the Burial Ground occupied by the Church of England, commonly called the old Quaker Burial Ground, included within the following limits, that is to say: bounded on the south by a street sixty feet wide, called Stairs' Street, and on the east by a street sixty feet wide, running along the western bounds of the land of Thomas Boggs, Esquire, measuring on the last mentioned Street, two hundred and sixty-four feet, and on Stairs' Street, three hundred and forty-nine feet and six inches, on the west by a line parallel with the street, running along the bounds of the said Thomas Boggs' land, and measuring two hundred and sixty four feet, and on the north by a line parallel with Stairs' Street, and measuring three hundred and forty-nine feet six inches, thus forming a parallelogram three hundred and forty nine feet six inches, by two hundred and sixty-four feet.

Bounds of Burial Ground

II. *And be it enacted,* That the said Trustees of the Dartmouth Common shall, and they are hereby authorised to lay off a Road around the said Common, of the width of sixty feet, commencing at the public Landing at Stairs' Street, thence to the Land of Thomas Boggs, Esquire, thence along the line of the said Thomas Boggs' Land to Land owned by Edward Foster, thence along the north bound of the Common to Starbuck and Fogler's land, thence along the line of the said Starbuck and Fogler's Land to the Halifax Harbour.

Road

CAP. XLVIII.

An Act to extend to the Town of Dartmouth the Act to amend the Act to regulate the Assize of Bread.

Passed the 29th day of March, 1843.

BE it enacted by the Lieutenant Governor, Council and Assembly, That the Act, passed in the Fifth year of the Reign of His late Majesty King William the Fourth, entitled, An Act to amend the Act to regulate the Assize of Bread, and every matter, clause and thing, therein contained, shall be extended, and the same are hereby extended to the Town of Dartmouth, in the County of Halifax, and shall henceforth be in operation within the said Town of Dartmouth, in as full and effectual a manner, to all intents and purposes, as if the said Town of Dartmouth had been originally named in the said Act.

Act 5th, Wm. 4th, extended to Dartmouth

II. *And be it enacted,* That this Act shall continue and be in force for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. XLIX.

An Act relative to the recovery of Debts due on Policies of Assurance.

Passed the 29th day of March, 1843.

WHEREAS it may happen that serious injury may accrue to persons entitled to large sums of money on Policies of Assurance from delays on the part of the Assurers

Preamble

S

in

in paying the amount due thereon, or by their setting up defences which turn out to be groundless, and it is desirable to assimilate the Law in this respect to the Law of England.

Interest on
Policies of As-
surance

I. *Be it therefore enacted by the Lieutenant Governor, Council and Assembly,* That the Jury on the trial of any Issue or any Inquisition of damages may, if they think fit, give damages in the nature of Interest, over and above the money recoverable, in all Actions on Policies of Assurance, made, renewed, or continued, after the passing of this Act.

CAP. L.

An Act relating to certain Lands belonging to Her Majesty, and for vesting the title to the same in the Principal Officers of Her Majesty's Ordnance Department.

Passed the 29th day of March, 1843.

Preamble

WHEREAS divers Messuages, Lands, Tenements, Estates and other Hereditaments, in this Province have, at various times, been set apart from the Crown Reserves and Estates, and placed under the charge of the Officers of the Department of Her Majesty's Ordnance, or of the Governor or Lieutenant-Governor respectively for the time being, for Military defence. *And whereas* divers other Messuages, Lands, Tenements, Estates, and other Hereditaments, in this Province, have at various times been purchased for the use of the Department of Her Majesty's Ordnance, or for military defence, and have been conveyed to, or to several different persons in trust for, Her Majesty and Her Royal Predecessors, and Her and their Heirs and Successors, and the same have been placed under the charge of the said Department, or of the Governor, Lieutenant-Governor, or Commander of Her Majesty's Forces in this Province: *And whereas*, it may be expedient that such parts of the said Messuages, Lands, Tenements, Estates, and other Hereditaments, as may not be wanted for the service of the said Department, or for military defence, should, from time to time, be also sold and disposed of: *And whereas*, for effectuating such Sales, it is necessary that all and every the said Messuages, Lands, Tenements, Estates, and other Hereditaments, so already set apart or placed under charge, or purchased and occupied by or for the service of the said Ordnance Department; and all other Messuages, Lands, Tenements, Estates, and other Hereditaments, that may be hereafter purchased, or in any manner used and occupied by or for the service of the said Department, should be vested in the Principal Officers of Her Majesty's Ordnance for the time being.

Lands, &c. set
apart for Military
defence,
&c. to vest in
the Principal
Officers of Her
Majesty's Ordnance
in G.
Britain and
their Successors

I. *Be it therefore enacted by the Lieutenant Governor, Council and Assembly,* That immediately from and after the passing of this Act, all Messuages, Lands, Tenements, Estates, and other Hereditaments, which have been heretofore set apart from the Crown Reserves and Estates, and placed under the charge of the Officers of the said Ordnance Department, or of the Governor or Lieutenant Governor respectively for the time being, for Military defence, or which have been heretofore purchased, or taken by or in the name of or by any person or persons in trust for Her Majesty, or Her Royal Predecessors, and Her or their Heirs and Successors, for the use or service of the said Ordnance Department, or for Military defence, or which have been used or occupied for those services, (by whatever mode of conveyance the same shall have been so purchased or taken) either in fee or for any life or lives, or any term or terms of years, or any other or lesser interest; and all erections and buildings which now are or which shall or may be hereafter erected and built thereon, together with the rights, members, easements and appurtenances to the same respectively belonging, shall be, and become, and remain and continue vested in the Principal Officers of Her Majesty's Ordnance in Great Britain for the time being, and their successors in the said office, according to the respective nature and quality of the said Messuages, Lands, Tenements, Estates, and other Hereditaments, and the several Estates and Interests of and in the same Hereditaments respectively, in trust for Her Majesty, Her Heirs and Successors, for the service of the said Ordnance Department, or for such other public service or services as the said Principal Officers, or their Successors in the said office, shall from time to time order and direct.

II. *And be it enacted*, That from and after the purchase and conveyance, grant or demise, or taking thereof, all other Messuages, Lands, Tenements, Estates, and other Hereditaments, which shall at any time or times hereafter be purchased by the Principal Officers of Her Majesty's Ordnance for the time being, or by any other person or persons, by their order, or be placed under their charge for the service of the said Ordnance Department; and all erections or buildings which shall then, or which may thereafter be erected and built thereon, with the rights, members, easements, and appurtenances to the same respectively belonging, by whatever mode of conveyance, either into, or in the name of, or in trust for Her Majesty, Her Heirs and Successors, or howsoever otherwise the same shall be purchased or taken, shall in like manner be, and become, and remain and continue vested in the said Principal Officers of Her Majesty's Ordnance for the time being, and their Successors in the said office, according to the nature and quality of the said Messuages, Lands, Tenements, Estates, and other Hereditaments, and the several and respective Estates and Interests of, and in the same respectively, in trust as aforesaid.

Lands, &c. purchased by the Principal Officers of H. M. Ordnance to vest in them and their Successors

CAP. LI.

An Act further concerning Firewards and Fires in Halifax.

Passed the 29th day of March, 1843.

WHEREAS the mode of remedying dangerous Chimnies, Stoves, Pipes and Smoke Funnels, provided by the third clause or section of the Act passed in the twenty eighth year of the reign of His late Majesty King George the Third, entitled, An Act in further addition to An Act passed in the second year of His Majesty's Reign, entitled, An Act for appointing Firewards, and punishing thefts and disorders at the time of Fire, is dilatory and cumbrous, and has become inoperative in the City of Halifax.

Preamble

I. *Be it enacted by the Lieutenant-Governor, Council and Assembly*, That any two Firewards of the said City shall be, and they are hereby empowered to demand admittance into any House, Building, or place whatsoever, in said City, wherein they have reason to believe from the information of any Householder of said City, there is any dangerous Chimney, Stove, Stove Pipe or Smoke Funnel, and if, in their opinion, such Chimney, Stove, Stove Pipe or Smoke Funnel, shall be dangerous in its then present situation, they shall order the same to be altered or removed, in such manner and within such time, as they shall direct and appoint; and if after such order such alteration or removal shall not be made, it shall and may be lawful for the said Firewards to have said alteration or removal made at the expense of the party owning or occupying the said House, Building, or place wherein such Chimney, Stove, Stove Pipe or Smoke Funnel may be.

Authority of Firewards to alter dangerous Chimnies

II. *And be it enacted*, That if any person, shall refuse to admit such Firewards into any House, Building or place, for the inspection of any such Chimney, Stove, Stove Pipe or Smoke Funnel, or shall refuse or neglect to remove or alter the same, in such way and within such time as such Fireward shall direct and appoint, such person shall forfeit and pay a penalty of Forty Shillings, which fine, together with the expense of any such alteration or removal, shall be recovered on the Oath of one credible Witness before the Mayor, or any one of the Aldermen, of the City in the name of the City of Halifax, and in default of payment of said fine and expenses, together with costs of prosecution, the said person shall be committed to the County Gaol for a period of ten days.

Penalty

And whereas it is necessary that further powers should be vested in the Firewards of the City, as to the removal of Rubbish and Combustible Materials, from which danger may be apprehended.

Preamble

III. *Be it enacted* That if any two Firewardens, shall, on the information of any person, or, from their own view consider it proper to inspect the placing or situation of any Ashes Hay, Straw, Shavings, Rubbish or Combustible Materials of any description, it shall and may be lawful for such Firewards to demand admittance into any House, Shop, Yard, or enclosed place whatsoever, for the purpose of inspecting and viewing such Ashes, Hay,

Firewards empowered to authorize removal of combustible materials

Straw,

Penalty.

Straw, Shavings, Rubbish, or Combustible Materials, and if the said Firewards shall deem the same dangerously placed, or that the same ought to be removed or differently placed, they shall forthwith order and direct the owner or occupant of the House, Shop, Yard, or enclosed place to remove or alter the placing and situation of any such Ashes, Hay, Straw, Shavings, Rubbish, or Combustible Materials; and if any person or persons shall refuse or prevent the admission of such Firewards into any House, Shop, Yard, or other enclosed place, or shall neglect or refuse to remove or alter the placing of any such Ashes, Hay, Straw, Shavings, Rubbish, or other Combustible Materials, in such way and within such time as such Firewards shall direct and appoint, every such person shall forfeit and pay a penalty of Twenty Shillings, to be recovered on the Oath of one credible Witness, before the Mayor or any one of the Aldermen of the City, in the name of the City of Halifax, and it shall and may be lawful for the said Firewards to cause to be removed, the placing of any such Ashes, Hay, Straw, Shavings, Rubbish, or other Combustible Materials, and the expense thereof shall be added to, and recovered with, the fine or penalty aforesaid, and in default of payment of said fine and expenses, together with the costs of prosecution the said party shall be committed to the County Gaol for the period of thirty days.

CAP. LII.

An Act to continue the Acts for appointing Supervisors to take charge of Public Grounds, and for other purposes.

Passed the 29th day of March, 1843.

Acts 4 & 5
Wm 4, (with
exceptions) and
Act 3d Victo-
ria, continued

BE it enacted by the Lieutenant Governor, Council and Assembly, That the Act passed in the fourth year of the reign of His late Majesty King William the Fourth, entitled, An Act for appointing Supervisors to take charge of Public Grounds, and for other purposes, and every matter, clause, and thing, therein contained, save and except so far as the same may be altered or amended by the Acts hereinafter mentioned, or either of said Acts, also the Act passed in the fifth year of His said late Majesty's reign to amend the said first mentioned Act, and every matter, clause, and thing therein contained, except as altered or amended by the Act hereinafter mentioned; also the Act passed in the third year of the reign of Her present Majesty Queen Victoria, to continue and amend the said first mentioned Acts and every matter, clause and thing therein contained, shall be continued, and the said Acts, except as aforesaid, are hereby continued for three years, and from thence to the end of the then next Session of the General Assembly.

CAP. LIIL.

An Act to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof.

Passed the 29th day of March, 1843.

Acts 2 & 3 Wm
4, continued

BE it enacted by the Lieutenant Governor, Council and Assembly, That the Act passed in the second year of the Reign of His late Majesty King William the Fourth, entitled, An Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and also the Act passed in the third year of his said late Majesty's Reign, to continue and amend the said Act, and every matter, clause, and thing, in the said Acts contained, shall be continued, and the said Acts are hereby respectively continued for three years, and from thence to the end of the then next Session of the General Assembly.

CAP. LIV.

An Act to continue the Act more effectually to provide against the introduction of Infectious or Contagious diseases, and the spreading thereof in this Province, and the Act in amendment thereof.

Passed the 29th day of March, 1843.

BE it enacted by the Lieutenant Governor, Council and Assembly, That the Act, passed in the second year of the Reign of His late Majesty King William the Fourth, entitled, An Act more effectually to provide against the introduction of Infectious or Contagious diseases, and the spreading thereof in this Province, and every matter, clause, and thing therein contained, save and except the twelfth clause or Section thereof, and also except so far as the same is or may be altered or amended by the Act hereinafter mentioned; also, the Act, passed in the fifth year of his said late Majesty's Reign, entitled, An Act to amend and continue the Act more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province, and every matter clause and thing in the said last mentioned Act contained, shall be continued, and the said Acts, except as before excepted, are hereby respectively continued for three years, and from thence to the end of the then next Session of the General Assembly.

Acts 2 and 5,
Wm. 4, con-
tinued (with
exceptions)

CAP. LV.

An Act to continue the Act for the regulation of Juries, and the Act in amendment thereof.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Act, passed in the first year of the Reign of Her present Majesty Queen Victoria, entitled, An Act for the Regulation of Juries, and every matter, clause and thing, therein contained, save and except so far as the same is or may be altered or amended by the Act hereinafter mentioned; also the Act passed in the third year of Her said present Majesty's Reign, entitled, An Act to continue and amend the Act for the regulation of Juries, and to render valid the proceedings of certain Grand Juries, and every matter, clause and thing, in the said last mentioned Act contained, shall be continued, and the said Acts, except as aforesaid, are hereby respectively continued for one year, and from thence to the end of the then next Session of the General Assembly.

Acts 1 and 3,
Vict. continu-
ed (with ex-
ceptions)

CAP. LVI.

An Act to continue the Act in amendment of the Acts relating to Commissioners of Sewers.

Passed the 29th day of March, 1843.

BE it enacted by the Lieutenant Governor, Council, and Assembly, That the Act, passed in the Fifth year of the Reign of His late Majesty King William the Fourth, entitled, An Act in amendment of the Acts relating to Commissioners of Sewers, save and except so far as the same is altered or amended by the Act hereinafter mentioned; also, the Act, passed in the Third year of the Reign of Her present Majesty Queen Victoria, entitled, An Act to continue and amend the Act in amendment of the Acts relating to Commissioners of Sewers, and every matter, clause and thing, in the said Acts contained, except as before excepted, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

Act 5, Wm. 4,
and 3, Vict.
continued
(with excep-
tions)

CAP. LVII.

An Act to continue the Act for the better regulation of Sable Island, in this Province.

Passed the 29th day of March, 1843.

Act 1, Vict.
continued

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Act passed in the first year of Her present Majesty's Reign, entitled, An Act for the better regulation of Sable Island, in this Province, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. LVIII.

An Act to continue the Act for the suppression of Lotteries.

Passed the 29th day of March, 1843.

Act 4, Vict.
continued

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Act passed in the fourth year of the Reign of Her present Majesty Queen Victoria, entitled, An Act for the suppression of Lotteries, and every matter, clause, and thing, therein contained, shall be continued, and the same are hereby continued for three years, and from thence to the end of the then next Session of the General Assembly.

CAP. LIX.

An Act to continue the Act in amendment of the Act relating to Highways, Roads and Bridges.

Passed the 29th day of March, 1843.

Act 4, Wm. 4.
continued

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the Fourth year of the Reign of His late Majesty King William the Fourth, entitled, An Act in amendment of the Act relating to Highways, Roads and Bridges, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. LX.

An Act to continue the Acts in amendment of the Act for the choice of Town Officers, and regulating of Townships, and the Acts to alter and amend the same.

Passed the 29th day of March, 1843.

Acts 10, Geo.
4, 2, Wm. 4,
and 2 and 3,
Vic. continued
(with excep-
tions)

BE it enacted, by the Lieutenant Governor, Council and Assembly, That an Act, made and passed in the tenth year of the Reign of His late Majesty King George the Fourth, entitled, An Act in further addition to and in amendment of the Act for the choice of Town officers, and regulating of Townships, save and except so far as the same is or may be altered or amended by the Acts hereinafter mentioned, also the Act passed in the second year of the Reign of his late Majesty King William the Fourth, entitled, An Act to alter and amend the Act in further addition to and in amendment of the Act for the choice of Town Officers and regulating of Townships; also the Act passed in the second year of the Reign of Her present Majesty Queen Victoria, entitled, An Act to continue and amend the Act in further addition to, and in amendment of the Act for the choice of Town Officers and regulating of Townships, and the Act to alter and amend the same, also the Act passed in

in the third year of the Reign of Her said present Majesty Queen Victoria, entitled, An Act to continue and amend the Act in further addition to, and in amendment of, the Act for the choice of Town Officers, and regulating of Townships, and the Acts to alter and amend the same, shall be continued, and the said several Acts, and every matter, clause, and thing, therein contained, except as before excepted, are hereby respectively continued for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. LXI.

An Act to continue the Act for the Summary Trial of Actions, before Justices of the Peace.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the Fifth year of the Reign of Her present Majesty Queen Victoria, entitled, An Act for the Summary Trial of Actions, before Justices of the Peace, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

Act 5, Vict.
continued

CAP. LXII.

An Act to continue the Act to amend the Act to incorporate sundry persons by the name of the President, Directors, and Company of the Bank of Nova Scotia.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the Seventh year of the Reign of His late Majesty King William the Fourth, entitled, An Act to amend the Act to incorporate sundry persons, by the name of the President, Directors, and Company of the Bank of Nova Scotia, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

Act 7, Wm. 4.
continued

CAP. LXIII.

An Act to continue the Act to authorise the Sale of Coals by weight.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Act, passed in the second year of the Reign of Her present Majesty Queen Victoria, entitled, An Act to authorise the Sale of Coals by weight, shall be continued, and the said Act, and every matter, clause and thing, therein contained, are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

Act 2, Vict.
continued

CAP. LXIV.

An Act to continue the Acts now in force to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape Breton.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the First year of the Reign of His late Majesty King William the Fourth, entitled,

Acts 1, Wm.
4, and 5, Vict.
continued

ted, An Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape Breton, save and except so far as the same is or may be altered or amended by the Act hereinafter mentioned; and also, the Act, passed in the Fifth year of the Reign of Her present Majesty Queen Victoria, entitled, An Act to continue and amend the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape Breton, and to repeal certain Acts relative thereto, shall be continued, and the said Acts, and every matter, clause and thing, therein contained, except as before excepted, are hereby respectively continued for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. LXV.

An Act to continue the Act to regulate the Weighing of Beef, and the Acts in amendment thereof.

Passed the 29th day of March, 1843.

Acts 10. Geo.
4, and 2 and 4.
Vic. continued

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act, made and passed in the Tenth year of the Reign of His late Majesty King George the Fourth, entitled, An Act to regulate the weighing of Beef, and every matter, clause and thing, therein contained, save and except as amended by the Acts hereinafter mentioned; also the Act passed in the second year of the reign of Her present Majesty Queen Victoria, to continue and amend the Act first mentioned, and every matter, clause and thing, therein contained, save and except as altered or amended by the Act hereinafter mentioned; also, the Act, passed in the Fourth year of the Reign of Her present Majesty Queen Victoria, entitled, An Act to continue and amend the Act to regulate the Weighing of Beef, and the Act in amendment thereof, and every matter, clause and thing, in the said last mentioned Act contained, shall be continued, and the said several Acts, except as before excepted, are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. LXVI.

An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax.

Passed the 29th day of March, 1843.

Act 51. Geo.
3, and 4, Vic.
continued

BE it enacted, by the Lieutenant Governor, Council and Assembly, That an Act, passed in the fifty-first year of the Reign of His late Majesty King George the Third, entitled, An Act to amend an Act passed in the Twentieth year of His Majesty's Reign, entitled, An Act for establishing a Public School, in the Town of Halifax, and every matter, clause, and thing, therein contained shall be continued, and the same are hereby continued for two years, and from thence to the end of the then next Session of the General Assembly.

CAP. LXVII.

An Act to continue the Act for establishing a Harbor Master at Bridgeport, in the Island of Cape Breton.

Passed the 29th day of March, 1843.

Act 2. Vic.
continued

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Act, passed in the second year of the Reign of Her present Majesty Queen Victoria, entitled, An Act for establishing a Harbor Master at Bridgeport, in the Island of Cape Breton, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. LXVIII.

An Act to continue the Act to revive the Act to amend the Act to regulate the Assize of Bread.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the Fifth year of the Reign of Her present Majesty Queen Victoria, entitled, An Act to revive the Act to amend the Act to regulate the Assize of Bread, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

Act 5th Vic.
continued

CAP. LXIX.

An Act to continue the Act to regulate certain Landings in the County of King's County.

Passed the 29th day of March, 1843.

BE it enacted by the Lieutenant Governor, Council and Assembly, that the Act passed in the fifth year of the Reign of His late Majesty King William the Fourth, entitled, An Act to regulate certain Landings in the County of King's County, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for three years and from thence to the end of the then next Session of the General Assembly.

Act 5th Wm.
4th continued

CAP. LXX.

An Act to continue the Act to regulate the Public Landing at Windsor, and to substitute other provisions in lieu thereof.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Act, passed in the First year of the Reign of Her present Majesty Queen Victoria, entitled, An Act to repeal the Act to regulate the Public Landing at Windsor, and to substitute other provisions in lieu thereof, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for three years, and from thence to the end of the then next Session of the General Assembly.

Act 1st Vic.
continued

CAP. LXXI.

An Act to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels.

Passed the 29th day of March, 1843.

BE it enacted by the Lieutenant Governor, Council and Assembly, That the Act passed in the fifth year of the Reign of His late Majesty, King William the Fourth, entitled, An Act to prevent damage to the Nets of Fishermen by Coasting Vessels, and every matter, clause and thing, therein contained shall be continued, and the same are hereby continued three years, and from thence to the end of the then next Session of the General Assembly.

Act 5th Wm.
4th continued

CAP. LXXII.

An Act to continue the Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province.

Passed the 29th day of March, 1843.

Act 3d Wm.
4th continued

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Act, passed in the Third year of the Reign of His late Majesty King William the Fourth, entitled, an Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. LXXIII.

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

Passed the 29th day of March, 1843.

Acts 3d 4th
5th and 9th
Geo. 4th and
2d and 3d Wm
4th continued
Act 2d Vic.
continued

BE it enacted by the Lieutenant Governor, Council and Assembly, That the Act made and passed in the third year of the Reign of his late Majesty King George the Fourth, entitled, An Act for consolidating and reducing into one Act, all the Acts heretofore made relating to Trespasses, except so far as the same is or may be altered or amended by the several Acts hereinafter mentioned, also the Act passed in the fourth and fifth year of His said late Majesty's Reign, to alter, amend, and continue the said Act, also the Act passed in the ninth year of His said late Majesty's Reign, to alter and continue the said Acts, also the Act passed in the second year of the Reign of His late Majesty, King William the Fourth, to amend and continue the said Acts, and also the Act made and passed in the third year of the Reign of His said late Majesty, King William the Fourth, entitled, An Act in further amendment of the Acts relating to trespasses, and every matter, clause, and thing, in the said Acts contained, except as aforesaid, shall be continued, and the same are hereby severally and respectively continued for three years, and from thence to the end of the then next Session of the General Assembly.

CAP. LXXIV.

An Act to continue the Act in further amendment of, and additional to, the Acts relating to Trespasses.

Passed the 29th day of March, 1843.

Act 2d Vict.
continued

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Act, passed in the Second year of the Reign of Her present Majesty Queen Victoria, entitled, An Act in further amendment of, and additional to, the Acts relating to Trespasses, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for three years, and from thence to the end of the then next Session of the General Assembly.

CAP. LXXV.

An Act to continue the Acts in force to prevent Disorderly Riding, and to regulate the driving of Carriages on the Streets of Halifax, or other Towns, or on the Public Roads of this Province.

Passed the 29th day of March, 1843.

Acts 4 Geo. 4
and 5 Vic.
continued

BE it enacted by the Lieutenant Governor, Council and Assembly, That the Act passed in the fourth year of the Reign of His late Majesty King George the Fourth, entitled, An Act to prevent Disorderly Riding, and to regulate the driving of Carriages on the Streets

Streets of Halifax, or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned, except as altered or amended by the Act hereinafter mentioned, and also the Act passed in the fifth year of the Reign of Her present Majesty Queen Victoria, to continue and amend the said first mentioned Act, shall be continued, and the said Acts, and every matter, clause and thing, therein contained, except as before excepted, are hereby respectively continued for three years, and from thence to the end of the then next Session of the General Assembly.

CAP. LXXVI.

An Act to continue the Act to regulate the Expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges; and the Acts in amendment thereof.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the fourth and fifth year of the Reign of His late Majesty King George the Fourth, entitled, An Act to regulate the Expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges; and also the Act, passed in the ninth year of His said late Majesty's Reign, to continue, alter, and amend the said Act, and every matter, clause and thing, in the said Acts contained, except so far as the same are or may be altered or amended by the Act hereinafter mentioned; also the Act, passed in the third year of the Reign of Her present Majesty Queen Victoria, entitled, An Act to continue the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Act in amendment thereof, and to alter and amend the said Acts, and every matter, clause, and thing, in the said last mentioned Act contained, shall be continued, and the said Acts, except as aforesaid, are hereby respectively continued for one year, and from thence to the end of the then next Session of the General Assembly.

Acts 4 and 5
Geo. 4 and 3
Vic. continued

CAP. LXXVII.

An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act, made and passed in the eleventh year of the Reign of His late Majesty King George the Fourth, entitled, An Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts, passed in the first and second years respectively of the Reign of His late Majesty King William the Fourth, in amendment of, and additional to, the said Act, shall be continued, and the said Acts, and every matter, clause and thing, therein contained, are hereby severally and respectively continued for one year, and from thence to the end of the then next Session of the General Assembly.

Act 11 Geo 4
and 1 and 2
Wm. 4 contin-
ued

CAP. LXXVIII.

An Act to continue and amend the Act for regulating the Militia.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Act, passed in the Fourth year of the Reign of Her present Majesty Queen Victoria, entitled, An Act for regulating the Militia, except as altered and amended by this Act, shall be continued, and the said Act, and every matter, clause and thing, therein contained, except as before

Act 4 Vic.
(except as
hereby amend-
ed) continued

before excepted, are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

Persons liable
to be called
out to drill

II. *And be it enacted*, That, hereafter, instead of the Class of Militia liable to be called out for training or drill, under and by virtue of the fifty-first clause or section of the said Act, every Militia man between the ages of sixteen and forty-five years, shall and may be called out and required to attend at every such meeting for training or drill.

LXXIX.

An Act to continue the Act further to amend the Act relating to Trespasses.

Passed the 29th day of March, 1843.

Act 6 Wm. 4
continued

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the sixth year of the Reign of His late Majesty King William the Fourth, entitled, An Act further to amend the Act relating to Trespasses, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for three years, and from thence to the end of the then next Session of the General Assembly.

CAP. LXXX.

An Act to continue the Act additional concerning Nuisances.

Passed the 29th day of March, 1843.

Act 5 Wm. 4
continued

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Act, passed in the Fifth year of the Reign of His late Majesty King William the Fourth, entitled, An Act additional, concerning Nuisances, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the next Session of the General Assembly.

CAP. LXXXI.

An Act to continue the Act for the Regulation of the Fisheries in the County of Richmond.

Passed the 29th day of March, 1843.

Act 4 Vic.
continued

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Act, passed in the fourth year of the Reign of Her present Majesty Queen Victoria, entitled, An Act for the Regulation of the Fisheries in the County of Richmond, shall be continued, and the said Act, and every matter, clause and thing, therein contained, are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

CAP. LXXXII.

An Act to continue the Act for regulating the Fishery in the River Shubenacadie.

Passed the 29th day of March, 1843.

Act 4 Wm. 4
continued

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Act, passed in the Fourth year of the Reign of His late Majesty King William the Fourth, entitled, An Act for regulating the Fishery in the River Shubenacadie, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for three years, and from thence to the end of the then next Session of the General Assembly.

CAP. LXXXIII.

An Act to continue the Act to suspend the operation of the Acts to prevent Forestalling, Re-grating, and Monopolizing of Cord Wood in the Town of Halifax.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the seventh year of the Reign of His late Majesty King George the Fourth, entitled, An Act to suspend the operation of the Acts to prevent Forestalling, Re-grating, and Monopolizing of Cord Wood in the Town of Halifax, and every matter, clause and thing, in the said Act contained, shall be continued, and the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

Act 7 Geo 4
continued

CAP. LXXXIV.

An Act to continue the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Act in amendment thereof.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the Fifth year of the Reign of His late Majesty King William the Fourth, entitled, An Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, except so far as the same is altered or amended by the Acts hereinafter mentioned, and also, except the eight clause or section thereof, which is hereby repealed; also, the Act, passed in the Sixth year of the Reign of His said late Majesty, entitled, An Act to amend the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes; and also, the Act, passed in the First year of Her present Majesty's Reign, entitled, An Act to continue the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Acts in amendment thereof, except in so far as the same is or may be altered or amended by the Act hereinafter mentioned; also, the Act, passed in the Second year of Her present Majesty's Reign, entitled, An Act to continue and further amend the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Act in amendment thereof, shall be continued, and the said Acts, except as before excepted, are hereby severally continued for one year, and from thence to the end of the then next Session of the General Assembly.

Acts 5 Wm. 4
with excepti-
ons, also Acts
6 Wm. 4 and
1 & 2 Vict.
continued

LXXXV.

An Act to continue and amend an Act to provide for the accommodation and billeting of His Majesty's Troops or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof.

Passed the 29th day of March, 1843.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That an Act, made and passed in the forty-eighth year of the Reign of His late Majesty King George the Third, entitled, An Act to provide for the accommodation and billeting of His Majesty's Troops and of the Militia, when on their march from one part of the Province to another; and also the Acts, passed in the fifty-first and fifty-third years of His said late Majesty's Reign, in amendment thereof, and every matter, clause and thing, in the said Acts contained, except so far as the same may be altered or amended by this Act, shall be continued, and

Act 48 Geo. 3
and Acts 52
and 53 Geo. 3
(except as
hereby amend-
ed) continued

the same are hereby continued for one year, and from thence to the end of the then next Session of the General Assembly.

And whereas charges have been made for the billeting of Soldiers in search of Deserters from Her Majesty's Forces in this Province, which charges are not authorized by the aforesaid Acts, and it is also desirable to limit the amount to be drawn from the Treasury in any one year under the said Acts :

II. *Be it enacted*, That no charge shall be made against, nor any monies drawn from, the Treasury of this Province, under the said Acts, or any of them, other than for the expenses of the billeting of Her Majesty's Troops, or of the Militia, when on their march from one part of the Province to another; and the sum drawn for that purpose shall not in any one year exceed the sum of Five hundred pounds.

CAP. LXXXVI.

An Act to continue the Act to prevent injuries to the Fisheries within the County of Lunenburg, by Mill Dams or any other obstruction.

Passed the 29th day of March, 1843.

Act 1 Vic.
continued

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the First year of the Reign of Her present Majesty, entitled, An Act to prevent injuries to the Fisheries within the County of Lunenburg, by Mill Dams, or any other obstructions, and every matter, clause and thing, therein contained, shall be continued, and the same are hereby continued for three years, and from thence to the end of the then next Session of the General Assembly.

- Bridgetown Meeting House ; *See Baptist.*
 Burial Grounds in Halifax ; Acts concerning, amended, 53.
 Ground at Dartmouth ; Act amended, 69.

C

- Cape Breton ; Miré Grant in, 15.
 Sydney Streets Act, 45 ; License Duties Act, 49 ; Academy Act, 59 ;
 Pilotage Act continued, 75.
 Arichat Streets Act, 58.
 Bridgeport Harbour Master ; Act continued, 76.
 Richmond Fishery Regulation Act, continued, 80.
- Carriages ; Disorderly driving of, Acts continued, 78.
- Cemeteries in Halifax ; Acts amended, 53.
- Chester ; Gathering of Sea Manure in, regulated, 30.
- Churches ; General Act for raising money for repairs of, 29.
 See also Bridgetown, Cornwallis.
- Coals ; Act for selling of, by weight, continued, 75.
- Coasting Vessels ; Prevention of damage to Fishermen's Nets by, Act continued, 77.
- Colchester ; Separate Boards of School Commissioners for Stirling, in County of, 60.
- Colonial Duties of Impost ; Acts for granting, 8, 17.
 Duties regulation Act, continued, 13.
- Commissioners of Highways for Towns ; Acts extended to Sydney, C. B. 45 ; to Arichat, 58.
 of Schools ; Separate Boards of, established in certain places, 60.
 of Sewers ; Act continued, 73.
- Contagious Diseases ; Prevention Acts continued, 72, 73.
- Cordwood ; Suspension of Forestalling Act, continued, 81.
- Cornwallis Presbyterian Church Lands vested in Trustees, 61.
- County Rates ; *See Assessments.*
- Court House old, at Truro ; Act for Sale of, 30.
- Courts ; *See Administration—Probate—Actions—General Sessions.*
- Crown Lands ; Act to establish regulation for disposal of, amended and continued, 66.
- Cumberland ; Measuring of Grind Stones in, 33.

D

- Damage to Nets of Fishermen by Coasters ; Act for prevention of, continued, 77.
- Dams of Mills ; Act to prevent injuries to Fisheries in County of Lunenburg by, continued, 82.
- Dartmouth Burial Ground ; Act amended, 69.
 Assize of Bread ; Act extended to, 69.
- Debts due on Policies of Assurance ; Act allowing interest for delay of payment of, 69.
- Deceased persons ; Estates of, *See Probate.*
- Digby ; Division of Township for support of Poor, 37.
 Separate Boards of School Commissioners established in County of, 60.
- Directors of Union Insurance Company ; compensation of, 34.
- Diseases, Contagious ; Acts to prevent introduction and spread of, continued, 72, 73.
- Disorderly Riding ; Act continued, 78.
- Disposing of old Roads ; Act for, 34.
 of Crown Lands, 66.
- Distribution of Estates ; *See Probate.*
- Dike Rates ; Commissioners of Sewers Act continued, 73.
- Drawbacks on Goods exported ; Act for granting, continued and amended, 12.
- Duties of Colonial Impost ; Acts for granting, 8, 17 ; Regulation Act continued, 13.

- Duties on Licensed Houses, and Sales by Auction in Halifax, continued and amended, 13.
 In Town of Sydney, appropriation of, 49.
 On Licensed Houses generally, Acts continued and amended, 68.

E

- Egerton Township; part of, set off as separate District for support of Poor, 56.
 Elections, holding of Polls at, 51.
 Estates of deceased persons; *See Probate.*
 Expenditure of Monies on Roads and Bridges; Acts for regulating, continued, 79.
 Exportation of Goods; *See Drawbacks.*

F

- Fees in Probate Court in reference to value of Estate, how to be ascertained, 50.
 Firewards and Fires in Halifax; Act concerning, 71; in New Glasgow, 45.
 Fisheries in County of Richmond; Regulation Act continued, 80; in River Shubenacadie,
 Act continued, 80; in County of Lunenburg, Act continued, 82.
 Fishermens' Nets; Act to prevent damage to, continued, 77.
 Forestalling of Cordwood; Suspension Act continued, 81.

G

- General Sessions in King's County, 28; in Lunenburg, 30.
 Glasgow, New; Firewards and Fires in, 45.
 Grind Stones in Cumberland; measuring of, 33.
 Grounds, Public; Supervisors' Act continued, 72.

H

- Halifax; Licenses for Sale of Spirituous Liquors, and by Auction, Acts continued and amended, 13.
 Privileges of Fire-men of, extended, 31.
 Mechanics' Whaling Association, Act to incorporate, 38.
 Assessments and Incorporation, 40.
 Highways' Act extended to Sydney, C. B., 45; to Arichat, C. B., 58.
 Act additional concerning Cemeteries in, 53.
 Act concerning Firewards and Fires in, 71.
 Public School Act continued, 76.
 Disorderly Riding and Driving Act continued, 78.
 Pilotage Acts continued, 79.
 Suspension of Cordwood Forestalling Act in, continued, 81.
 Harbour Master at Bridgeport, C. B.; Act continued, 76.
 Health and Quarantine Acts continued, 72, 73.
 Highways, Roads and Bridges; Act relating to, continued, 74; Act regulating expenditure of Money on, continued, 79.
 In Town of Sydney, C. B., 45; in Town of Arichat, C. B., 58.

I

- Importation of Goods; Act for regulating, continued and amended, 11.
And see Impost.
 Impost; Colonial Duties of, Acts for granting, 8, 17.
 Incorporation Act, of Halifax, amended, 40.
 Of Bank of Nova-Scotia, continued, 75.
 Insurance; *See Assurance and Marine.*

Interest given for delay on Policies of Assurance, 69.

Infectious Diseases ; Acts for prevention of introduction and spreading of, continued, 72, 73.

J

Juries ; Acts for regulation of, continued, 73.

Justice ; Act relating to administration of, altered, 14.

Justices ; Summary Trials by, Act continued, 75.

K

King's County ; additional Sitting of Sessions in, 28 ; Landings Act continued, 77.

See also Cornwallis.

L

Land in Miré Grant, C. B., settling of Titles to, 14.

Landings in King's County ; Act continued, 77.

At Windsor ; Act continued, 77.

Lands of Crown ; disposal of, 66.

Of Ordnance Department, 70.

Licenses for Sale of Spirituous Liquors, and by Auction, in Halifax ; Acts continued and amended, 13 ; General Duties Act, 68.

Duties on, in Sydney, C. B., 49.

Light-Houses Act continued and amended, 59.

Loan for use of Province, 27.

Lotteries ; Act for suppression of, continued, 74.

Lumber ; Act for survey of, continued and amended, 51.

M

Marine Insurance Company (Union) enabled to compensate their Directors and Auditors, 34.

Mechanics' Whaling Association incorporated, 38.

Meeting-Houses ; General Act for raising monies for repairs of, 29 ; Baptist, at Bridgetown, 62.

Members in General Assembly ; Act regulating Elections of, amended, 16 ; Times and Places of holding Polls, 51.

Militia ; Act for regulating, continued and amended, 79.

Acts for billeting of, continued and amended, 81.

Miré Grant in Cape-Breton ; Act for settling Titles in, 14.

Moose ; Regulations as to setting Snares for catching, 32.

N

Nets of Fishermen ; Act to prevent damage to, continued, 77.

New Glasgow ; Firewards and Fires in, 45.

Nova-Scotia, Bank of ; Act to amend it's Incorporation Act continued, 75.

Union Marine Insurance Company of ; *See Marine.*

Nuisances ; Act concerning, continued, 80.

In Rivers ; Act concerning, made perpetual, 33.

O

Ordnance Department ; vesting of Lands in, 70.

P

- Passengers arriving in this Province ; Act relating to, 46.
 Perpetual ; River Nuisance Act made, 33.
 Pilotage at Sydney, C. B. ; Acts continued, 75.
 At Halifax ; Acts continued, 79.
 Policies of Assurance ; Recovery of Debts on, 69.
 Polls at Elections, 51.
 Poor ; Division of Township of Digby for support of, 37.
 Part of Egerton set off for support of, 56.
 Settlement Act continued, 78.
 Ports ; *See Pilotage.*
 Presbyterian Church, Cornwallis ; Act for Trustees of Lands belonging to, 61.
 Prevention of Smuggling Acts continued and amended, 10.
 Probate ; amendment of Act relating to Courts of, 35.
 Act regulating practice of Courts of, 49.
 Public Burial Ground at Dartmouth, 69.
 Grounds ; Supervisors' Acts continued, 72.
 School in Halifax ; Act continued, 76.
 Landing at Windsor ; Act continued, 77.

Q

- Quarantine ; Act for performance of, continued, 72.

R

- Rates ; *See Assessments, and Poor.*
 Representatives ; *See Members.*
 Revenue Acts, 8, 10, 11, 12, 13, 17, 68.
 And see Drawbacks, Duties, Licenses.
 Richmond County Fisheries Act continued, 80.
 Riding, Disorderly ; Act, continued, 78.
 Rivers ; Prevention of obstruction to passage of Fish in, Act made *perpetual*, 33.
 Fishery Regulation Act in Shubenacadie River, continued, 80.
 Roads, old ; Act for disposing of, 34.
 And Bridges ; Acts for regulating expenditure of monies on, continued, 79.

S

- Sable Island Act, continued, 74.
 Sale of old Court House at Truro, 30.
 School, Public, in Halifax ; Act continued, 76.
 See also Boards.
 Sea Manure ; Act regulating gathering of, in Chester, 30.
 Sessions of Peace in King's County, 28.
 In Lunenburg, to make regulations for gathering Sea Manure in Chester, 30.
 Setting of Snares for catching Moose, 32.
 Settlement of Estates ; *See Probate.*
 Of Poor ; *See Poor.*
 Sewers ; *See Commissioners.*
 Shelburne ; *See Barrington.*
 Smuggling prevention Act, continued and amended, 10.
 Snares for catching Moose, 32.
 Statutes of Province for 1843 ; *See Table of, next following the Title Page.*
 Steam Boat between Halifax and Western Ports, 57.
 Stirling in Colchester ; separate Board of School Commissioners established in, 50.

Streets; *See Highways, Disorderly, Sydney and Arichat.*
 Summary Trials Act continued, 75.
 Supervisors of Public Grounds; Acts continued, 72.
 Suppression of Lotteries; Act continued, 74.
 Survey of Timber and Lumber; Act continued and amended, 51.
 Sydney, C. B.; Act to enable Trustees to raise money for completion of Academy in, 59.
 Streets Act, 45; License Duties Act, 49; Pilotage Act, 75.

T

Timber and Lumber; Act to regulate survey of, continued and amended, 51.
 Title to Lands in Miré Grant, C. B.; Act for settling, 14.
 To Ordnance Lands vested in Officers of Department, 70.
 Town-House Barrington, 32.
 Town Officers Acts continued, 74.
 Trespasses Acts continued, 78, 80.
 Trial of Actions, Summary, before Justices; Act continued, 75.
 Troops; Acts for Billetting of, continued and amended, 81.
 Truro; Act for Sale of old Court House at 30.

U

Union Marine Insurance Company; Act to enable them to compensate Directors and Auditors, 34.
 Use of Province; Loan for, authorized, 27.

V

Vesting of Ordnance Lands in Officers of Department, 70.

W

Warehousing Act continued, and amended, 10.
 Weighing of Beef Act, continued, 76.
 Weight, Sale of Coals by; Act continued, 75.
 Western Sea Ports Steam Boat, 57.
 Windsor Public Landing Act continued, 77.
 Whaling Association (Mechanics') incorporated, 39.

Y

Yarmouth; separate Boards of School Commissioners established in County of, 60.