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1825.	6 Geo. 4, cap. 12.	Treasury Notes.	Appointments confirmed by 10 Vic. cap. 12.
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do	do	do 14	Market House.	Amended revived and continued, 10 Vic. cap. 16.
1843	6	Vic. cap. 3	Licensed Houses.	Repealed by 10 Vic. cap. 11.
do	do	do 4	Pumps and Wells	Expired.
do	do	do 5	Georgetown, &c. Packet.	Expired.
do	do	do 12	Hogs; Hog Reeves.	Expired.
do	do	do 13	Oysters.	Expired.
do	do	do 18	Georgetown, (Swine and Geese.)	Expired.
do	do	do 21	Academy.	Sec. 10 suspended by 10 Vic. cap. 14.
1844.	7	Vic. cap. 11	Treasury Warrants.	Expired.
do.	do.	do 16	Dog Tax.	Repealed 9 Vic. cap. 3.
do.	do.	do 18	Merchant Seamen.	Repealed 9 Vic. cap. 27.
do.	do.	do 28	Schools, Education.	Expired.

1845.	8 Vic.	cap. 1	Revenue.	Continued as amended by 9 Vic. cap. 2, and 10 Vic. cap. 3.
do	do	2	Smuggling.	Expired.
do	do	15	Township Boundaries (Suspension.)	Expired.
1846.	9 Vic.	cap. 2	Revenue.	Continued by 10 vic. cap. 3. Section 3. repealed by same.
do	do	15	Township Boundaries (suspension.)	Expired.
do	do	18	Nuisances, (Charlottetown.)	Expired.
do	do	23	Pumps and Wells, (Charlottetown.)	Expired.
do	do	25	Assault and Batteries.	Expired.
do	do	26	Licensed Houses.	Altered and amended by 10 Vic. cap. 11.

Ex. C. H. R.
3/1/07

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Rec. March 2, 1907

ANNO DECIMO

VICTORIÆ REGINÆ.

At the General Assembly of Her Majesty's
Island of Prince Edward, begun and holden
at Charlottetown, the Twenty-sixth day of
January, *Anno Domini* 1847, in the Tenth
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 :

1847.

Sir HENRY
V. HUNTLEY,
Lt. Governor.

R. HODGSON,
President of
the Council.

JOSEPH FOX,
Speaker.

Being the First Session of the Seventeenth
General Assembly convened in the said
Island.

CAP. I.

AN ACT to prohibit the Exportation of Potatoes, for a limited period.

[Passed *April 9th*, 1847.]

WHEREAS it is expedient to prohibit, for
a limited period, the Exportation of Po-
tatoes from any part of this Island. Be it there-
fore enacted, by the Lieutenant Governor, Council,
and Assembly, That from and after the
passing of this Act, and until the first day of
August next, it shall not be lawful for any per-
son or persons, to export in any Ship, Vessel

Prohibits the ex-
portation of Po-
tatoes from this
Island, until the
1st August, 1847.

or Boat, from any part of this Island, to any Port or place out of this Island, (the necessary Stores or Provisions, for such Ship, Vessel, or Boat excepted) any Potatoes of any description.

Forfeiture to be incurred by persons exporting, or loading for export any Potatoes.

II. And be it enacted, That if any person or persons, shall export or load, or put on board any Ship, Vessel, or Boat, any Potatoes with intent to export the same out of this Island, the person or persons so exporting or loading, or putting on board, with the intent to export the same, each and every of them shall forfeit and pay double the value of the Potatoes so exported or laden, put or placed on board any Ship, Vessel or Boat, with intent to export the same, and such Potatoes shall become forfeited to Her Majesty.

What shall be deemed *prima facie* evidence of intention to export Potatoes.

III. And be it enacted, That if any Potatoes shall at any time during the continuance of this Act be found on board of any Ship, Vessel or Boat, in any quantity exceeding Ten Bushels, proof of such fact shall be deemed and received as *prima facie* evidence of an intention to export the same, unless the Master or Owner of any such Ship, Vessel or Boat, shall have obtained from the nearest Collector of Impost or Justice of the Peace, a Permit in writing to ship such Potatoes Coastwise, or from one Port in this Island, to any other Port within the same, and shall have taken and subscribed the following Oath :—

Master of vessel &c. intending to export Potatoes coastwise &c. to obtain Permit.

And take and subscribe an Oath.

Form of Oath.

I *A. B.* (Master or Owner) of the Ship or Vessel called the _____ of _____ do swear that the Potatoes for which a Permit is now applied for by me to be laden on board of the said Vessel, of which I am the (Master or Owner *as the case may be*) are not intended for exportation, but that it is my intention to land the same at _____ within this Island.

So help me God.

IV. And be it enacted, That before any Permit shall be obtained by the Master or Owner of such Ship or Vessel, such Owner or Master shall be required by the Collector of Impost or Justice of the Peace of the Port or place within this Island, from whence he is desirous of conveying Potatoes, to any other Port or place within this Island, and before whom he has made and subscribed such Oath as aforesaid, to enter into a Bond, with one sufficient Surety, to the satisfaction of such Collector of Impost or Justice of the Peace as aforesaid, to such amount, as such Collector of Impost or Justice of the Peace shall deem equivalent to treble the value of the cargo so to be conveyed, which Bond shall be in the form set forth in the Schedule to this Act annexed.

Before Permit granted, Master of vessel &c. to give bond &c.
Bond to whom given.

Amount of Bond.

Form of Bond.

V. And be it enacted, That such Ship, Vessel, or Boat, in which any Potatoes shall be laden or put on board for exportation, (except as hereinbefore excepted) shall be liable to seizure and condemnation, and any Officer or Officers, or person or persons, authorized or empowered to seize and prosecute any Ship, Vessel, or Boat, or Goods, or to prosecute for any penalty for any breach of the Revenue Laws of this Island, under any Act of this Island in force, or to be in force, relating to the Colonial Revenue, shall be, and such Officer or Officers, person or persons respectively, are hereby authorized, empowered, commanded and directed, to seize and prosecute, any Ship, Vessel, or Boat, or Potatoes, and to prosecute any person or persons, for any breach of this Act, and such Officer or Officers, person or persons, shall proceed against the same, in such and the like manner, as is by Law directed, for, or in respect of any seizure of the like value and amount, or for any penalty or forfeiture of like amount, made or incurred under and by virtue of any Acts relating to the Colonial Revenue.

Vessel &c. in which potatoes are loaded for exportation liable to seizure, &c.

Who may seize, &c.

How vessel, &c. is to be prosecuted to condemnation.

Appropriation of proceeds of vessel, &c. condemned, and also of penalties.

VI. And be it enacted, That the net proceeds of any such Ship, Vessel or Boat, or Potatoes, so seized and condemned, or the amount of any penalty or forfeiture recovered, shall be paid and applied, one moiety to the Officer or person making the seizure, and the other moiety thereof to be paid into the Public Treasury, for the use of Her Majesty's Government.

How penalties under 2d section are to be sued for and appropriated

VII. And be it enacted, That all Fines and Penalties inflicted by the Second Clause of this Act, shall be sued for and recovered, with costs of suit, in Her Majesty's Supreme Court of Judicature of this Island, and the said Fines and Penalties, shall be applied, one half to the person who may inform and sue for the same, and the other half to and for the use of Her Majesty's Government of this Colony.

Continuance of Act.

Prosecutions, &c. for breaches of this Act, not to abate, by reason of termination of this Act.

VIII. And be it enacted, That this Act shall continue in force, and be in operation, until, and upon the first day of August next after the passing thereof, and no longer; but all Prosecutions and Actions, which shall be had or prosecuted for any breach of this Act, committed prior to the said First of August, shall and may nevertheless be prosecuted, to their final end and determination, as if the said Act was in as full force and effect.

SCHEDULE.

FORM OF BOND.

KNOW all men by these presents, That we (A. B. and C. D. of) are jointly and severally, held and firmly bound unto our Sovereign Lady the Queen, Her Heirs and Successors, in the sum of of good and lawful money of Prince Edward Island, to be paid to our said Lady the Queen, Her Heirs and Suc-

Form of bond to be given before Permit granted.

cessors, for which payment well and truly to be made, we bind ourselves, our and each of our Heirs and Executors, and Administrators, firmly by these presents, sealed with our Seals, and dated this day of in the year of our Lord One, Thousand Eight Hundred and Forty-seven.

Whereas the above bounden A. B. hath at this date applied to E. F. Collector of Impost for (*here state the Port or place*) or to G. H. one of Her Majesty's Justices of the Peace for (*here state the County, as the case may be*) for a Permit, to ship and lade on board a certain [Schooner or Vessel or Boat, *as the case may be,*]

Bushels of Potatoes, for the purpose of carrying and conveying the same, from the Port or place of to the Port or place of in the said Island, [or coastwise, *as the case may be*]

Now the condition of the above obligation is such, that if the above bound A. B. shall cause the said Bushels of Potatoes, so to be shipped and laden, in and on board the said (Schooner, or Vessel, or Boat, *as the case may be,*) to be actually and *bona fide* landed at the said Port or place of or at some Port or Place within the said Island, for sale or consumption, and shall not cause the same to be carried and conveyed to, or landed at, any Port or place, out of the said Island, then the above obligation to be void, otherwise to be and remain in full force and virtue.

Signed, sealed and delivered	}	A. B.	L. S.
in the presence of		C. D.	L. S.

CAP. II.

An ACT to provide for the Summary Trial of
Common Assaults and Batteries.

[Passed April 17th, 1847.]

WHEREAS the Laws now in force for the punishment of Assaults and Batteries committed on the person, are about to expire, and the same not having been found sufficiently effective in their operation, it is expedient to make further, and in some respects other provisions, in lieu thereof: Be it enacted, by the Lieutenant Governor, Council and Assembly, That all persons charged with the commission of an Assault or Battery, apprehended by any Peace Officer, or Constable, or under the authority of any Warrant issued by any Justice or Justices of the Peace within this Island, shall be taken before two or more Justices of the County wherein such offence is alleged to have been committed; who shall, if they see fit, proceed to adjudicate thereon forthwith.

Two or more Justices of the Peace to adjudicate in cases of Assault and Battery.

Duty and power of Justices in such cases.

Amount in which Justices may fine parties convicted.

Appropriation of fine.

Duty and power of Justices when fine is not paid.

II. And be it enacted, That it shall be lawful for such Justices, on proof being made before them by the complainant, or one or more credible Witness or Witnesses, of such alleged Assault, to sentence the person or persons so convicted each and severally to pay such Fine as shall appear to them meet, not exceeding the sum of Five Pounds, together with costs, which Fine shall be paid into Her Majesty's Treasury to and for the use of Her Majesty's Government; and if such Fine as shall be awarded by the said Justices, together with the costs, if ordered, shall not be paid either at the time of conviction, or within such period as the said Justices, shall at the time of conviction appoint, it shall be lawful for them to commit the offender or offenders to the Jail of the County where such offence has been com-

mitted, there to be imprisoned for any term not exceeding Two Months, unless such Fine and Costs be sooner paid; but if the Justices upon hearing any such case of Assault and Battery, shall deem the offence not to be proved, or shall find the Assault and Battery to have been justified, or so trifling as not to merit any punishment, they shall accordingly dismiss the complaint, and shall forthwith make out a Certificate under their hands, stating the fact of such dismissal, and shall deliver such Certificate to the party against whom the complaint was preferred.

Duty of Justices when complaint is dismissed, or trivial.

III. And be it enacted, That any person to whom a Certificate shall have been given in manner aforesaid, or who having been convicted as aforesaid, shall have paid the Fine and Costs adjudged against him as aforesaid, or undergone in default thereof the imprisonment ordered in lieu thereof, shall be released from all further or other criminal proceedings for the same cause.

What shall release party from any other criminal proceeding for same offence.

IV. And be it enacted, That such Justices shall and may give costs to either Complainant or Defendant, or order each to pay his own, as they shall see fit.

Justices' power as to costs.

V. And be it enacted, That from and after the passing of this Act, in all cases of conviction, where the Defendant shall make default in payment of such Fine and Costs as shall be adjudged, and in consequence thereof undergo imprisonment, all Justices acting under the authority of this Act, shall on request, make out a certified statement of the expenses of such Witness or Witnesses as have been subpoenaed, and deemed by the Justices to have been necessary and material, and the cost of such Constable or Constables as shall be employed in serving Processes, Warrants, or Executions, on the part of the Prosecutor, or the reasonable expenses of any other person or persons lawfully employed in the cap-

Provides for payment of costs of Constable and Witnesses on the part of prosecution, where party convicted has undergone imprisonment.

tion of any person charged with having committed an Assault, which certified statement shall be delivered to the Clerk of Her Majesty's Council, and the amount so certified, after being approved of by the Administrator of the Government for the time being, in Council, shall be paid to the parties claiming the same by the Treasurer of this Island.

Time within which prosecution is to be commenced.

VI. And be it enacted, That no prosecution under the provisions of this Act shall be adjudicated on, unless it shall have commenced within One Calendar Month after the alleged commission of the offence.

Mode of recovery of costs adjudged against Complainant.

VII. And be it enacted, That if it shall be adjudged by the Justices before whom such offence shall be tried, that the Complainant shall pay costs, then, in case of non-payment thereof within such time as the said Justices may appoint, it shall be lawful for the said Justices to issue a Warrant of Distress or Execution, for the recovery of such Costs; and in the event of no Goods or Chattels being found whereon to levy, to imprison the party against whom such Warrant of Distress or Execution shall be issued, if they shall deem fit, for any term not exceeding Two Months, unless such Costs be sooner paid.

Warrants, &c. of Justices to run into other Counties.

VIII. And be it enacted, That the Justices of any County wherein any such Assault shall have been alleged to have been committed, shall have the power, either before or after conviction, to issue Warrants of Apprehension, Commitment or Distress, into any other County.

Mode of proceeding when Justices deem offence, to require a higher degree of punishment than prescribed by this Act.

IX. And be it enacted, That in case it shall appear to the Justices before whom persons charged with an Assault or Battery shall be tried, that the offence with which they are charged, is deserving of a higher degree of punishment than such Justices are by this Act authorized to inflict,

then, and in every such case, they are hereby required to bind over the Prosecutor, Defendant, and necessary Witnesses, by Recognizance, to appear at the next sitting of Her Majesty's Supreme Court of Judicature, to be held in the County wherein the offence charged is alleged to have been committed.

X. And be it enacted, That in case any Justice to whom complaint shall be made of any Assault or Battery, or any Justices before whom such complaint shall be brought for adjudication; shall find the Assault or Battery complained of to have been accompanied with any attempt to commit a Felony, he or they respectively shall cease to adjudicate thereon, but shall proceed therewith in manner prescribed by Law in such cases.

If Assault complained of, has been accompanied with attempt to commit a Felony, Justices to proceed as Law directs, in case of such Felony.

XI. And be it enacted, That the Justices before whom any person shall be summarily convicted of any offence by virtue of this Act, shall cause the conviction to be drawn up in substance according to the form in the Schedule to this Act annexed; which said Conviction and all other proceedings in the cause, the said Justices are hereby required and enjoined to return into Her Majesty's Supreme Court of Judicature on or before the first day of the Term next ensuing the taking thereof, and the said Justices neglecting to make such Returns, shall forfeit and pay for every such neglect, the sum of Five Pounds, to be recovered by Bill, Plaint, or Suit, in Her Majesty's said Supreme Court.

Conviction to be drawn up according to the form in Schedule annexed.

Conviction and proceedings to be returned to Supreme Court for the County wherein offence committed.

Fine on Justices neglecting to make such return.

XII. And be it enacted, That no Warrant of Commitment shall be held void by reason of any defect therein, provided it be therein alleged that the party has been convicted, and there be a good and valid conviction to sustain the same.

No Warrant of Commitment to be void for defect, if it is therein alleged that the party has been convicted, and there be a valid conviction.

Fees allowed to be taken under this Act.

XIII. And be it enacted, That the following Fees shall be allowed for the services enjoined by this Act :—

JUSTICES' FEES.

Justices fees.

Drawing and engrossing Affidavit, One Shilling and Six-pence.

Subpœna, One Shilling.

Every Oath, One Shilling.

Each Warrant, One Shilling.

For every Recognizance, One Shilling and Six-pence.

For every Judgment and Conviction, Seven Shillings and Six-pence.

For every Mile travelled, in coming to and returning from Court, or place of trial, Four-pence.

CONSTABLES' FEES.

Constables fees.

For executing each Warrant, or for serving other Process, One Shilling.

For every Mile travelled, Three-pence.

WITNESSES FEES.

For each days' attendance, Two Shillings.

For every Mile travelled in coming to and returning from Court, Three-pence.

Continues Assault and Battery Act of the 4th Will. 4th, Cap. 2, and Act of the 6th year of the same King Cap. 5, in amendment thereof, until 2d Thursday in June next.

XIV. And be it enacted, That an Act made and passed in the Fourth year of the Reign of His late Majesty King William the Fourth, intituled "*An Act for the Summary Trial of Common Assaults and Batteries*," and an Act made and passed in the Sixth year of the Reign of His said Majesty, intituled "*An Act to amend the Act for the Summary Trial of Common Assaults and Batteries*," be, and the same are hereby respectively continued until the Second Thursday in the Month of June next ensuing, inclusive; provided nevertheless that all Prosecutions commenced under the authority of the said recited Acts, previous to the said Second Thursday in the Month of June next ensuing, shall be prose-

Prosecutions commenced under said Acts to be proceeded with to final issue.

cutted to their final issue at any adjournment of the Sittings then to be holden under the authority of the said Acts, any thing in this Act contained to the contrary notwithstanding.

XV. And be it enacted, That this Act shall not come into operation (with the exception of the last preceding clause,) until the Second Thursday in the Month of June next ensuing, and not before, any thing herein contained to the contrary thereof notwithstanding.

This Act with exception of last preceding clause, not to come into operation until 2d Thursday in June next.

XVI. 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 and no longer.

Continuance of Act.

SCHEDULE TO WHICH THIS ACT REFERS.

Schedule.

Be it remembered, that on the day of
in the year of our Lord 18 , at in the
County of , A. B. is convicted before
of Her Majesty's Justices
of the Peace, acting under and by virtue of an
Act intituled [*here insert the Title of this Act*]
for that he the said A. B. did [*specify the offence,
and the time and place when and where the same
was committed, as the case may be,*] and
the said Justices, do adjudge the said A.
B., for his said offence, to forfeit and pay the
sum of and also the
sum of for costs, and
order that the said sums shall be paid
by the said A. B. on or before the day
of and in default thereof to be com-
mitted to Jail, there to remain for the space of
 , unless the said sums shall be
sooner paid.

Form of conviction.

Given under Hand and Seal the day and
year first above mentioned.



CAP. III.

An ACT for raising a Revenue.

[Passed April 22d, 1847.]

WHEREAS it is deemed expedient to continue and amend the hereinafter first recited Act:

Continues with certain Amendments, Act of the 9th year of Her present Majesty, Cap. 2, for raising a Revenue for 1 year, from 1st May 1847, until 2d May, 1848.

Proviso.

Further proviso.

Impost duties imposed by Act of the 9th Victoria Cap. 2, to cease from 5th July next, or from such period as the Royal Assent shall be given to the Act of 10th Victoria, Cap. 4, repealing certain duties of Customs imposed by Imperial Act of 8th

I. Be it enacted, by the Lieutenant Governor, Council and Assembly, That an Act passed in the Ninth year of the Reign of Her present Majesty, intituled "*An Act for raising a Revenue,*" be, and the same is hereby continued, with certain amendments, for One Year, from and after the First day of May next, until the Second day of May, which will be in the year of Our Lord One Thousand Eight Hundred and Forty-eight. Provided nevertheless, that from and after the period when the Royal Assent shall be given to an Act passed in the present Session of the Legislature of this Colony, intituled "*An Act to repeal certain Duties and Customs set forth in a certain Act passed in the Session of Parliament holden in the Eighth and Ninth years of Her present Majesty's Reign, intituled 'An Act to regulate the Trade of the British Possessions abroad, so far as the same relate to this Colony.'*" And further provided the said Royal Assent shall be given to the said last named Act, at any time prior to the Second day of May, in the year of Our Lord One Thousand Eight Hundred and Forty-eight; then, on from and after, the Fifth day of July next, or from such time thereafter, as the Royal Assent shall be duly signified to the said Act hereinbefore last named by Proclamation thereof in the *Royal Gazette* Newspaper, of this Colony, then the several rates and duties levied and raised under the Act passed in the Ninth year of the Reign of Her present Majesty, intituled "*An Act for raising a Revenue,*" shall cease and determine, and thereafter there shall

be levied, raised, collected and paid, until the Second day of May, which will be in the year of Our Lord One Thousand eight hundred and Forty-eight, the several and respective Colonial Duties set opposite to the several articles in the columns of Duties, to the following Table affixed, payable in the same currency or description of money, in which Warrants shall then be paid at the Treasury, which several rates, impositions, and duties, shall be in lieu of all rates and duties continued by the First clause of this Act, or imposed by any Act or Acts heretofore passed by the General Assembly of this Island.

and 9th Victoria, Cap. 98.

Import duties thereafter, to be raised and paid by this Act.

Description of money in which duties may be paid.

TABLE OF DUTIES,

As referred to in the preceding Clause.

Table of duties imposed by this Act, and payable after the Royal assent signified to Act before recited.

	Per centage. Ad valorem duty on every £100 currency value, per invoice.			Other Duties.		
	£	s.	d.	£	s.	d.
Anchors, - - - - -	2	10	0			
Blocks, - - - - -	2	10	0			
Bread, Biscuit, & Crackers, the Cwt., - - - - -				0	6	6
Butter, the cwt., - - - - -				0	9	0
Boots and Shoes, - - - - -	10	0	0			
Boards, per Thousand feet, - - - - -				0	2	6
Buffalo Robes, - - - - -	10	0	0			
Beer, (strong) as imposed by the Act of 35 George the Third, Cap. 10, per gallon, - - - - -				0	0	2
Canvas Sail cloth, - - - - -	2	10	0			
Cordage, - - - - -	2	10	0			
Cables, Chain, and Hemp, - - - - -	2	10	0			
Copper, - - - - -	2	10	0			
Cheese, the cwt., - - - - -				0	8	0
Coffee, per lb., - - - - -				0	0	1½
Chocolate or Cocoa Paste, - - - - -				0	0	1
Corn and Corn Meal, for 196 lb. weight, - - - - -				0	5	0
Cigars, - - - - -	30	0	0			
Cider, per gallon, - - - - -				0	0	2

	Per centage. Advalorem duty on every £100 curren- cy value; per invoice.			Other Duties.		
	£	s.	d.	£	s.	d.
Clocks—on all Clocks costing under 20s. each, -				0	5	0
All other description of Clocks,				0	10	0
All wheels, Machinery, and materials for manufacturing Clocks,	25	0	0			
Carriages, -	15	0	0			
Cattle, (neat) except Cows & Calves,				1	0	0
Cows and Calves, -				0	10	0
Dye-wood, and Dye stuffs of all kinds,	6	0	0			
Horses, Mares, and Geldings,				2	0	0
Leather, Sole, per pound, -				0	0	2
“ Upper & Trimming, per lb.,				0	0	4
“ Harness, per lb., -				0	0	2
Lard, the cwt., -				0	8	0
Meat, salted or cured, the cwt.,				0	6	0
Molasses, per gallon -				0	0	3
Oakum, -	2	10	0			
Porter, (including the duty imposed by the Act of the 35th of George the Third, cap. 10,) per gallon,				0	0	3
Pitch, -	2	10	0			
Rigging, -	2	10	0			
Rum, or other distilled Spirituous Liquors imported into this Island, (including the sum of Ten-pence per gallon as is imposed by the Acts of the 25th George the Third, cap. 4, and by the 35th George the Third, cap. 10,) per gallon,				0	2	3
Sails, -	2	10	0			
Spirits, viz: Brandy, Gin, and Cor- dials, imported into this Island, (including the sum of Ten-pence per Gallon as is imposed by the Act of the 25th George the Third, cap. 4, and also by the Act of 35th George the Third, cap. 10,) per Gallon, -				0	3	3
Spirituous Liquors—on all manufac- tured, extracted, or distilled in this Island, per gallon, -				0	0	8

	Per centage. Advalorem duty on every £100 curren- cy value, per invoice.			Other Duties.		
	£	s.	d.	£	s.	d.
Stoves,	10	0	0			
Sugar, (refined,) per pound,				0	0	2
" Brown or Muscovado, per cwt.,				0	9	0
Tar,	2	10	0			
Tea, per pound,				0	0	4
Tobacco, (manufactured) per pound,				0	0	4
" (unmanufactured) per "				0	0	2
Wheaten Flour and Oatmeal, for every 196 lbs.				0	8	6
Wrecked Ship Stores and materials, duty payable on amount sales,	5	0	0			
Wine imported into this Island, (in- cluding the sum of Ten-pence per gallon, as imposed by the Act of 25th George the Third, cap. 4, and by the Act of the 35th George the Third, cap. 10,) per gallon,				0	3	0
Articles manufactured of Wood, (ex- cept Brushes, Planes, and Musical Instruments,) and such articles as Wood forms the principal part of, not hereinbefore enumerated,	10	0	0			
On all kinds of Goods, Wares, and Merchandize soever, not above enumerated, except as is herein ex- cepted,	6	0	0			

ARTICLES EXEMPTED.

- Baggage of Emigrants,
- Barley,
- Books, (printed, of all kinds,) not prohibited to be import-
ed into the United Kingdom,
- Engines, (Fire)
- Flax,
- Fish,
- Gypsum,
- Hemp,
- Hides, (raw)

ARTICLES EXEMPTED.

Implements of Husbandry, imported by any Agricultural Society, to be sold or used by such Society,

Lime,

Lumber, (except Boards,)

Manures,

Oats,

Oil, (Fish) except Seal Oil,

Salt,

Seeds of all kinds, imported by any Agricultural Society, to be sold or used by such Society,

Staves,

Stone, (lime)

Stone for building,

Stone, Burr,

Tallow,

Teasels,

Trees, (fruit) Plants and Shrubs,

Anchors, Blocks, Cables, Rigging, and Sails, which may have been used in taking any new Vessel from this Island to a market for sale, if such Anchors, Blocks, Cables, Rigging and Sails, shall be returned forthwith, after the sale of the Vessel, direct to this Island, by the exporter thereof, and shall have previously paid, or been charged, with the duty imposed thereon, by this or any former Act, on the first importation thereon into this Island.

Repeals 3d
clause of Act of
9th Victoria,
Cap 2.

II. And be it enacted, That the Third clause of the herein first recited Act, intituled "*An Act for raising a Revenue*," be, and the same is hereby repealed, any thing herein contained, to the contrary notwithstanding.

Exempts from
duty, Wheat,
Flour, &c. until
the 1st day of
September, 1847.

III. And be it enacted, That the Duties imposed by this Act, on Wheat, Flour, Rye flour, Corn and Corn Meal, and Oatmeal, Bread, Biscuit, Rice, and Pulse of all descriptions, shall not be exacted, taken or received, on any of the said articles, until, from and after, the First day of September next, but that the same may be imported, free of duty, prior to the First day of September aforesaid.

CAP. IV.

An ACT to repeal certain Duties and Customs set forth in a certain Act passed in the Session of Parliament, holden in the Eighth and Ninth years of Her present Majesty's Reign, intituled "An Act to regulate the Trade of the British Possessions abroad," so far as the same relate to this Colony.

[Passed April 22, 1847.]

WHEREAS the Imperial Parliament of Great Britain, did by an Act passed on the Twenty-eighth day of August in the year of Our Lord One thousand Eight hundred and forty-six, intituled "An Act to enable the Legislatures of certain British Possessions, to reduce or repeal certain Duties of Customs," authorize and empower the several Colonial Legislatures to reduce or repeal, all or any of the Duties of Customs imposed by the Imperial Act passed in the Eighth and Ninth years of the Reign of Her present Majesty, intituled "An Act to regulate the Trade of the British Possessions abroad." And whereas it would tend to facilitate Trade and Commerce between this Colony and other Countries, if the Duties imposed by the said Act were repealed: Be it therefore enacted, by the Lieutenant Governor, Council and Assembly, That on from and after the Fifth day of July next, or from such time thereafter, as the Royal assent shall be duly signified, to this Act, and Proclamation thereof made in the *Royal Gazette* Newspaper of this Colony, all Duties of Customs imposed by the said Imperial Act passed in the Eighth and Ninth years of the Reign of Her present Majesty, intituled "An Act to regulate the Trade of the British Possessions abroad, in so far as the same relate to this Colony," shall be, and they are hereby wholly repealed.

Repeals duties of Customs relating to this Colony, imposed by Imperial Act of the 8th and 9th Victoria, Cap. 93, after 5th July next, or from such time thereafter, as Royal assent be signified to this Act, and notified in *Royal Gazette* Newspaper of this Colony.

Suspending
clause.

II. And be it enacted, That nothing in this Act contained shall have any force or effect, until Her Majesty's pleasure therein shall be known.

CAP. V.

An ACT relating to the Pumps and Wells of Charlottetown, and to repeal a certain Act therein mentioned.

[Passed April 22d, 1847.]

Representatives for Charlottetown, or either of them, or in event of absence of both, Senior Justice of the Peace residing in said Town, by advertisements to call a Meeting of Inhabitants to assemble annually on the 1st Tuesday in May.

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Representatives in General Assembly of the Town and Royalty of Charlottetown, for the time being, are, or either of them is, and for want of, or in the absence of both of such Representatives, then the senior of Her Majesty's Justices of the Peace residing within the said Town, is required to publish an Advertisement in the *Royal Gazette* Newspaper, printed in Charlottetown, and also to post Advertisements, calling together the Inhabitants and Landholders of and in the said Town, to assemble at the Court House in Charlottetown, on the First Tuesday in May next, after the passing of this Act, at noon, and also in each and every succeeding year, during the continuance of this Act, the said Representative or Representatives, are, or either of them is, or in the absence of the said Representative, or either of them, then the Senior of Her Majesty's Justices of the Peace residing within the said Town, is hereby required in like manner, to call a Meeting of such Inhabitants and Landholders, on the First Tuesday in May, at noon, at the Court House aforesaid, Eight days' notice of all such Meetings being previously given in manner aforesaid, at which Meetings of the Inhabitants and Landholders so to be held, the said Inhabitants and Landholders then present, shall elect a Chairman, and at each of such Meetings shall

Inhabitants, &c. to elect a Chairman, and choose 9 persons to assess Inhabitants and Landholders.

proceed to choose Nine Inhabitants of the said Town, (any Five of whom to be a Quorum) who are hereby required to assess the Inhabitants and Landholders of the said Town, for such sums as shall be granted, voted and agreed upon by the majority of Inhabitants and Landholders present, at such Meetings respectively.

II. And be it enacted, That the said Inhabitants and Landholders, at each and every of their respective Meetings, shall and they are hereby empowered, to vote such sum of money as they shall judge necessary, for the then current year, for the making or repairing of Pumps and Wells in Charlottetown, and such further sum as in the discretion of the majority of such Inhabitants and Landholders at any such Meetings, shall appear necessary for the purchasing of Hose, Leather Buckets, Ladders, Saws, Axes, Firehooks, Ropes and Chains, or other requisites for the several Fire Engine Companies of Charlottetown, already or hereafter to be established, and the said Assessors are hereby required to pay a sufficient sum in requisite proportions, into the hands of the Captains of the said several Fire Engine Companies for the purposes above mentioned, and who shall severally account to the Assessors for the expenditure thereof.

Inhabitants, &c. to vote such sum as they shall judge necessary for Pumps and Wells, &c.

Part of sum assessed to be paid to Captains of Fire Engine companies.

III. And be it enacted, That the Inhabitants so to be elected, at the respective Meetings herein directed to be held, or any Five of them, shall be, and are hereby empowered to assess the Landholders and Inhabitants of Charlottetown, in just and equal proportions, as near as may be for the monies voted as aforesaid, and each particular person being assessed according to the fair yearly value of the Real Estate in his or her actual possession in the said Town, shall pay the same to such person or persons as shall be appointed to collect and receive the same by the said elected Inhabitants, or any Five of them,

Assessors elected at such Meetings, to assess Inhabitants, &c. in equal proportions of sum voted.

Real Estate un-occupied, also to be assessed.

and the said elected Inhabitants or any Five of them, are hereby empowered to assess all unoccupied Real Estate in the said Town, in manner aforesaid, the same to be recovered as hereinafter directed.

On 2d Tuesday in April, annually, Assessors to let the keeping in repair the Pumps and Wells in Charlottetown for a period not exceeding 5 years.

Tenders to be called for by advertisement.

Period of delivery of Tenders.

Tenders to be submitted to Annual Public Meeting of Inhabitants, &c.

Majority to accept Tender they shall deem most advantageous.

Bond to be given for performance of contract.

Assessors authorized to have certain conditions inserted in Bond.

IV. And be it enacted, That on the Second Tuesday in April, in any year when occasion may require the Assessors elected, or to be elected under the provisions of this Act, shall and they are hereby authorized and directed by Advertisement in the *Royal Gazette* Newspaper, to call for Tenders for repairing and keeping in efficient repair, the public Pumps and Wells of Charlottetown, by the year, for a period not exceeding Five years, nor less than Three years, the said Tenders to be delivered to the said Assessors on the day before the Annual Meeting to be held as aforesaid, on the First Tuesday in May next, following the publishing of such Advertisement, and all such Tenders as shall be received by the said Assessors, pursuant to the said Advertisement, shall be submitted by them to the said Public Meeting, and the Inhabitants and Landholders present at said Meeting, or a majority of them, are hereby authorized to accept the Tender that may appear to them to be the most advantageous for the public interest, and any person whose Tender shall be so accepted, shall be required by himself and two sufficient Sureties to enter into a Bond for the due performance of such Contract.

V. And be it enacted, That in case it shall appear necessary to the Assessors taking such Bond, they are hereby required to provide therein, that as often as it shall appear to the said Assessors or their Successors in office, that any Pump or Well shall be allowed to be out of repair for the period of Two days, and contrary to the terms of the Contract, it shall be lawful to and for such Assessors to cause such Pump or Well

to be repaired at the cost and charge of such Contractor who shall be liable therefor, and all damages in consequence thereof, in any action on the said Bond.

VI. And be it enacted, That all actions for the breach of such Bond; shall and may be brought by the said Assessors, being parties thereto, or by their Successors in office.

Mode of enforcing such Bond.

VII. And be it enacted, That in case it shall or may happen, that by reason of any neglect or omission on the part of the Inhabitants of the said Town, to Assess a sufficient sum to pay off and discharge any amount agreed to be paid such Contractor as aforesaid; in any Contract already or hereafter to be entered into, that then and as often as it shall so happen, it shall be lawful for the said Assessors or their Successors in office, to assess the Inhabitants and Landholders in any sum sufficient to pay and discharge the amount due such Contractor, and which amount so assessed, shall and may be collected and recovered in manner prescribed by this Act.

If Inhabitants, &c. neglect or omit to assess a sufficient sum to pay Contractor, Assessors authorized to assess the same on them.

Mode of recovery of such Assessment.

VIII. And be it enacted, That the said elected Inhabitants, or any Five of them, are hereby empowered and required at such their Meetings, to choose and appoint fit and proper persons to be Treasurer and Collector of the Fund to be raised in pursuance of this Act (taking sufficient security for the due performance of such offices,) and at their pleasure to displace either or both of such Officers, and to appoint others in case of misbehaviour, and to allow the said Collector and Treasurer respectively, such poundage as the majority of said elected Inhabitants shall direct.

Assessors to appoint a Treasurer and Collector.

And to settle allowance to be paid to them.

IX. And be it enacted, That no Collector as aforesaid, shall be entitled to receive any per centage on the monies by him collected, until

Collector not entitled to allowance until whole amount assessed

be received and paid over by him.

the whole amount of the rate levied shall be duly received and paid over to the Treasurer, excepting always such part or balance thereof, (if any) as shall be made to appear to the satisfaction of the Assessors to be desperate or totally irrecoverable.

Mode of enforcing payment of assessment where parties neglect or refuse to pay same.

X. And be it enacted, That if any person so assessed, shall on demand made by the Collector, refuse or neglect to pay his or her proportion of the Assessment, on the Real Estate so in his or her actual possession as aforesaid; the Collector shall and may, after the expiration of Ten days, from the time of making such demand, in case the same shall then remain unpaid, levy the amount of such Assessment on the Goods and Chattels of such defaulter, which Chattels shall be irreplevisable; and may be sold at Auction by the Collector, after he has given at least Six days' public notice of such Sale.

Persons assessed may appeal.

XI. And be it enacted, That the person so assessed may within the said Ten days last mentioned, give to the said Collector, a written notice of his or her intention to Appeal from the said Assessment, and the said Collector shall thereupon notify the said Assessors of every such notice of Appeal being served on him, within one week after the same shall have been served, and the said Assessors, or any Five of them shall appoint a time and place to revise the said Assessment so appealed from, allowing the Appellant at least Fourteen days' notice thereof, and their determination after such revision, shall be final and conclusive, and the Collector shall give the Appellant at least Ten days' notice in writing of the time and place of Meeting of the said Assessors, to revise the said Assessment, and finally determine the same, and in case such revised Assessment shall not be paid to the Collector within Twenty days after such determination of the Assessors thereon, as aforesaid, then the Col-

Duty of Collector on appeal.

Duty of Assessors on appeal.

Mode of recovery of revised assessment.

lector shall and may *ex officio*, levy the same by Distress and sale of the Goods and Chattels of the Defaulter, as hereinbefore mentioned.

XII. And be it enacted, That in case sufficient Goods and Chattels cannot be found whereon to levy such Assessment as last aforesaid, or that the same shall have been made upon unoccupied Real Estate within Charlottetown, then it shall and may be lawful for the said Assessors, or the major part of them, and they are hereby required to award a Precept to the Collector in the form hereinafter prescribed, commanding him to make public sale of such Estate so in arrear for the the said Assessment, after giving Six Months' notice thereof, in the *Royal Gazette* Newspaper, and out of such sale to pay into the hands of the Treasurer appointed by the said Assessors, the amount of such Assessment, and if any amount remains in the hands of the said Collector after paying the sum so assessed, together with the amount of expenses incurred for Advertising and selling the same, and other incidental charges, such balance or difference shall be paid to the Owner or Owners of such Real Estate so assessed and sold, and the said Collector is hereby authorized and directed to make and execute a Deed to the Purchaser or Purchasers at his, her, or their expense of such Real Estate, which Deed when so executed and registered, together with the Precept authorizing the sale of such Real Estate, shall be held a good and sufficient Title against the original Holder or Holders thereof, subject only to the conditions of the original grant.

If Goods, &c. cannot be found whereon to levy the sum assessed.

Assessors to award a precept to Collector to sell Real Estate of defaulter, & 6 months notice of sale to be given.

Appropriation of proceeds of Real Estate sold.

Collector to execute a Deed to purchaser.

XIII. Provided always and be it enacted, That in case of any Real Estate being sold under the operation of this Act, an Equity of Redemption shall nevertheless be open to the former Owner or Proprietor, his Heirs or Assigns, for the space of Two years next after the sale of such Real

Equity of redemption allowed to Owner.

Estate, the purchaser accounting to the former Owner for the Rents, Issues and Profits, and the former Owner repaying the purchase money and lawful interest thereon, and allowing for such improvements as shall or may be made thereon, the same to be ascertained by the Judgment of the Assessors for the time being, or the major part of them not being parties interested.

Collector once in every 3 months to account to Treasurer.

XIV. And be it enacted, That the Person or Persons appointed to collect the Assessments aforesaid, shall once in every Three Months account with, and pay into the hands of the Treasurer all such sums of money as he or they may have received, and upon his or their neglect or refusal to account and pay in the same as aforesaid, such Person or Persons shall and may be prosecuted by the said Treasurer for the time being, by bill, plaint or information in the Supreme Court of Judicature, and shall also forfeit and pay a Fine of Ten Pounds; and any Treasurer or Collector to be appointed as aforesaid, (and who shall accept of such appointment) not complying with the duties hereinbefore and after set forth, shall for each offence forfeit and pay a Fine not exceeding Five Pounds, as the Assessors or the major part of them, at any of their Meetings, shall direct and appoint; such Fine to be recovered before any Justice of the Peace, and applied in aid of the Fund to be raised under this Act.

Penalty on Collector for not accounting.

Penalty on Treasurer and Collector for not fulfilling any duty imposed by this Act.

Assessors refusing to Act to forfeit £2.

XV. And be it enacted, That if any of the Nine Inhabitants to be chosen as Assessors at the Meetings to be held respectively, shall refuse to serve in their respective Offices, each Person so refusing, shall forfeit and pay the sum of Forty Shillings to be recovered by the Collector, before any Justice of the Peace, and paid to the Treasurer in aid of the Fund to be raised by virtue of this Act: Provided that no Person shall be compelled to serve as an Assessor, oftener than once in Three years.

Mode of recovery thereof.

Appropriation of such penalty.

No person compelled to Act as Assessor more than once in 3 years.

XVI. And be it enacted, That the said Assessors so to be appointed, shall and they are hereby authorized and required to cause such improvements to be made in the said Town, by sinking Wells, procuring Pumps, and the repairs thereof, as they, in their discretion, shall think necessary, and shall render an account of the expenditure of all moneys received by them, in pursuance of this Act, together with proper vouchers in support thereof, to the Inhabitants of the said Town of Charlottetown, at their next Meeting or Meetings, and the outgoing Assessors, Treasurer or Collector, shall then pay over to the incoming Assessors or Treasurer, any balance remaining in their or his hands, and any Assessor, Treasurer or Collector offending herein, shall incur a penalty of Eight Pounds, to be recovered before any Two Magistrates, and applied in aid of the Fund to be raised under and by virtue of this Act.

Assessors authorized to order improvements to be made in Charlottetown.

And to render an account to Inhabitants, &c. at Annual Meeting.

Outgoing Assessors, Treasurer and Collector, to pay over any balance in hand.

Penalty on Assessor, Treasurer or Collector, offending herein.

Mode of recovery thereof.

XVII. Provided nevertheless, and be it enacted, That no Wells shall be sunk in any of the Streets of Charlottetown, within Twenty Feet of either side of such Streets.

Wells not to be sunk within 20 feet of side of street.

XVIII. And be it enacted, That in order to enable the said Assessors to carry the provisions of this Act into execution, the Treasurer to be appointed in pursuance thereof, is hereby authorized and directed from time to time, as he shall be required by the majority of the said Assessors to supply the said Assessors, or either of them, with money, taking his or their receipt for the same, and if any overplus shall remain in the hands of the said Treasurer, out of the moneys arising by virtue of this Act, the same shall continue in the hands of the said Treasurer, and be accounted for at the next Meeting of the said Assessors.

Treasurer from time to time, to supply money to Assessors.

Overplus in hands of Treasurer, to be accounted for by him.

Appropriation of
overplus of mo-
ney arising from
sale of Real Es-
tate.

XIX. And be it enacted, That the overplus of any Moneys which shall be raised by any Sales which shall or may take place in consequence of the non-payment of rates to be levied under this Act, shall be paid to, and remain in the hands of the Public Treasurer of this Island, to and for the use of the Person or Persons, whose Lands or Premises shall be sold.

Assessors and
Collector may
recover assess-
ment due before
their appoint-
ment.

XX. And be it enacted, That the Assessors and Collector for the time being, shall have power to sue for and recover all arrears of Assessments due under this Act, before they came into Office, the same as if such Assessments had been made after their appointments, and to punish or cause to be punished, any Treasurers or Collectors who may be delinquents, although out of Office.

Representatives
of Charlottetown
or either of them,
or senior Justice
of the Peace,
on requisition of
12 Household-
ers to call additional
meetings of In-
habitants, &c.

XXI. And be it enacted, That it shall and may be lawful for the Representatives of Charlottetown, or either of them, or the Senior Magistrate as aforesaid, at the requisition of any Twelve Household-ers, to call a Meeting of the Inhabitants of Charlottetown, at any time after any of the said Annual Meetings of the First Tuesday in May, giving at least Eight days' Public Notice thereof, in manner aforesaid, which said Meeting when convened, shall have power to add to the rate so laid on the First Tuesday in May, and shall be held in the same manner, and governed by the same regulations as are hereinbefore prescribed for the Annual Meetings.

Notice to be
given
Inhabitants at
such meetings,
empowered to
add to the for-
mer rate.

Mode of recov-
ery of penalties.

XXII. And be it enacted, That the Fines and Penalties hereby directed to be sued for before One or more Justices of the Peace, shall be recovered, together with reasonable Costs by Warrant of Distress, and sale of the Offender's Goods and Chattels, and for want of sufficient Goods and Chattels, whereon to levy the same,

then the Offender shall be committed to Prison for a period not exceeding One Calendar Month, nor less than Six days.

XXIII. And be it enacted, That notwithstanding anything in this Act contained, no Public Buildings or Land in Charlottetown aforesaid, shall be assessed under or by virtue of this Act.

No public Building, or lands to be assessed under this Act.

XXIV. And be it enacted, That an Act made and passed in the First year of the Reign of His late Majesty, intituled "An Act to amend an Act made and passed in the Tenth year of the Reign of His late Majesty, intituled *An Act to continue an Act, made and passed in the Eighth year of His present Majesty's Reign, intituled 'An Act to continue an Act made and passed in the Sixth year of His present Majesty's Reign,'* intituled 'An Act to revive, alter and continue an Act made and passed in the Fifty-second year of the Reign of His late Majesty,' intituled "An Act for raising a Fund to make and keep in repair the Pumps, Wells and Streets of Charlottetown, and for other purposes therein mentioned," be, and the same is hereby repealed.

Repeals Act of 1st Will. 4th, amending Pump and Well Act

XXV. And be it enacted, That this Act shall continue and be in force for Ten years, from and after the passing thereof, and from thence to the end of the then next Session of the General Assembly, and no longer.

Continuance of Act.

FORM OF PRECEPT TO COLLECTOR, TO SELL REAL ESTATE.

Form of precept for sale of Real Estate.

Prince Edward Island, }
to wit }

To A. B. the Collector appointed under the Act intituled "An Act relating to the Pumps and Wells of Charlottetown, and to repeal a certain Act therein mentioned," Greeting,

Whereas we the undersigned Assessors appointed for carrying into effect the provisions of the said Act, having assessed, [*here describe the property*] situate in Charlottetown aforesaid, pursuant to the said Act, and the said Assessment, together with costs, amounts to the sum of £ Currency, and the notices required by Law having been duly given, and the amount of the said Assessment remaining still unpaid, these are therefore to authorize and require you, the said Collector to take so much of the said Real Estate, as will satisfy the said Assessment and Costs, and the same to advertise and sell and dispose of according to Law, and you are to make due return of this Precept unto us, and also have the money ready as directed by the said Act.

Given under our Hands and Seals this
day of in the year of our Lord One
Thousand Eight Hundred and and in
the year of the Reign of Her present
Majesty.

[*To be Signed by a majority of the Assessors.*]

CAP. VI.

An ACT to provide against Nuisances in the Streets and Squares of Charlottetown.

[Passed April 22d, 1847.]

WHEREAS the Streets and Squares of Charlottetown are frequently encumbered with Nuisances of various descriptions, which not only obstruct the thoroughfare, but also tend to affect the health of the Inhabitants, and in some instances to endanger their persons. For remedy whereof: Be it enacted, by the Lieutenant Governor, Council and Assembly, That the person or persons, who by Law, shall have the power to appoint the Overseer or Overseers of the performance of Statute Labor in the said Town, shall also within Fourteen days after the passing of this Act, and from thence annually, on or before the First day of May in each and every succeeding year during the continuance of this Act, any number of persons in his or their discretion necessary, not being less than Two, nor more than Four, whose duty it shall be to remove or cause to be removed, from off the Streets and Squares, within the particular Wards or Districts respectively assigned to such Overseers, Nuisances and Obstructions of all kinds whatsoever.

Persons authorized by law to appoint Overseers of Statute Labor for Streets in Charlottetown to appoint within 14 days after passing of this Act, and annually on or before 1st May, Overseers to keep Streets and Squares of said Town, free of nuisances.

Duty of Overseers so appointed.

II. And be it enacted, That it shall be the duty of the said Overseers, to prosecute in the name of Her Majesty for all Trespasses which shall be committed, by removing, displacing or subverting the soil of the Streets or Squares, within their several Districts or Precincts; which prosecutions shall be proceeded with in manner prescribed, and subject to the provisions and regulations, according to the nature of the case, as are required in and by the several Acts of the General Assembly of this Island, providing against Trespasses to public and private property.

Further duty of such Overseers.

Offenders against this Act, how to be prosecuted.

Inhabitants, &c. to keep Streets and gutters in front of their premises, free from filth. &c.

Occupier of House, nearest Nuisance, liable to a fine, if suffered to remain over a limited period.

Penalty on Person placing any nuisance in Street or Square.

Proviso. Not to prevent Persons building, &c., from placing materials on Street.

Limits the space of Street to be occupied by such materials.

And not to obstruct the gutters.

Inhabitants, &c. to keep open in the Spring, a passage for water in the gutter, or drain near their houses.

III. And be it enacted, That every person an Inhabitant of Charlottetown or Proprietor therein, shall be obliged to keep the Gutters and Streets before the Houses, Buildings, or Land inhabited, occupied or possessed by him, her or them, clear and free from Nuisances of every kind, and every person being the occupier of the House or premises, nearest to which any such Nuisance or Obstruction shall be thrown or deposited, and who shall suffer the same to continue for the space of Six hours between Sunrise and Sunset, shall forfeit and pay for every day he, she, or they shall suffer such Nuisance so to continue, a sum not less than Five Shillings nor more than Ten Shillings, and every person who shall put or place any Nuisance on any Street or Square of the said Town, shall be subject to a penalty of not less than Five Shillings, nor more than Twenty Shillings, together with the expense of the Overseer in removing or causing the same to be removed; Provided always, that nothing herein contained shall extend or be construed to extend, to prevent any person or persons who may be erecting or repairing any Building whatever, from placing or causing to be placed on the Street or Streets next the site of such Building, any such necessary materials as are to be used either in the construction or in the repairing of such Building, so that the same do not extend further than Ten feet from the line of the Street or Streets, and shall be enclosed within a Fence of not less than Five feet in height, and that such materials shall in no manner obstruct the free course of the water in the Gutters of the said Street or Streets.

IV. And be it enacted, That every Inhabitant of Charlottetown, or Proprietor therein, and every Owner of unoccupied Houses or Lots, shall in the Spring season, cut or cause to be cut and kept open, a sufficient passage for the water produced by the melting of Snow or ice to run

off in the Gutter or Drain, in front or rear of such premises as the case may be, and in case of neglect thereof after being required by any one of the Justices appointed for the direction of Statute Labour within the said Town, or any Overseer appointed under this Act, he or she shall be liable on complaint before any one of Her Majesty's Justices of the Peace to a Fine not exceeding Forty Shillings.

Penalty on persons offending herein.

V. And be it enacted, That it shall be unlawful for any person to place, or cause to be placed, in or upon any Street or Square in the said Town, any Coach, Cart, Truck, Sledge or Carriage of any description whatsoever without a Beast of burden being harnessed, or yoked thereto; and every such Carriage found placed as aforesaid, except where the same may be owing to unavoidable accident, and a reasonable time shall first have elapsed for the removal thereof by the Owner, shall be removed by the Overseer in whose District or Precinct the same may be found, to some convenient and unoccupied place within the Fuel-yard belonging to the Jail of Charlottetown; and it shall be the duty of such Overseer, after impounding such Carriage as aforesaid, to sell or cause the same to be publicly sold, having first given at least Three days' notice by posting advertisements stating the time and place of such sale; Provided, that in the mean time and until such sale, the Owner of such Carriage shall be entitled to have the same re-delivered to him upon paying or tendering to the said Overseer the sum of Five Shillings, and a reasonable sum for any expenses by him incurred in advertising and impounding such Carriage.

Carts, Carriages, &c. without any Beast attached thereto, placed in any Street, &c. to be removed by Overseer.

Further duty of Overseer in such case in removing and disposing of such Cart, Carriage, &c.

VI. And be it enacted, That the several penalties hereinbefore imposed by this Act, shall be sued for, and recovered together with Costs, by the Overseer for the District or Precinct in which

Mode of recovery of Penalties imposed by this Act.

Appropriation of
such Penalties.

the penalty shall be incurred, and before any one of Her Majesty's Justices of the Peace residing in Charlottetown, by distress and sale of the Goods and Chattels of the Offender, and in default thereof by imprisonment of such Offender for a period not exceeding Five Days, which Fines, shall be applied one half to the Overseer who shall sue for the same; and the remainder shall be paid into the hands of the Treasurer of the Fund for keeping in repair the Pumps and Wells of Charlottetown, towards the keeping in repair the Fire Engines belonging to the said Town.

Exempts Overseers appointed under this Act, from Statute Labor.

Penalty on Overseer refusing to accept appointment, or for neglect of duty, &c.

Mode of recovery thereof.

Appropriation of such penalty.

Continuance of Act.

VII. And be it enacted, That the Overseers aforesaid, shall, during their continuance in Office, be exempt from performing or contributing to their yearly Labor on the Streets or Highways required by the Statute of this Island, and that in case any of the said Overseers shall refuse to accept their appointment, or shall wilfully neglect or delay to prosecute for any of the foregoing penalties, or in any other respect to perform his duty under this Act, each and every Overseer so offending shall forfeit and pay a fine of Twenty Shillings for every such refusal or neglect, to be recovered on the Oath of any one credible Witness in manner hereinbefore directed, and applied towards the repair of the aforesaid Engines.

VIII. And be it enacted, That this Act shall be and remain in force for the space of Ten years from the passing thereof, and from thence to the end of the then next Session of the General Assembly, and no longer.

CAP. VII.

An ACT to prevent the running at large of Hogs, within the Town, Common, and Royalty of Charlottetown.

[Passed April 22d, 1847.]

BE it enacted, by the Lieutenant Governor, Council and Assembly, That it shall and may be lawful to and for His Excellency the Lieutenant Governor, immediately after the passing of this Act, and on the First Wednesday in May in every year thereafter, during the continuance of this Act, to nominate and appoint Four fit and proper persons residing within the Town of Charlottetown, to be Hog Reeves within the said Town, for the space of One year, and Ten fit and proper persons residing within the Common or Royalty of Charlottetown, to be Hog Reeves for the said Common and Royalty for the same period, and the person or persons who may refuse to serve in the said office shall forfeit and pay the sum of Five Pounds each, to be recovered before any Two of Her Majesty's Justices of the Peace residing within the said Town, Common or Royalty, and to be levied by Warrant of Distress and sale of the Goods and Chattels of such person or persons so refusing to serve in the said office, and the Lieutenant Governor is hereby authorized to nominate and choose other persons to serve in their stead.

Lieut. Governor immediately after passing of this Act, and on 1st Wednesday in May, in every year thereafter, to appoint Hog Reeves for Charlottetown, and also, for Common and Royalty of said Town.

Penalty on persons so appointed refusing to serve.

Mode of recovery thereof.

Lieut. Governor to appoint others in place of persons refusing to serve.

II. And be it enacted, That the said Hog Reeves shall and are hereby required to take up or cause to be taken up, all Hogs running at large within the places for which they shall be respectively appointed as aforesaid, and sell and dispose of the same at Public Auction, and all persons obstructing by any way or manner whatsoever, any such Hog Reeve or Hog Reeves in the execution of his or their duty, shall forfeit

Duty of such Hog Reeves respectively.

Penalty on persons obstructing Hog Reeve in performance of his duty.

Mode of recovery
of such fine.

In the event of
Offender not
having Goods,
&c. whereon to
levy penalty, to
be imprisoned.

and pay a Fine not exceeding Five Pounds, and not less than Forty Shillings, to be recovered before any one of Her said Majesty's Justices of the Peace, and to be levied of the offender or offenders Goods and Chattels by Warrant of Distress, and in the event of the offender or offenders not having Goods or Chattels whereupon to levy the said Fine, then the said Justice of the Peace is hereby authorized and empowered to commit the said offender or offenders to the Jail of Charlottetown, for a space of time not exceeding Thirty days, nor less than Fourteen days.

Penalty on Hog
Reeve after ac-
cepting, neglect-
ing or refusing
to perform duty
imposed by this
Act, in not taking
up Hogs at large,
&c.

Amount of such
penalty and mode
of recovery.

Appropriation of
such penalty.

Appropriation of
other penalties
imposed by this
Act.

III. And be it enacted, That if the said Fourteen Persons, or any of them so to be appointed Hog Reeves, shall neglect or refuse to perform the duties of the said office, by not taking up all Hogs found running at large within the places for which he or they shall be respectively appointed as aforesaid, and disposing of the same in the manner hereinbefore mentioned, each and every Hog Reeve so neglecting or refusing to perform such duties shall forfeit and pay the sum of Five Pounds, to be recovered before any one of Her Majesty's said Justices of the Peace, together with Costs of Suit, and to be levied by Warrant of Distress of the Goods and Chattels of such Hog Reeve or Hog Reeves, one half of the said Fine to be paid into the Treasury of this Island for the use of Her Majesty's Government, and the other moiety to the person who may prosecute such Hog Reeve or Reeves.

IV. And be it enacted, That the several Fines and forfeitures recoverable under and by virtue of this Act, excepting one half of the Fine imposed by the Second Clause, shall be paid into the Treasury of this Island for the use of Her Majesty's Government, and that one half of the Fine imposed by the said Second Clause shall be

paid to the Hog Reeve or Hog Reeves, who shall prosecute and sue for the same.

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

Continuance of Act.

CAP. VIII.

An ACT for the better prevention of Smuggling.

[Passed April 22d, 1847.]

WHEREAS the practice of clandestinely importing Articles into this Colony with out paying the Duties by Law imposed thereon has increased; whereby it has become necessary to give additional powers to the Government to suppress the same :

I. Be it therefore enacted by the Lieutenant Governor, Council and Assembly, That it shall and may be lawful for the Lieutenant Governor, by and with the advice and consent of Her Majesty's Council, and he is hereby required to Commission and appoint so many persons to be Landwaiters and Preventive Officers as may be deemed necessary, in and near to the different Harbours, Ports and Places where Goods may be landed throughout this Island, who shall have and be entitled to exercise the same power and authority, in making seizures of all prohibited and unlawfully imported Goods, brought or attempted to be brought, imported or landed within this Island, and of all Boats, Vessels, Vehicles, Horses and Cattle, fraudulently employed or used in such importation or attempted importation, and also in bringing the same to condemnation and sale, as any Collector of the Duties of Impost within this Island, can or may now or

Lieut. Governor with advice of Council to appoint Landwaiters, &c. for Harbours and Ports in this Colony.

Power of Land-waiter so appointed.

Further power
of such Land-
waiters, &c.

hereafter lawfully use or exercise, and such Landwaiters and Preventive Officers shall have further power, and they are hereby authorised to go on board of any Ship or Vessel that may be anchored, or hovering within the distance of Three miles of any part of the Sea coasts of this Island, and it shall be lawful for such Preventive Officers to exercise the same power and authority on board such Ship or Vessel, as is or may be given to the Collectors of Imposts, under and by virtue of any Act or Acts of the General Assembly of this Island for raising a Revenue therein.

Collectors of Impost, and Justices of the Peace to furnish to Executive, list of names of fit Persons in their Districts for such offences when required.

II. And be it enacted, That the several Collectors of Impost or Justices of the Peace, are hereby directed on being so required by the Executive Government of this Island, forthwith to furnish to the Government, a list of the names of such persons within their Districts as they consider most fit and proper to act as Landwaiters and Preventive Officers, and out of such persons the Lieutenant Governor and Council, shall if they see fit select and appoint so many Landwaiters and Preventive Officers as may be deemed necessary.

Duty of Landwaiter, &c. when he shall have made any seizure under his Act.

III. And be it enacted, That when any Landwaiter or Preventive Officer, shall have made a seizure of any Goods prohibited or unlawfully imported, or attempted to be imported or landed within this Island, it shall be the duty of such Officer, and he is hereby required, to furnish to the nearest Collector of Impost a list or account of the Goods so seized before proceeding to the sale thereof, and which sale if the seizure is made known beyond the limits of the Port of Charlottetown, shall be made known by posting a notice thereof (in the form prescribed by the Schedule to this Act annexed, marked A.) in Twelve of the most public places at and in the vicinity of the place where such sale is to take place, at least Fifteen days previous to such

Sale of Goods so seized, how to be notified to public.

Form of such notice.

How to be published if Goods not within limits of Port of Charlottetown.

sale; and if the seizure is made within the limits of the Port of Charlottetown, then the sale of such Goods shall be made known by advertizing the same at least Three times in the *Royal Gazette* Newspaper: And the Collector or Collectors of Impost who may receive such list of seizures as aforesaid are hereby required to furnish the same annually to the Treasurer of this Island, who shall lay the same before the House of Assembly at its then next Session.

How to be published if within limits of Port of Charlottetown.

Duty of Collectors of Impost on receiving, list of Goods, &c. from seizing Officer.

IV. And be it enacted, That each of such Landwaiters and Preventive Officers, shall be entitled to receive and take to his own use and benefit, Three-fourth parts of the amount of such seizures made by him, and the remaining One-fourth part, shall within Thirty days after such sale be paid into the Treasury of this Island, to and for the use of Her Majesty's Government, and such Officer shall also be entitled to receive his fair proportion of the said Three-fourth parts of such seizures, made jointly with another or others, together with a like proportion of all Fines relating to such seizures, which shall be sued for and recovered in the joint names of the said Officers making such seizures.

Defines amount of seizures and penalties payable to such Landwaiters, &c.

V. And be it enacted, That it shall and may be lawful for the Collector of Impost at Charlottetown, and the respective Collectors of Impost throughout the Colony, to place an Officer during the day, and also where necessary another Officer during the night, on board of any Vessel he may deem necessary so to do, whilst discharging her cargo, which Officer shall be paid by the Collector of Impost who employed him, a reasonable sum not exceeding Four Shillings *per diem*, and a like sum for each night when required for such their attendance on board, the same to be paid out of any Moneys in his hands arising from Rates and Duties collected by him, and who shall also remain on board during the night if

Collectors of Impost authorized to place officer on board Vessel discharging cargo.

Compensation to such Officer.

How payable.

Duty of such Officer.

Penalty on Persons landing Goods in absence of such Officer. Goods so landed liable to seizure. 6 days allowed for landing cargo. Computation of such days. Master or Owner of Vessel liable for wages of Officer after 6 days have expired, as allowed for discharge of cargo.

Mode of recovery of wages of Officer.

required by the said Collector, and it shall be the duty of such Officer to keep a true account of all articles landed, and to compare the same with the Cocket or Manifest of the Cargo, and no part of the Cargo shall be discharged in his absence under a penalty of Fifty Pounds, and the Goods so landed being liable to seizure, and a sufficient time shall be allowed by the said Impost Collector for discharging each cargo, not exceeding Six working days after so placing an Officer on board, each day to be computed between the hours of Sunrise and Sunset, and if the cargo shall not be discharged within such time, then the whole charge afterwards for the Officer's attendance on board shall be paid and borne by the Master or Owner of the Vessel so discharging.

VI. And be it enacted, That in case the pay of any Officer who may have attended on board of a Vessel while discharging her cargo as aforesaid, shall not be duly paid after his services have been performed, then it shall be lawful for the Officer to sue for and recover the same by Summons or Capias in manner provided for the recovery of Small Debts.

Landwaiters, &c. to be sworn by Collector of Impost.

Form of Oath of Landwaiter, &c.

VII. And be it enacted, That before any such Landwaiter or Preventive Officer shall enter upon the duties of his office, he shall take the Oath as prescribed in the form of the Schedule to this Act annexed marked (B,) which the Collector of Impost for the District wherein the Landwaiter may reside, is hereby empowered to administer.

Powers and duties of Collectors of Impost and other preventive Officers.

VIII. And be it enacted, That it shall and may be lawful, for any Collector or other Officer duly employed for the prevention of Smuggling within this Island, upon reasonable suspicion to stop and examine any Cart, Waggon, Sleigh, or other means of conveyance, for the purpose of ascertaining whether any Smuggled Goods are

contained therein, and if no such Goods be found the Officer or other person stopping and examining any such Vehicles, shall not on account of such stoppage and search be liable to any action at Law on account thereof, and all persons driving or conducting such Cart, Vehicle or other means of conveyance, refusing to stop when required so to do, in the Queen's name, shall forfeit a sum not exceeding Ten Pounds.

Collectors, &c. not liable in any action in certain cases.

Penalty on persons driving Carts, &c. refusing to stop when required by Collector, &c.

IX. And be it enacted, That any person who shall by any means procure, or hire any person or persons, or who shall depute or authorize any person or persons to procure, or hire any person or persons to assemble for the purpose of being concerned in the landing or unshipping, or carrying or conveying any Goods prohibited to be imported, or the duties for which have not been paid or secured, shall for every such offence forfeit and pay a sum not exceeding Fifty Pounds; and any person who shall stave, break, or otherwise destroy any Goods to prevent the seizure thereof, or the securing the same, then and in such case the party or parties offending shall forfeit for every such offence a sum not exceeding Fifty Pounds.

Penalty on persons procuring others to assemble to land Goods &c. prohibited &c.

Amount of such penalty.

Penalty on persons destroying, &c. such Goods.

amount of such penalty.

X. And be it enacted, That all Fines and Penalties by this Act imposed, except the aforesaid Penalty of Ten Pounds, shall be sued for and recovered together with Costs, in Her Majesty's Supreme Court of Judicature of this Island; by Bill, Plaint or Information, and if recovered, then one moiety of such Penalties shall be paid to the party or parties who may prosecute and sue for the same, and the other moiety shall be paid into the Public Treasury of this Island for the use of Her Majesty's Government, and in case such Fine and Costs be not paid on conviction, the Offender or Offenders shall be imprisoned for such time not exceeding Twelve Calendar Months, as the Court shall direct; and the said penalty of Ten Pounds, shall be re-

Mode of recovery of penalties, one excepted.

Appropriation of such penalties.

Mode of recovery of penalty above excepted.

covered with Costs on the oath of one credible Witness, before any Two of Her Majesty's Justices of the Peace for the County wherein the offence was committed, and if not paid on conviction the offender shall be imprisoned for a period not exceeding Six Months.

Same protection extended to Officers appointed under this Act as is enjoyed by Revenue Officers under any other Act.

XI. And be it enacted, That the same protection is hereby given and extended to the Landwaiters and Preventive Officers authorized to be appointed by this Act, (and those who may act under them) as now is or may be extended or given by Law under any Act or Acts for the increase of the Revenue of this Island, in actions brought against Officers of the Provincial Revenue or those employed by them.

Continuance of Act.

XII. And be it enacted, That this Act shall continue and be in force for Three years from the passing thereof, and from thence to the end of the then next Session of the General Assembly and no longer.

SCHEDULES TO WHICH THIS ACT REFERS.

Schedule A.

SCHEDULE A.

Form of notice of sale of Goods.

FORM OF NOTICE OF SALE OF GOODS.

NOTICE.

A Sale of Goods (as mentioned below) seized by me, will take place at
on _____ the _____ day of
next

A. B.

Landwaiter or
Preventive Officer.

[Here insert the list of Goods.]

SCHEDULE B.

Schedule B.

FORM OF OATH TO BE TAKEN BY
THE LANDWAITER OR PREVENTIVE OFFICER

I *A. B.* do swear that I will diligently, impartially and faithfully execute and perform the duties of a Landwaiter and Preventive Officer, for Prince Edward Island, as prescribed by Law, and according to the best of my knowledge and ability.

Form of Oath of Landwaiters, &c.

So help me God.

CAP. IX.

An ACT for the encouragement of Education.

[Passed April 22d, 1847.]

WHEREAS the Act now in force for the encouragement and support of District and other Schools is about to expire, and it is expedient to make further, and in some respects other provisions, for these purposes: Be it therefore enacted, by the Lieutenant Governor, Council and Assembly, That the Five persons nominated and appointed to constitute a Board of Education, under and by virtue of an Act passed in the Seventh year of the Reign of Her present Majesty, Queen Victoria, intituled *An Act relating to Schools and Education*, shall form and constitute a Board of Education under the provisions of this Act, Three of whom shall be a quorum, which Five persons so appointed shall meet four times in each year, (that is to say), on the last Thursday in the Months of January, April, July and October, respectively, and on such other and further days as the said Board shall deem necessary, and shall give notice of

Board of Education under Act of the 7th Victoria, Cap. 23, constituted Board of Education under this Act.

Three to be a quorum.

When to meet.

Notice of meeting of Board.

the place and hour of such Quarterly Meetings in the Public Newspapers of the Island, at least Thirty days previous to each Meeting.

Board to appoint a Secretary.

Allowance of Secretary.

Allowance to other Members of Board.

II. And be it enacted, That the said Board shall nominate and appoint one of their number as Secretary of the Board, and the said Secretary shall be paid the sum of Twenty Pounds *per annum*, in half-yearly payments, for his services, and to reimburse him for Stationary and other contingent expenses; and each individual of the said Board, exclusive of the Secretary, shall be paid the sum of Four Pounds yearly for his services, subject to the deduction of Twenty Shillings each, for each of the aforesaid Quarterly days he shall be absent from the said Board.

Vacancies by death, &c. in Board, how to be filled up.

III. And be it enacted, That when and so often as any vacancy shall occur in the said Board, by death, removal, or otherwise, it shall and may be lawful for the Administrator of the Government for the time being, by and with the advice and consent of Her Majesty's Council, to appoint a fit and proper person to fill up such vacancy.

Candidates for situation of School Master to undergo examination.

IV. And be it enacted, That any person who may be a Candidate for the situation of Schoolmaster for any District School in this Island, shall, on one of the Days of the said Meetings, or on such other Day as any Three of the said Board shall appoint, present himself for and submit to an examination of his qualifications in the Branches hereinafter mentioned, and if the Board be satisfied with the Candidate's qualifications; they shall give him a Certificate of having passed such examination.

And to produce Certificate of moral character.

V. Provided always, and be it enacted, That the said Board shall in no case examine or grant a Certificate to any person whomsoever, who shall not have first produced to the said Board

a satisfactory Certificate of good moral character, signed by at least Two persons of respectability, one of whom shall be a Clergyman or Justice of Peace, and also a Certificate signed by one of the Masters of the Central Academy, as hereinafter required.

VI. And be it enacted, That there shall be only Two Classes of District Schoolmasters who shall be licensed and appointed by this Act to teach in this Island; that Teachers of the First Class shall possess a competent knowledge of, and be qualified to teach, Book-keeping; English Grammar, Reading, with meanings of Words and Sentences, Spelling, Writing, Arithmetic; and Geography without the use of the Globes; that Teachers of the Second or Higher Class shall, in addition to the above qualifications, be competent to teach the Latin Language, Geometry, Trigonometry, Mensuration, Land Surveying and Navigation, together with Geography and the use of the Globes; and that the several Candidates for each of the above named Classes, shall also prove their capability of Teaching by examining Pupils in presence of one of the Masters of the Central Academy; and the Board of Education, after having examined and ascertained the qualifications of such Candidates as shall appear before them, and after such Candidates shall have also produced to the said Board a Certificate of such capability as aforesaid, signed by the Head Master of the Central Academy, or in his absence by either of the other Masters of the said Academy, shall specify in the Certificates to be given them to what Class of Teachers the said Candidates are duly entitled to belong.

To be 2 Classes
of District
Schoolmasters.

Qualification of
1st or lowest
Class Teacher.

Qualification of
2d. or highest
Class Teacher.

VII. Provided always, and be it enacted, That no District Schoolmaster who shall have been duly licensed as a First or Lowest Class Teacher, under the provisions of the said above

Exempts 1st or
lowest Class
Teacher under
Act of 7th Vic-
toria, Cap. 29,
from examina-

tion under this
Act.

recited Act, or recognized as such First Class Teacher under the Twenty-ninth Section of the said recited Act, shall be compelled or obliged to undergo a re-examination under the regulations or provisions of this Act; but in all other respects, every such District Schoolmaster who shall have been so licensed or recognized as aforesaid, shall be bound to comply with the regulations of this Act.

Duty of Board of
Education.

VIII. And be it enacted, That it shall be the duty of the Board of Education, and they are hereby required to prepare suitable forms and regulations for making all Returns, and conducting all necessary proceedings under this Act, and to cause a copy of the same with a copy of such instructions as they shall deem necessary and proper for the better regulation of District and other Schools, the same not to be inconsistent with the provisions of this Act, as also a Copy of this Act, to be furnished to each Teacher licensed or recognized under the hereinbefore recited Act, or licensed under this Act, and such Documents shall be at all times preserved in each School House, and open to the inspection of the Trustees, and all other persons concerned in the administration of this Act.

Duty of Board of
Education on
complaint of
misconduct of
any District
Teacher.

IX. And be it enacted, That upon any complaint being made to the Board of Education of gross misconduct on the part of any person holding a Certificate as a District Teacher under the hereinbefore recited Act, or under the provisions of this Act, the said Board after due investigation into the said complaint, and satisfactory proof adduced before them of such gross misconduct, shall have power, and they are hereby required immediately thereupon, to cancel and revoke the Certificate held by such District Teacher as aforesaid.

X. And be it enacted, That the Teacher of the National School in Charlottetown, shall be entitled to the same amount as is intended to be paid to the First Class Teachers under and by virtue of this Act.

Allowance to Teacher of National School in Charlottetown.

XI. And be it enacted, That every School House within the meaning of this Act, if erected for and used as such before the passing of the above recited Act, shall be not less in clear area than One Hundred and Sixty-eight square feet, and if erected after the passing of the said recited Act, or this Act, shall not be in clear area less than Two Hundred and Fifty-six square feet, and every such School House shall be kept in thorough repair.

Site, &c. of School House, under this Act.

XII. And be it enacted, That no Schoolmaster or Teacher of the First or lowest Class, shall be entitled to any allowance by virtue of this Act, excepting Teachers mentioned in the Twenty-fifth and Thirty-first Sections thereof, unless the Inhabitants of his School District shall have first provided a sufficient School House, to be exclusively used for that purpose, except as hereinafter provided in and by the Sixteenth Section of this Act, and also that he shall have had under his Tuition the number of, at least, Twenty Scholars during the space of Twelve Months immediately preceding the period of his claiming such allowance, or where in default of such number of Scholars, the amount of Tuition money raised by subscription, and the amount assessed on the Inhabitants, shall together amount at least to Twenty Pounds, exclusive of Board and Lodging.

No. Teacher of 1st or lowest Class entitled to allowance under this Act, (except as is provided in the 25th and Thirty first Sections,) unless a School House is provided, &c.

Amount to be paid by Inhabitants of District to 1st or lowest Class Teacher.

XIII. And be it enacted, That no Schoolmaster of the Second or Highest Class of Teachers shall be entitled to receive any allowance under and by virtue of this Act, unless the Inhabitants of the District comprising his School,

Restrictions under which 2d or highest Class Teachers are entitled to allowance under this Act.

shall have provided a sufficient School House, and that he shall have had under his Tuition the number of at least Twenty Scholars during the period of Twelve Months, for which he claims to be entitled to such allowance, or where in default of such number of Scholars the amount of Tuition money raised by subscription, and the amount assessed on the Inhabitants, shall together amount at least to Thirty Pounds, exclusive of Board and Lodging.

Amount to be paid by Inhabitants of District to 2d or highest Class Teacher.

Modes of defining bounds of School Districts under this Act.

Also, the sites and numbers of School Houses in any District.

XIV. And whereas differences of opinion and difficulties may at times arise among the Inhabitants of Districts or Settlements, whereby the sites of School Houses as well as the extent and Boundaries of School Districts, cannot be judiciously chosen and defined: Be it therefore enacted, That it shall and may be lawful for any one of the nearest of Her Majesty's Justices of the Peace, or Commissioner for the recovery of Small Debts, not being parties interested in the expense of such School House, or in the Salary and support of the Teacher to be employed therein, to fix and define the sites for School Houses, and the extent and Boundaries of School Districts, and when and so often as the Inhabitants of any Settlement, Township or District, cannot among themselves agree to any place as most eligible for the site of a School House, or upon requisite number of School Houses required by such Inhabitants, or upon the extent of or limits and bounds proper to comprise any School District, and not less than Five of such Inhabitants, being Householders, shall make request in writing to any such Justice of the Peace or Commissioner as aforesaid, it shall be the duty of such Justice or Commissioner, after notice of his intention for that purpose, having been duly posted for at least Six Days, in three of the most public places in the Settlement or District where such Inhabitants shall reside, to attend at such place, and there personally to make such

enquiry in such manner, and to such extent as to him shall be deemed requisite, and thereupon to fix and determine on the proper and most eligible site or sites for such School House or School Houses, and the proper limits and Boundaries to the District or Districts thereof, and his decision thereon made in writing under his hand, and returned to the Secretary of the Board of Education, shall be conclusive, unless at least Three-fourths of the Inhabitants of the District comprising such School or Schools and being interested therein shall agree to alter or vary the same.

XV. And be it enacted, That every Justice of the Peace, or Commissioner, who shall be applied to for the purpose or purposes in the last preceding Clause mentioned, shall be entitled to demand and receive of the applicants for his trouble, the sum of Eight-pence per mile, for each mile travelled to and throughout such School District, and the sum of Five Shillings for his decision in writing, and transmitting the same to the said Secretary of the Board of Education.

Allowance to Justice of the Peace or Commissioner of Small Debt Court, for defining bounds, &c. of Districts.

XVI. And be it enacted, That any such School House as aforesaid may be used as a Place of Public Worship, or for any other lawful Public Meeting, by and with the consent of the majority of the Trustees thereof, when the same shall not interfere with the teaching of the Scholars therein, as is contemplated by this Act.

With consent of majority of Trustees, any District School House may be used as a place of Public worship, &c.

XVII. And be it enacted, That every Schoolmaster who shall hereafter be engaged as a District Teacher in this Island, shall be obliged, and he is hereby required, within Twenty days after his engagement, to transmit to the Secretary of the Board of Education a notice in writing, in the form prescribed in the Schedule to this Act annexed, marked (A),

Every District Schoolmaster within 20 days after engagement to transmit a notice to Secretary of Board of Education.

Form and particulars of such notice.

certified by at least One Trustee, stating particularly the terms and period of his engagement.

Administrator
of Government
with advice and
consent of Coun-
cil, to appoint
annually a
School Visitor,
for each of the
Three Counties.
Duty of such
Visitors.

XVIII. And be it enacted, That it shall and may be lawful, for the Administrator of the Government for the time being, by and with the advice and consent of Her Majesty's Council, and he is hereby required to nominate and appoint annually, one fit and proper person for each of the Counties in this Island, whose duty it shall be to visit and examine, twice in every year, the different District Schools throughout the several Counties for which they shall be respectively appointed, and to prescribe the system and course of instruction to be adopted in such Schools, under the direction and control of the Board of Education; such course and system to be conformable, as far as practicable, to the system and course of Education, adopted and carried out for the time being in the Central Academy, at Charlottetown, and such Visitors shall severally have power, and they are hereby directed, to call meetings of the respective Trustees connected with such Schools, and shall make a Report of every such visit to the Board of Education of the state of every School, stating the method practised, the number of Scholars, state and description of School Houses, and such other information as they may see it necessary severally to give, or that any Branch of the Legislature may require, and such reports shall be published in the *Royal Gazette* Newspaper, and be laid before the Legislature within Fourteen days next after the opening of every Session, and such Visitors shall be allowed and paid the sum of One Hundred Pounds *per annum* for their services, the same to be divided and apportioned equally between the several Visitors of said Schools, and to be paid quarterly, and to be drawn for by Warrant under the hand and seal of the Administrator of the Government for the time being, upon the Treasurer of this Island.

Allowance to
School Visitors.

When and how
payable.

XIX. And be it enacted, That the Inhabitants of any School District within this Island, who shall have provided a School House therein as aforesaid, shall and may, and they are hereby required, to nominate and appoint Five Trustees, Three of whom shall be a quorum, whose duty it shall be to examine the said School quarterly, and in conjunction with the Visitor of Schools for the County, enquire into the order, and direct the discipline and regulation of such School, and also to give to any such Licensed Teacher, who has had the management thereof, the necessary Certificates required by this Act.

Inhabitants of every School District to appoint 5 Trustees, 3 to be a quorum.

Duties of Trustees.

XX. And be it enacted, That when and so often as it shall happen that in any Settlement, Township or District, wherein no School shall at any time have been kept, or wherein the Public School or Schools established in such Settlement, Township or District, shall have ceased to be kept and taught for the space of Twelve Months, and the Inhabitants thereof shall neglect to nominate and appoint Trustees for the establishment or continuance of a School or Schools, as prescribed by this Act, it shall be the duty of the Visitor of Schools for the County in which such School is required, to attend at some public place in such Settlement, Township or District, after having caused notice to be posted up in Three of the most public places within such School District, at least Six days previous to the meeting of such Inhabitants, stating the time and place and purpose of his attendance, and then and there to take the names of such Five, and any additional like number of persons as shall be elected by the said interested Inhabitants, then and there attending as Trustees of a School or Schools to be kept therein; and in case any District for which such Trustees shall be so elected as aforesaid, shall have no School House situated therein, then such Trustees shall cause a sufficient School House to be erected

In any District where a School has never been kept or ceased to be kept for 12 months, and Inhabitants neglect to appoint Trustees, Visitor to call a Meeting of Inhabitants.

Notice to be given of such Meeting.

Duty of Visitor at such Meeting.

Trustees appointed at such Meeting may assess Inhabitants of District for the erection of a School House.

and completed for the District for which they shall be so elected as aforesaid, and such Trustees shall be, and they are hereby further empowered and directed to assess the costs and expenses of erecting such School House upon such District, and to apportion such costs and expenses upon the respective Inhabitants of such District, being Householders, and having a child or children between the ages of Seven and Sixteen years, regard being had to the amount of property, and number of Children, of such Inhabitants, as such Trustees shall, in their discretion, think just and reasonable. Provided that no one Inhabitant shall be assessed in any sum exceeding Forty Shillings for the cost and expense of erecting any such School House, and such Assessment shall be recoverable in like manner, as is expressed in the Twenty-fourth Section of this Act; and such Trustees shall also have such further powers and be liable to such further duties and offices in all respects, as other Trustees appointed under and by virtue of this Act.

Limits the amount to be assessed for such purpose on any one Inhabitant.

Mode of recovery of assessment.

Duties and powers of Trustees appointed at Meeting called by Visitor.

Two Trustees first nominated to go out of Office in rotation annually.

Others how to be appointed in their stead.

But Trustees to continue in Office, if Inhabitants neglect to appoint others.

Trustees to apprise Secretary of Board of Education of fact in either case.

XXI. And be it enacted, That Two of the Trustees of every School, appointed in pursuance of this Act, shall in rotation go out of office in each year, commencing with the two Members first nominated and appointed, and the Inhabitants of the District comprising such School for which they shall have been appointed, shall every year, at the period of renewing their agreement with their Schoolmaster, appoint others in their stead, having the like powers and authority. Provided that in case such Inhabitants shall neglect to elect Two Trustees in the room of such Trustees so to go out of office as aforesaid, then and in that place, such Trustees shall not go out, but continue in office until others shall be elected in their place: but in either case, immediately after such period, the Trustees newly elected or remaining in office shall apprise the Secretary of

the Board of Education, in writing, of the names of the Trustees on whom the charge of the School has devolved.

XXII. And be it enacted, That in all cases when the Trustees of any School shall enter into an agreement with the Subscribers of the School, on behalf of the Master, they are hereby empowered either in their own names, or in the name of such one or more of them, or of such other person as a majority of them shall appoint, to sue for and recover in the Supreme Court of Judicature, such sum or sums, being above Eight Pounds, as the said Subscribers shall be liable for, by virtue of such agreement, and when such sum shall be beneath or not exceeding Eight Pounds, and the same shall not be paid within Ten Days after a demand thereof made, upon or at the residence of the Debtor, and after an order for payment thereof made in writing, under the hands of a majority of said Trustees, and produced to the said Debtor, or after the said order or a copy thereof shall have been left at his Dwelling House, that then, and in every such a case, the said Trustees, or any one or more of them, or such other person as the majority of them may appoint, may sue and prosecute the said Debtor before any Court appointed for the recovery of Small Debts, or Justice of the Peace, by Summons or otherwise, under such regulations as are by law prescribed for the recovery of Small Debts; and it shall be lawful at the hearing of such cases, for the Defendant, if he shall see fit, to plead the inequality of the rate, provided he give notice of his intention so to do, in writing to the Trustee or Trustees, or other person in whose name the Summons shall have been taken out, within Twenty-four hours after the serving of the same, and if he shall so plead; then it shall be lawful for the said Court for the recovery of Small Debts, or Justice of

Further Duties and powers of Trustees.

Defendant allowed to plead inequality of rate provided notice of intention to do so be given, &c.

Court empowered to vary rate.

If rate had been previously agreed to by Defendant, &c., Court, &c. not to question the same.

Power of Court or Justice, as to costs in such cases.

Trustees may assess Inhabitants for repairs of School House and for fuel.

Mode of recovery of such Assessment.

the Peace before whom the Summons shall be returnable, to hear such evidence as may be adduced by either party, and to vary the amount of rate, and to make an order for such amount of payment as justice may require. Provided nevertheless, that if the Defendant making such plea shall have at any time theretofore acquiesced in the justice of such rate, by having paid his quota thereto, or any part thereof, then such Court or Justice of the Peace shall not permit the same to be heard, or any evidence connected therewith to be adduced, but order the reasonable expenses incurred on either side to be paid by the Defendant.

XXIII. And be it enacted, That a majority of the Trustees of any District School so appointed as aforesaid, may, and they are hereby empowered, whenever occasion may require, to assess the Subscribers and persons interested in such Schools in just proportions, for the necessary repairs and supply of Fuel which may be required for such Schools, and such Assessment shall be recoverable, with Costs, before any Court for the recovery of Small Debts; by and in the name of any Trustee authorized by a majority of such Trustees, and such Assessment, when recovered, shall be applied for the purposes for which the same shall be levied.

XXIV. Whereas it sometimes happens that certain Inhabitants of School Districts in this Island, although having children of between the ages of Seven and Sixteen years, and being in circumstances of sufficient ability to afford some one or more of such their children considerable advancement in Education, nevertheless refuse to contribute any amount towards the support or establishment of any School, or to the erection of any School House for such purpose, by which means the remaining Inhabitants of the same Settlement, Township or District, otherwise in-

clined, are not of themselves numerous enough for the support of a School—Be it therefore enacted, That in all School Districts where the boundaries thereof shall be defined under the provisions of this Act, or distinguished and agreed to by the mutual consent of the Inhabitants within the same, such Inhabitants, being not less than Five in number, and being persons having within their families respectively any Child or Children between the ages of Seven and Sixteen years, when and so often as Two-thirds in number at least of such Inhabitants shall subscribe for and send from among themselves the number of Twenty Scholars to any School within the same, or shall raise and subscribe Two-thirds at least of the amount of Salary agreed to be received by a Teacher of either Class for the Tuition of at least Twenty Scholars, and also when and as often as a like proportion of such Inhabitants shall raise and subscribe Two-thirds at least of any amount by them estimated or expended in the erection of a sufficient School House for the District wherein they reside, that then, and in every such case, such proportion of Inhabitants are hereby empowered to assess the remaining part of such Inhabitants, to the extent or amount of One-third, or any less part of such third not voluntarily subscribed of the yearly Salary or Tuition money, agreed to be received by such Master, or to the extent of the remaining One-third, or any less part thereof, not subscribed of the amount estimated or expended in the erection of any School House as aforesaid; in case such School House shall be required, the said third or less part thereof to be apportioned and levied on the respective Inhabitants so to be assessed as aforesaid, in such proportion as according to the number of his or her Children, and ability in circumstances, such other Two-thirds or more of such Inhabitants may deem just and equitable. Provided always, that the sum to be assessed upon any one Inhabitant in any one year towards

When Two-thirds of Inhabitants of any District shall have subscribed Two-thirds of the amount of Teachers salary, they may assess the other One-third of Inhabitants for remaining portion of such salary for Teacher of each class.

Limits amount so to be assessed in any one year.

Notice to be given of Meeting called to assess Inhabitants under this Section.

Mode of recovery of such Assessment.

In Districts where Inhabitants do not reside within 3 miles of each other, &c., or where the number of Scholars shall not amount to Twenty, 8s. per Scholar to be paid to Teacher under this Act;

the yearly Salary of any Master, shall not exceed the amount of Tuition money actually payable by such Inhabitant, for his Child or Children, being between the ages of Seven and Sixteen years, and at the time of the imposing of such Assessment actually going to any other School, and after Six Days notice shall be posted up at Three public places, at the least, within such School District, specifying the time and place and purpose of a meeting of such Inhabitants, when they shall proceed in order to apportion and levy such Assessment, and if any person so assessed shall on demand made by the Trustees of the School for such District, or by such person as they or the majority of them shall appoint, refuse or neglect to pay the amount so assessed upon him or her as aforesaid, for the space of Ten Days from the time of making such demand, then it shall and may be recovered before such Commissioners, and in like manner and subject to such forms and proceedings as Small Debts can there be recovered, and in the name of the Trustees of the School for such District, or of a majority of such Trustees, or in the name of any person appointed for that purpose by such majority, under the provisions contained in the Twenty-second Section of this Act.

XXV. And whereas there are certain Settlements situate in remote parts of the Island, and containing but few Inhabitants, who by the foregoing provisions of this Act would be excluded the benefits thereof: Be it therefore enacted, That when in any remote Settlement of this Island, the respective Inhabitants thereof, being at the extremes within Three miles of one another, and not within One and one half-mile of any established School within the foregoing provisions of this Act, and the Children of whom being between the ages of Seven and Sixteen years, together shall not amount to Twenty in number, the Teacher of any School taught there-

in shall be allowed and paid out of the Treasury of this Island, per year, at and after the rate of Eight Shillings for every Scholar by him or her taught in such School : Provided always, that no allowance to any Teacher within the meaning of this Clause, shall be paid, unless it shall appear to the Secretary of the Board of Education upon the Affidavit of some one or more of the Subscribers to the Salary of such Teacher, subscribed and sworn before some one of Her Majesty's Justices of the Peace for any County of this Island, in the form prescribed in the Schedule to this Act annexed, marked (B), that such Teacher had taught a certain number of Scholars, to be mentioned in such Affidavit, in a good and sufficient School House, for the period of Twelve Months, for which he or she shall claim to be entitled to such allowance ; and also that within Two Months after the establishment of any such School, a Certificate in writing, in the form prescribed in the Schedule to this Act annexed, marked (C), signed by at least Three of the Subscribers thereto, specifying the local situation of such School, the number of Subscribers thereto, the number of Scholars, and the name of the Teacher engaged therefor, shall have been deposited with the Secretary of the Board of Education.

such allowance not to be paid, unless certain requisites be first complied with.

Form of Affidavit to be made in such cases.

Form of Certificate in such cases.

Requisites of Certificate.

XXVI. And be it enacted, That in the event of any dispute between any of the Subscribers, or any of the Trustees and the Teacher, as to his conduct as Teacher, the Subscriber or Subscribers, Trustee or Trustees, intending to prosecute such complaint with the view of removing him from the School before the expiration of his engagement, shall be obliged to lodge in writing with any one or more of the adjacent Magistrates or Commissioners of Small Debts, a statement of such complaint, and at the same time to send a copy thereof to the Teacher ; and such Magistrate or Magistrates, Commissioner or Commis-

Disputes between Subscribers to Schools or Trustees of Schools and Teacher how to be settled.

sioners, may enquire into such complaint, and examine Witnesses on oath touching same, and on such complaint being established, a majority of the Trustees or of the Subscribers may in their discretion supersede such Teacher, and engage any other in his stead, to whom the Subscribers shall be bound in equal liability as they were to such superseded Teacher, for such term of his Agreement as may be unexpired at his discharge; but all such Subscribers shall nevertheless be bound to pay him the proportion of his Salary up to the period of such dismissal; and neither such payment made, nor such proceedings taken, shall be deemed to affect any claim in the said Teacher to the residue of such Salary, on any grounds on the part of such Subscribers to resist the payment of the said residue, which the parties respectively would have had in law, without the passing of this clause.

Teachers to keep a journal, &c.

Open to inspection of School Visitor, &c.

XXVII. And be it enacted, That every licensed Teacher shall hereafter keep a regular Journal of his School, containing the names and ages, with notes of the progress and attendance of his pupils, and which Journal shall at all times be open to the inspection of the School Visitor and Trustees of said School for the time being, also of any Member of the Board of Education, who may choose to visit any such School.

Teachers to deposit with Secretary of Board of Education, certain documents.

Form of certificate.

XXVIII. And be it enacted, That each and every licensed Teacher on depositing, or on their being deposited on his behalf with the Secretary of the said Board of Education, one part of the original Agreement made by him, or on his behalf with the Subscribers, or a true copy thereof attested on oath, with a Certificate in the form prescribed in the Schedule to this Act annexed, marked (D), endorsed thereon or thereto annexed, under the hands of the Trustees of his School, that the said Master shall have duly kept a Journal of his School in the manner prescribed by this Act

and that the provisions of this Act in all respects had been duly complied with, and also certifying to the good conduct, attention, and sobriety of such Master, during the time he shall have kept his School pursuant to such Agreement, which conduct shall thereon be also certified by one or more Justice or Justices of the Peace residing near such School, the said Secretary by and with the concurrence of one other Member of said Board, shall thereupon certify the Class to which such Teacher shall belong, and the amount to which, by Law, and as shall satisfactorily appear by such Certificate, the said Teacher shall be entitled; and on the production of such Certificate last mentioned, such Teacher shall be entitled to receive from the Treasury of this Island the respective amounts following, that is to say: Teachers of the First Class, under the provisions of the hereinbefore recited Act of the 7th Vic. Cap. 28; who shall have obtained a License from the Board of Education prior to the passing of this Act, but who shall not have submitted themselves to re-examination, and obtained a License or Certificate under the regulations and provisions of this Act, the sum of Ten Pounds; Teachers of the First Class, who shall have obtained a License or Certificate under the Regulations and provisions of this Act the sum of Fifteen Pounds; and Teachers of the Second or highest Class who shall have obtained a License from the Board of Education prior to the passing of this Act, but who shall not have submitted themselves to re-examination, and obtained a License or Certificate under the provisions of this Act, the sum of Fifteen Pounds; and to those who shall have obtained a License or Certificate under the regulations and provisions of this Act, the sum of Twenty Pounds; to be paid in half-yearly payments, by Warrant under the hand and seal of the Administrator of the Government for the time being, by and with the advice and consent of Her Majesty's Council.

Duty of Secretary thereon.

£10 to be paid from Treasury to Teacher of 1st or lowest class under Act of 7th Victoria, Cap. 28; £15 to Teachers of 1st or lowest class under this Act, £15 to Teachers of 2d or highest class under Act of 7th Victoria, Cap. 28, and £20 to Teachers of 2d or highest class under this Act.

Allowance to Teachers how payable.

Teacher of one District School in Georgetown, and of one District School in Princetown Royalty, qualified as 2d Class Teacher, entitled to £15 in addition to allowance under last preceding Section.

Teachers of only Two Schools in Georgetown or Princetown Royalty to be entitled to any allowance under this Act.

Exempts Teachers of District Schools from Statute Labor and Militia duty.

Allowance to Female Teachers under this Act.

Female Teachers only to instruct Female pupils or boys under 10 years of age. Limits the number of Female Teachers in Charlottetown, entitled to allowance.

Allowance to French Acadian

XXIX. Provided always, and be it enacted, That the Teacher of one of the District Schools for Georgetown and Royalty, and the Teacher of one of the District Schools in Princetown-Royalty, being qualified as Second Class Teachers, shall severally be entitled to receive from the Colonial Treasury the sum of Fifteen Pounds annually, in addition to the allowance to which they may be entitled by the foregoing Section of this Act, and provided further that the several District Schools in the Town and Royalty of Georgetown and Princetown respectively, towards which any allowance of money shall be granted by virtue of this Act, shall not exceed in either of the said Towns and Royalties the number of Two.

XXX. And be it enacted, That all Teachers while conforming to the provisions and requisitions of this Act, shall be exempt from the performance of Statute Labour and Militia duty.

XXXI. And be it enacted, That any Female Teacher already qualified as a District Teacher for either Class, under the hereinbefore recited Act, or who shall qualify for either class as directed by this Act, shall be entitled to the allowance herein respectively provided for Male Teachers, subject to all the regulations and provisions contained herein respecting other Schools, and saving always that Schools taught by Females may be situate in any place, and not confined to a Room used exclusively for that purpose: Provided that the said School shall be limited to the instruction of Female Scholars, and to that of Boys under the age of Ten years, and provided also, that there shall not be more than Three such Female Schools in Charlottetown, to be taught by those already duly qualified, or who shall first duly qualify as aforesaid for that purpose.

XXXII. And be it enacted, That every French Acadian Teacher who shall teach in a

School the Children of that Class of the Inhabitants of this Island, on his producing, or there being produced on his behalf, a Certificate signed by the Priest or Clergyman of the Parish or District wherein such School shall be taught, and of whose congregation the said Teacher shall be a member, that such Teacher hath been by him duly examined and found capable of teaching such School efficiently in the French Language, and also in Reading and Writing in the English Language, and also the Certificates hereinbefore required as to his moral character, and also of his having taught Twenty Scholars for Twelve Months in a suitable building, shall be entitled to the sum of Ten Pounds, payable in manner aforesaid, out of the Treasury of this Island, although such Teacher may not have passed the said Board of Education, as duly qualified in other respects required by the foregoing provisions of this Act.

Teachers under this Act,
on Certificate.
By whom to be given and requisites of Certificate.

XXXIII. And be it enacted, That in all cases where the Schoolmaster and Trustees of any School shall not otherwise mutually determine and agree, the vacations of such School shall be Three in number in each year, and at the respective periods following, that is to say—the first for one Week, commencing on the First Monday in June; the Second also for One Week, commencing on the Second Monday in October, and the last from the Twenty-fourth day of December to the First day of January, both inclusive, and no deduction shall be made from the Salary agreed to be paid to such Schoolmaster, nor any time added to the period of his service, on account of such Vacations being allowed.

School vacations

XXXIV. And be it enacted, That during the continuance of this Act, every District Schoolmaster receiving the benefit of this Act, shall always be liable to teach gratis Four Pupils who are to be chosen, from time to time, by a

District Teachers under this Act to instruct Four pupils gratis.
Such pupils how to be chosen.

majority of the Trustees of each respective District School, and such last mentioned Scholars shall be so taught for a period not exceeding Two years each.

Teachers under Act of the 7th Victoria, Cap. 28, to be allowed a rateable proportion of bounty under that Act, until period of qualification under this Act.

XXXV. And be it enacted, That all such Schoolmasters who have received Certificates of qualification as First or Second Class Teachers from the Board of Education, constituted by virtue of the hereinbefore recited Act, passed in the Seventh year of the Reign of Her Majesty Queen Victoria, intituled "*An Act relating to Schools and Education*," or who have been recognized as such Teachers under the Twentieth Section of the said Act, with whom any Agreement for the Teaching of a School shall be subsisting at the time of the passing of this Act, and who shall qualify as such First or Second Class Teachers respectively, under the provisions of this Act, while such Agreement shall be so subsisting, shall be entitled to receive from the Treasury of this Island a rateable proportion of the increased allowance granted to such Teacher under this Act, to be calculated from the time such Teacher shall obtain his Certificate of qualification under this Act until the expiration of such Agreement as aforesaid.

Persons holding certain Degrees from any College or University in Great Britain or Ireland, &c. producing Certificates, &c., exempted from examination and declared qualified as Teachers of 2d or highest Class.

XXXVI. Provided always, and be it enacted, That any person holding a Degree of Master or Bachelor of Arts from any College or University in the United Kingdom of Great Britain and Ireland, or any of the British Provinces, shall be entitled upon producing to the Board of Education the usual and customary Credentials or Certificates thereof, duly authenticated, and also a Certificate of good moral character, as required from other Candidates for qualification as Teachers under the Fifth Section of this Act, shall be entitled to receive from the said Board a License or Certificate of qualification under this

Act, as a Teacher of the Second or Highest Class.

XXXVII. And be it enacted, That every Teacher who shall produce a Certificate from the Trustees of his School, or any Justice of the Peace, or Commissioner of Small Debts, that he had under his tuition any Pupil, the Child of Micmac Indian parents, and had provided him or her with the necessary Stationary, for a period of at least Six Months, shall be entitled to receive at the Treasury of this Island the sum of Thirty Shillings, including the price of Stationary, and a like sum for every period of Six Months he may have had such Pupil under his tuition:

Teachers of Micmac Indian Children for 6 months entitled to receive 30s. &c.

XXXVIII. And be it enacted, That the allowance to Teachers in the Town of Charlottetown under the operation of this Act, shall extend to one established School, and no more, exclusive of the National School, and Three Schools taught by Females; the Teacher of such established School being the first of the Teachers of Schools in Charlottetown, who shall qualify under this Act.

Number of Schools in Charlottetown entitled to allowance under this Act.

XXXIX. And be it enacted, That the several persons appointed by the Administrator of the Government, to sell and dispose of the Books purchased by or under the approval of the Board of Education, by means of the Grant allowed for that purpose, under the Thirty-fourth Section of the Act passed in the Seventh year of the Reign of Her present Majesty Queen Victoria, intituled "An Act relating to Schools and Education," and deposited in their hands for the purpose of sale, shall be called upon and required by the Administrator of the Government, within Two Months after the passing of this Act, to advertise in the *Royal Gazette Newspaper* of this Island all the Books in their hands respectively remaining unsold, stating the nature or description, and

Duty of persons appointed to sell Books purchased under direction of Board of Education when called upon by Administrator of Government.

prices of such Books, and also to pay into the Treasury of this Island, all sums received by them on account of or arising from the sales of any of the said Books so deposited in their hands, and the said persons shall, from and after the time of such Advertisement, respectively pay into the Treasury of this Island, Quarterly, all moneys arising from such sales, and which said Moneys may be annually expended by or under the direction of the Board of Education in the purchase of Books as aforesaid; and in case default shall be made by any of the said persons in whose hands such Books have been deposited as aforesaid, in the payment of any moneys arising from the sale or sales thereof, at any of the periods above mentioned, for payment thereof, the said depositaries shall, for each and every such default, forfeit and pay a sum not exceeding Twenty Pounds, the same to be sued for and recovered by and in the name of the Secretary of the Board of Education, for the time being, by Suit, Plaint or Information, in Her Majesty's Supreme Court of Judicature of this Island.

Administrator of Government to appoint others in room of, or addition to persons mentioned in last preceding Section.

XL. And be it enacted, That the Administrator of the Government for the time being, shall have power and authority, and he is hereby required and directed as often as he shall think fit and expedient, to appoint any other person or persons in place of, or in addition to, any person or persons appointed under the Act recited in the last preceding Section of this Act, for the sale and disposal of the Books therein mentioned, or for the sale and disposal of any further or other Books to be hereafter purchased under the direction of the Board of Education, as is hereinbefore provided, and such person or persons so to be appointed, shall be hereby bound and obliged quarterly from the day or days of his or their appointment, to pay into the Treasury of this Island all moneys arising from the sale of such Books under and subject to the like penalties and res-

trictions as are hereinbefore imposed upon the several persons already appointed by the Administrator of the Government, as mentioned in the said last preceding Section of this Act.

XLI. And be it enacted, That all persons appointed to sell and distribute Books under the authority of this or any former Act, shall, on, or before the Thirty-first day of December, in each year, make a Return, comprising a statement of the sums by them paid into the Treasury, being the Cost of Books sold in the past year, together with an account of Books in hand, distinguishing such as have been received by them during the past year, which Return shall be made to the Secretary of the Board of Education.

Duty of persons appointed to sell and distribute Books under Act of 7th Victoria, Cap. 28, or under this Act.

XLII. And be it enacted, That no allowance to Teachers under this Act or an Act passed in the Seventh year of the Reign of Her present Majesty, intituled "*An Act relating to Schools and Education,*" shall be paid or allowed to any Teacher who may now, or at any time hereafter, be in the receipt of any Salary, allowance or payment, out of the moneys derived from the sale of the Glebe Lands in this Island, under an Act passed in the Fifth year of the Reign of His late Majesty King William the Fourth, intituled "*An Act to authorize the sale of Lands in this Island, reserved as sites for Churches, and for Glebe and School Lands,*" and which moneys are now placed in the hands of certain Commissioners, and at the disposal of the Bishop of Nova Scotia, in conjunction with the Lieutenant Governor of this Island, under the authority of a Despatch of the late Colonial Secretary, Lord Glenelg, dated the Third day of December, One Thousand Eight Hundred and Thirty-eight.

No allowance under Act of the 7th Victoria, Cap. 28, or under this Act to be paid to any Teacher receiving any salary or allowance from Glebe fund.

XLIII. And be it enacted, That this Act shall continue and be in force for and during the space of Three years, and from thence to the end

Continuance of Act.

of the then next Session of the General Assembly, and no longer.

SCHEDULES TO WHICH THIS ACT REFERS.

Schedule A.

SCHEDULE A.

Form of notice from Teacher of his Agreement with Inhabitants of District.

I hereby give Notice that I have entered into an Agreement, bearing date the day of 18, to teach the School in (the Settlement of in Township No. or the Town or Royalty of as the case may be), for the term of on the following terms [here state particularly the terms of engagement.]

A. B., Teacher.

I (or We) certify the foregoing statement to be correct.

C. D., } Trustee or
E. F., } Trustees.

Schedule B.

SCHEDULE B.

FORM OF OATH.

Form of Oath of Subscriber to salary of Teacher of District School.

I, A. B., do swear that I am a Subscriber to the Salary of C. D., Teacher of a School in the Settlement of on Township the respective Inhabitants, thereof being at the extremes within Three Miles of one another, and not within Three Miles of any established District School, and the Children of whom being between the ages of Seven and Sixteen years, together do not amount to Twenty in number: that the said Master has taught the number of Scholars in a good and sufficient School-house for the period of Twelve Months, ending the day of 18

So help me God.

Sworn this day of 18, before me,

J. P.

SCHEDULE C.

Schedule C.

FORM OF NOTICE.

We the undersigned Subscribers to the School at [here specify the local situation of the School] certify that the said School was opened under the Section of the "Act for the encouragement of Education," on the day of last passed under the Tuition of : the number of Subscribers thereto is and the number of Scholars attending the same are

Form of notice or Certificate from Subscribers to Secretary of Board of Education.

As Witness our hands this day of , 18

} Subscribers.

To the Secretary of the Board of Education.

SCHEDULE D.

Schedule D.

We the undersigned, Trustees of the School at on Township No. do hereby certify that A. B., Teacher of the Class, has diligently, faithfully, and soberly discharged his duties during the last Twelve Months as Teacher of our School, and has duly kept a Journal of the said School during the said period, and in all other respects has complied with the provisions of the "Act for the encouragement of Education," and is entitled to receive from us the sum of Pounds for his said services, and that a School-house in accordance with the said "Act for the encouragement of Education," has been provided. As witness our hands this day of 18

Form of Certificate from Trustees in favor of Teacher.

Signed in presence of me }
 one of Her }
 Majesty's Justices of }
 the Peace }

Trustees }
 of }
 School. }

CAP. X.

An Act to abolish Deodands.

[Passed April 22d, 1847.]

Deodands and
forfeiture of
Chattels moving
or causing death,
abolished.

WHEREAS the Law respecting the forfeiture of Chattels which have moved to or caused the death of man, and respecting Deodands is unreasonable and inconvenient: Be it enacted by the Lieutenant Governor, Council and Assembly, That from and after the passing of this Act, there shall be no forfeiture of any Chattels, for or in respect of the same, having moved to or caused the death of man, and no Coroner's Jury sworn to enquire upon the sight of any dead body, how the deceased came by his death, shall find any forfeiture of any chattel, which may have moved to, or caused the death of the deceased or any Deodand whatsoever, and it shall not be necessary in any Inquisition for Homicide, to allege the value of the instrument which caused the death of the deceased, or to allege that the same was of no value.

CAP. XI.

An ACT to alter and amend the Law now in force regulating the sale by License of Spirituous Liquors, and to repeal certain Acts therein mentioned.

[Passed April 22d, 1847.]

WHEREAS the Act passed in the Ninth year of the Reign of Her present Majesty intituled "*An Act to consolidate the several Acts regulating the sale by License of Spirituous and other Liquors,*" requires to be altered and amended: Be it therefore enacted, by the Lieutenant Governor, Council and Assembly, That the form of the Oath which by the Second Section of the said recited Act is required to be taken by persons applying for a Tavern License, and is prescribed in Schedule (A) of the said Act, shall no longer be required, but in lieu thereof all persons in future applying for a Tavern License or a renewal of such License, shall take and subscribe an Oath in the form prescribed in the Schedule to this Act, annexed, marked (A).

Oath required to be taken by Tavern-keeper, under 2d Section of Act of 9th Victoria, Cap. 26th, abolished.

Oath substituted in lieu thereof.

Form of Oath so substituted.

II. And whereas in and by the Sixth Section of the said recited Act, the penalties of Five Pounds and Ten Pounds are severally imposed upon persons who shall retail Spirituous Liquors, or shall suffer such Liquors by them sold, to be drunk in their premises, contrary to the provisions of the said Section, and the said penalties are therein severally directed to be recovered in way and manner directed by the Fifteenth Section of the said Act, which Section hath been erroneously enumerated and referred to in place of the Eighteenth Section: Be it therefore further enacted, That the said penalties shall be recovered in way and manner directed by the Eighteenth Section of the said recited Act, and that the word "Fifteenth," in the last line of the said Sixth Section, shall hereafter be read and construed to mean "Eighteenth."

Penalties imposed by said Act to be recovered as pointed out in the 18th Section thereof, and not as in the 15th Section therein erroneously enumerated.

Substitutes other words for words used in the 6th Section of said Act.

III. And be it enacted and declared, That the words "Tavern License," where they first occur in the said Sixth Section, (being in the Ninth line thereof in the copies of the said Act, as printed in the year One Thousand Eight Hundred and Forty Six by Her Majesty's Printer,) shall be omitted in the reading and the meaning thereof, and in lieu of the said words there shall be inserted the words "License therefor," and that the said Section shall be read and construed as if the said words "License therefor," were and always had been contained therein in lieu of the said words "Tavern License," and as if the word "Tavern" was not and had never been inserted in the said Act.

Substitutes other words for words used in the form of Bond in Schedule to said Act annexed.

IV. And be it enacted, That the Penalty as at present expressed as Ten Pounds, in the form of Bond or Schedule (B), as annexed to the said recited Act, shall in future be Fifteen Pounds, and that the said Schedule in that respect shall in future be deemed and taken to correspond with the Second Section of the said Act.

Repeals Act of the 3d Will 4th, Cap. 33, also Act of the 6th, Will. 4th, Cap. 19, also Act of 2d Session, 2d Victoria, Cap. 3, and also Act of 6th Victoria, Cap. 3.

V. And be it enacted That the several Acts in this Section enumerated, and every clause, matter and thing, in them and every of them contained, be, and the same are hereby repealed, that is to say, an Act made and passed in the Third year of the Reign of His late Majesty, intituled "*An Act to repeal the several Acts relating to Licenses for retailing strong and Spirituous Liquors, and to make other provisions in lieu thereof,*" also an Act made and passed in the Sixth year of the Reign of his said late Majesty, intituled "*An Act to alter and amend the Act relating to Licenses for retailing strong and Spirituous Liquors,*" also an Act made and passed in the Second year of the Reign of Her present Majesty, intituled "*An Act for rendering more effectual the laws now in force for regulating the*

Retail of Strong and Spirituous Liquors," also an Act passed in the Sixth year of the Reign of Her present Majesty, intituled "*An Act in addition to the several Acts relating to Licenses for the Retailing of Spirituous and Fermented Liquors.*"

VI. And be it enacted, That every person being now, or who shall hereafter become a Licensed Retailer of Spirituous Liquors, and who shall require a continuance of his or her License from year to year, shall not be required to take out a new License year by year whether such person be licensed as a Tavern-keeper or otherwise, but shall be entitled to receive the same in manner prescribed by the Twenty-first Section of the said recited Act, upon complying with the terms and conditions therein mentioned, as applicable to the purpose for which his License shall be granted, any thing in the said Twenty-first Section or any other part of the said recited Act to the contrary notwithstanding.

Persons Licensed under Act of 9th Victoria, Cap. 26, or under this Act, not required to take out new License in each year if desirous to continue Licensed Retailers.

SCHEDULE TO WHICH THIS ACT REFERS.

SCHEDULE A.

Schedule A.

FORM OF AFFIDAVIT BEFORE LICENSE GRANTED.

I of in the Town (or County as the case may be) do swear that the Beds and Stable accommodations now exhibited, and according to the Inventory hereto annexed, are kept by me at all times for the use of Travellers who may stop at this Tavern, and that the Stable is within the distance of One Hundred yards from the Tavern, and further, that I do *bona fide* solicit, and will at all times use such License for the sole purpose of keeping a Tavern or Inn.

Form of Oath to be taken by applicant for Tavern License.

So help me God.

Sworn at this day of }
IS before me }

J. P.

CAP. XII.

An ACT to authorize the calling in of all Treasury Notes now in circulation, and the re-issue of the amount thereof from Plates of a new design, and to explain and amend the Acts therein mentioned.

Passed April 22d, 1847.

WHEREAS many of the Treasury Notes of this Island, by reason of the same having been issued upon an inferior description of paper have become much worn and defaced, whereby the free circulation thereof becomes frequently much impeded, to the inconvenience of private holders of the same, and it is expedient that all Treasury Notes now in circulation be called in, and that the total amount thereof be re-issued upon a superior quality of Paper, and from Plates of a new design: Be it therefore enacted, by the Lieutenant Governor, Council and Assembly, That it shall and may be lawful for the Lieutenant Governor, or other Administrator of the Government for the time being, and he is hereby required within One Month from the passing hereof, to authorize and require the Commissioners appointed for the issuing of Treasury Notes for the time being, to cause or direct the engraving of plates of a new and improved design, applicable to the different classes or descriptions of Notes already issued from the Treasury of this Island, under the several Acts now in force relating to the issue of Treasury Notes, that is to say, Notes of the specified value of Five Pounds, Two Pounds, One Pound, Ten Shillings, and Five Shillings, but in the form of words in which such respective Notes have heretofore been issued, and also to cause or direct the printing of the said Notes according to such improved designs, upon paper of a superior quality and description, and to superintend the completing or filling up of the blanks in the same.

Lt. Governor
within one
month to autho-
rize Commis-
sioners for is-
suing Treasury
Notes to cause
new plates to be
engraved, &c.

Value of new
Notes.

Form of such
Notes.

Duty of Commis-
sioners.

II. And be it enacted, That it shall and may be lawful for the Lieutenant Governor, or other Administrator of the Government for the time being, and he is hereby required when and so soon as the said Commissioners shall have procured the requisite blank forms or Notes, agreeably to such improved designs, to authorize and direct the Treasurer of this Island to call in all Treasury Notes then afloat or in circulation, which have from time to time been issued from the Treasury of this Island, under and by virtue of the several Acts or Laws of this Colony, authorizing the issue of Treasury Notes.

Lt. Governor to direct Treasurer to call in old Notes when the new are prepared for issue.

III. And be it enacted, That from and after the time when such call shall be so made, the said Treasurer and Commissioners shall meet upon the First Friday in each and every Month, for the purpose of exchanging such old Notes as shall have been paid into or deposited in the hands of the Treasurer, pursuant to the said call for new Notes, which new Notes shall be signed by the said Commissioners, and shall all bear the same date; and each class or description of Notes shall be numbered by the Commissioners, from number One (1) upwards consecutively, and for every old Note delivered by the Treasurer to the said Commissioners, the Commissioners shall in exchange deliver a new Note of the same value and description, excepting as to the number and date of the old Note; and the said Treasurer upon the delivery of such new Notes to him, shall countersign the same, and shall be accountable for such Notes so delivered to him.

Duty of Treasurer and Commissioners in exchanging Notes on call made.

New Notes to be signed by Commissioners.

Date and Numbers of new Notes.

Treasurer and Commissioners to exchange Notes.

Treasurer to Countersign new Notes.

IV. And be it enacted, That the said Commissioners shall, and they are hereby required, from time to time as such old Notes shall be delivered into their hands by the Treasurer, in exchange for new Notes, after having taken a correct and true account of the value and description of such old Notes, immediately thereupon, and

Commissioners to destroy old Notes exchanged.

in presence of the said Treasurer, to destroy or cancel the whole of such old Notes so delivered to them.

Treasurer to attend Two days in each week to receive old Notes desired to be exchanged for new Notes.

Days of attendance.

Duty of Treasurer on receipt of such old Notes.

Treasurer to give a receipt for old Notes if not provided with new, to exchange for them.

Treasurer to deliver new Notes as soon as practicable.

Until delivery of new Notes, receipt to be a voucher to holder against the Government.

New Notes to be issued to be subject to enactments contained in several Treasury Note Acts recited.

V. And be it enacted, That from and after the time of such Call, until the whole amount of Treasury Notes now in circulation shall be paid in, the said Treasurer shall attend two days in each and every week, that is to say, on Monday and Thursday, during office hours, for the especial purpose of receiving or taking delivery of all such Treasury Notes as shall be deposited with him, pursuant to the said Call, and of the value and description of which said Notes the said Treasurer shall take a correct and true account, and in case he shall not be prepared, upon presentment thereof to him, to deliver in exchange an equal amount of the same class or description of Notes to be issued by virtue of this Act, and the holder shall then choose to deposit the same with him, then, and in such case, the said Treasurer shall give a receipt to the person or persons so presenting and depositing the old Notes, and upon production of the said receipt, the said Treasurer shall afterwards, and as soon as he conveniently may, agreeably to the terms of this Act, deliver to the holder thereof an equal amount in Notes, to be issued by virtue of this Act, and of the same class and description as the Notes so deposited; and until such new Notes shall be so delivered, the said receipt shall be a good and sufficient voucher in the hands of the holder, for the amount thereof against the Government.

VI. And be it enacted, That the Treasury Notes which shall be re-issued under the authority of this Act, shall each and all be subject to the several enactments and provisions contained in an Act, made and passed in the Fifth year of the Reign of His late Majesty King George the Fourth, intituled "*An Act to empower His Excellency the Lieutenant Governor, or Commander*

in Chief for the time being, to appoint Commissioners to issue Treasury Notes," and an Act made and passed in the Sixth year of the Reign of His said late Majesty, intituled "*An Act to authorize the Commissioners, named and appointed under an Act made and passed in the Fifth year of the Reign of His present Majesty, intituled 'An Act to empower His Excellency the Lieutenant Governor, or Commander in Chief for the time being, to appoint Commissioners to issue Treasury Notes, to issue Notes of the value of Ten Shillings each,'*" and the Fourth Section of an Act made and passed in the First year of the Reign of His late Majesty King William the Fourth, intituled "*An Act to authorize a further issue of Treasury Notes,"* and an Act made and passed in the Fifth year of the Reign of His said late Majesty King William the Fourth, intituled "*An Act to amend and render perpetual certain laws now in force relating to Treasury Notes."*

VII. And whereas no Act of the General Assembly of this Island heretofore passed, authorizing the issue or relating to the issue of Treasury Notes, contains any provision touching the mode of filling up vacancies upon the death, resignation or other removal, of any Commissioner or Commissioners appointed under and by virtue of an Act made and passed in the Fifth year of the Reign of His late Majesty King George the Fourth, intituled "*An Act to empower His Excellency the Lieutenant Governor or Commander in Chief for the time being to appoint Commissioners to issue Treasury Notes,"* it is therefore necessary and expedient to confirm all such appointments as have since been made, and to make provision for such appointments in future: Be it therefore enacted, That the several appointments which have from time to time been made by the Executive Government of this Island, in the room or stead of the several

Confirms previous appointments of Commissioners for the issue of Treasury Notes and au-

authorises future appointments and filling up vacancies.

Commissioners appointed under and by virtue of the said recited Act, upon the death, resignation, absence or other removal of them or any of them, or in the room or stead of any person or persons who may have been appointed in the room or stead of his, their or any of their Successor or Successors in Office, upon his or their death, resignation, absence or other removal, shall be deemed and held, and they are hereby severally and respectively declared to be good and valid in Law, and in all respects as sufficient and effectual as if such appointment or appointments had been respectively made, in conformity with any Law or Statute of this Island for that purpose expressly enacted and provided, and that in case of the death, resignation, absence from the Island, or other removal of any one or more of the persons now holding such appointment as Commissioners aforesaid, the Administrator of the Government for the time being shall hereafter have power to appoint another Commissioner or Commissioners in his or their room and stead.

VIII. And whereas the references to or recitals of the Acts, contained in the Second Section of an Act made and passed in the First year of the Reign of His late Majesty King William the Fourth, intituled "*An Act to authorize a further issue of Treasury Notes,*" are incorrectly stated or set out: Be it therefore enacted and declared, That the word "Sixth" in the Fifth line of the said Second Section of the said recited Act, as published by Her Majesty's Printer in the volume of the Laws of this Island printed at Charlottetown in the year 1834, and also the word "Sixth" in the Thirteenth line of the said Section of the said Act as so published, shall in the reading and construction of the said Clause be severally omitted, and instead and in lieu thereof the word "Fifth" shall in each of those places be inserted and used, and also that the words "Same year" in the Tenth line of the

Certain incorrect recitals in Act of the 1st Will. 4, Cap 15, explained and amended.

said Section as so published shall in the reading and construction of the said Clause be omitted, and instead and in lieu thereof the words "Sixth year of the Reign of His said late Majesty" shall be inserted and used, and the said Clause shall in all cases, and for all purposes whatsoever, be held, construed, used and taken as if the said word "Sixth" in the several lines or places above mentioned, and the said words "Same year" in the said line or place above mentioned had never been therein inserted or contained, but that the said word "Fifth" in lieu of the said word "Sixth" and the said words "Sixth year of the Reign of His said late Majesty" in lieu of the said words "Same year" had respectively always from the time of the passing of the said recited Act, of the First year of the Reign of His said late Majesty King William the Fourth, been therein inserted and contained, any thing in the said Second Section of the said recited Act to the contrary thereof notwithstanding.

IX. And be it enacted, That the Commissioners for the issuing of Treasury Notes for the time being, who shall direct the engraving and superintend the re-issuing of the Notes, by virtue of this Act, shall be paid at and after the rate of One quarter *per centum* each, as a remuneration for their trouble in directing such engraving and superintending such re-issue of Treasury Notes, in manner required by this Act.

Remuneration to
Commissioners
for issue of new
Notes.

CAP. XIII.

An ACT to extend the provisions of the Act relating to the establishment of Township Boundary Lines.

[Passed April 22d, 1847.]

WHEREAS by the Act made and passed in the Fourth year of the Reign of His late Majesty King William the Fourth, intituled, "*An Act for ascertaining and establishing the Boundary Lines of Counties and Townships, and parts of Townships, and for regulating the duty of Surveyors,*" and to repeal a certain Act therein mentioned," provision is made by the Ninth Section thereof for the recovery, by action at law, of such Rent or purchase money, as may have been received for Land by any Proprietor, who, by the establishment of any Township Line, may be found not to have been entitled to the same, but it frequently happens that the Proprietor, his Heirs, Executors or Administrators, being so liable, are resident out of the limits of this Island, by reason whereof delay and great difficulties arise in taking proceedings at law under the said Section; for remedy whereof: Be it enacted, by the Lieutenant Governor, Council and Assembly, That in all actions at Law, or suits in Equity, which may hereafter be had or instituted by virtue of the said recited Act, it shall be lawful for the Plaintiff or Complainant, in all cases where personal service of Process is required, to cause the same to be served on any Agent or Attorney in this Colony, who at the time of such service shall be authorized by power or Letter of Attorney, in writing, to bring or defend any action or suit at law, or in equity, of or concerning the Township or Land, from or out of or concerning which the cause of action of any such first mentioned Plaintiff or Complainant, shall have arisen.

In cases where personal service of process, &c. is necessary under Act of 4th Will. 4, Cap. 15, such service may be made on Agent, &c. of absent party.

II. And be it enacted, That every Affidavit to be made of the service of any such Process as aforesaid, shall contain shortly, the fact of the existence and general Tenor of such Power or Letter of Attorney, and the name or names of the person or persons therein or thereby authorized; and if such Document be not Registered the party in possession thereof shall be liable to produce the same for inspection before action or suit commenced, upon an order for that purpose made by any Judge or Chancellor, having Jurisdiction in any such intended action or suit, and upon such Affidavit being duly made and filed, or upon appearance being otherwise entered by the usual course of practice of the Court, such service shall be deemed good and effectual, unless upon cause shewn in due time, before any Judge or Chancellor, such Affidavit shall not appear to be in accordance with the intent and meaning of this Act, and that such service shall thereupon be set aside by such Judge or Chancellor for irregularity.

Requisites of Affidavit of service of such process, &c.

Mode of compelling Agent, &c. to produce power, &c. under which he Acts.

III. And be it enacted, That this Act shall not be deemed or construed to prevent any person having a right of action by virtue of the aforesaid recited Act, from proceeding therein against any absent Defendant or Defendants in manner prescribed by the Laws of this Island, for proceeding against absent or absconding Debtors.

Not to prevent persons from proceeding under recited Act, against absent parties under absent Debtor Acts.

Suspending clause.

IV. And be it enacted, That nothing herein contained shall have any force or effect until Her Majesty's pleasure therein shall be known.

CAP. XIV.

An ACT to alter and amend an Act made and passed in the Sixth year of the Reign of Her present Majesty, intituled "An Act to alter and amend an Act for the establishment of an Academy in Charlottetown."

[Passed April 22, 1847.]

Trustees of Central Academy authorized to establish rates of Fees of Tuition therein.

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the Fees of Tuition to be taken at the Central Academy, for the several Branches of Education taught there, shall be fixed and established at such rates as the Trustees of the said Academy, shall from time to time hereafter deem just and reasonable.

Suspends during continuance of this Act, 10th Section of Act of 6th Victoria, Cap. 21.

II. And be it enacted, That the Tenth Section of the Act of the Sixth year of the Reign of Her present Majesty, intituled "*An Act to alter and amend an Act for the establishment of an Academy in Charlottetown,*" be, and the same is hereby suspended for and during the continuance of this Act.

Continuance of Act.

III. And be it enacted, That this Act shall continue and be in force, for and during the term of Two years from the passing thereof, and from thence to the end of the then next Session of the General Assembly, and no longer:

CAP. XV.

An ACT relating to Treasury Warrants.

[Passed April 22, 1847.]

WHEREAS it is expedient for the due maintenance of Public Credit, that Interest should be allowed on Warrants payable at the Office of the Treasurer of this Island, and that the same should be made payable annually: Be it enacted, by the Lieutenant Governor, Council

Interest to be allowed on Treas-

and Assembly, That when the payment of any Warrant on the Treasury, may be demanded, by or on behalf of the person in whose favour the same is payable, and the same cannot be paid by the Treasurer under the provisions of this Act, then the said Treasurer shall endorse on such Warrant, a memorandum of such demand, agreeably to the form in the subjoined Schedule, which said Warrant so endorsed, shall then bear Interest at and after the rate of Six Pounds *per centum, per annum*, until Ten days after notice published in the *Royal Gazette* Newspaper, unless sooner paid, that the money for the payment of such Warrant, will be paid by the Treasurer on demand, with all Interest due thereon; and the Treasurer of this Island, is hereby empowered and directed, from time to time, to pay in Gold or Silver, or in Treasury Notes of this Island, at their specified value, out of the Treasury, at the option of the said Treasurer, annually on all Treasury Warrants, which shall have been, or may be issued, by the Government of this Island, the Interest due on such Warrants respectively, on the same being demanded by the holder or holders thereof, until Ten Days after notice has been given by the Treasurer, that unless sooner paid, he is prepared to pay any such Warrant with all Interest due thereon, and on every such Warrant, every such payment or payments of Interests shall be endorsed by the Treasurer, at the time of making the same.

Warranty Warrants, if same cannot be paid by Treasurer when presented.

Duty of Treasurer on presentation of such Warrants for payment.

Period when Interest on Warrant begins and ceases.

Interest on such Warrants, how payable and when.

Treasurer to endorse payment of Interest on such Warrants.

II. And be it enacted, That all Recognizances, Bonds, or other Securities, which shall hereafter be entered into or taken, and deposited with the Treasurer of this Island, and which shall be overdue for the period of Three Calendar Months, shall be handed by the said Treasurer, to the Attorney General or other Crown Officer, and shall immediately thereafter, be put in suit, or otherwise enforced, and the Treasurer as often as he shall neglect this duty, shall for-

Bonds, &c. in hands of Treasurer Three months over due, to be handed to Attorney General, &c. for collection.

Duty of Attorney General, &c.

Penalty on Treasurer for neglecting this duty.

Mode of recovery of Penalty.

Appropriation of penalty.

Payment of Warrants called in and not presented within the time limited, postponed until the next Call of Warrants for payment.

feit and pay for every Recognizance, Bond, or other Security, retained in his hands, after the expiration of the said Three Months, the Sum of Fifty Pounds, the same to be recovered with costs of suit in the Supreme Court of Judicature by Action of Debt, in the name of and for the use of Her Majesty.

III. And be it enacted, That when, and so often as the said Treasurer shall publish the notice hereinbefore mentioned, that the Money for the payment of Warrants will be paid on demand and it shall so happen, that any of the Warrants so advertised for, shall not be presented for payment, within the period of Twenty Days, it shall be lawful for, and the said Treasurer is hereby authorized and required, to pay out of such Moneys in his hands, not called for, the amount of any other Warrants, next in priority, to those not presented for payment, as before mentioned, and shall publish a notice to that effect, but the Warrants so first called in, as stated in this Clause, shall be included in the next Call of Warrants which the said Treasurer shall make, and then to be paid without Interest after the Ten days first herein mentioned.

In future no Warrant to be issued for a larger sum than £100.

IV. And Whereas, it will tend to a saving of Interest to the Colony, by facilitating the more speedy redemption of Treasury Warrants, if Treasury Warrants are not issued for larger amounts than One Hundred Pounds, on any Contract or payment to be made by the Government which may exceed that sum: Be it therefore enacted, That no Warrant hereafter to be issued by the Lieutenant Governor in Council, shall exceed in amount the sum of One Hundred Pounds, even where the Contract or payment to be made shall be beyond the Sum of One Hundred Pounds.

V. And be it enacted, That this Act shall continue and be in force for One year from the passing thereof, and from thence to the end of the next Session of the General Assembly and no longer.

Continuance of Act.

SCHEDULE TO WHICH THIS ACT REFERS.

Schedule.

TREASURER'S OFFICE, 18
Demanded day of 18
bearing Interest

Form of Indorsement of Warrant for Interest.

A. B., Treasurer.

CAP. XVI.

An ACT to revive, continue, and add to the Act relating to the Charlottetown Market House.

[Passed April 22d, 1847.]

BE it enacted, by the Lieutenant Governor, Council and Assembly, That it shall be lawful for the Market Clerk, to Let the whole number of Stalls in the said Market House as often as they shall become vacant, in manner prescribed by and subject to such Rules and conditions, as are mentioned in the Act passed in the Fifth year of the Reign of Her present Majesty, intituled "*An Act to regulate the letting of Stalls in Charlottetown Market House, and for other purposes therein mentioned,*" and also in this Act, any thing in the said recited Act to the contrary notwithstanding.

Market Clerk to let Stalls in Charlottetown Market House, as they become vacant, as prescribed in Act of 5th Victoria, Cap 14.

II. And be it enacted, That the Rent to be reserved in all future lettings of the said Stalls, shall be payable quarterly, on the several quarter days to be named by the said Market Clerk, and that for the accommodation of such persons as may not require to rent a Stall, the said Market Clerk shall cause Meat hooks to be driven and kept in the outer Walls of the said Market House.

Rent of Stalls to be reserved, payable quarterly.

Clerk to cause Meat-hooks to be driven in Walls of Market House.

Days on which Market House is to be kept open, and number of hours in each day.

III. And be it enacted, That on Wednesday and Saturday in every week throughout the year, the said Market House shall be kept open from the hour of Ten o'clock in the forenoon until Sunset in the afternoon on each day, any Law or custom heretofore to the contrary notwithstanding.

Power and duty of Market Clerk when Spirituous Liquors, &c. shall be offered for sale.

IV. And be it enacted, That the said Market Clerk shall have power, and he is hereby required and enjoined to seize and destroy all Spirituous Liquors, which on a Market day shall be sold by retail, or offered or exposed for sale by retail within the said Market House, or within the exterior limits thereof, or which shall be brought into the said Market House, or placed upon the Public Square or Street within view of the said Market House, for the purpose of being sold by retail contrary to the Laws regulating the retail of such Liquors, and for every case of neglect of duty in this respect, the said Market Clerk shall be subject to a Fine of Five Pounds, to be recovered as Small Debts are now recovered, with costs of suit, on the oath of any credible person, who, in the name of the Queen, shall sue for the same, and which Fine shall be paid into the Treasury of this Island to and for the use of Her Majesty's Government.

Penalty on Market Clerk for neglect of duty herein.

Mode of recovery thereof.

Appropriation of penalty.

Revives and continues Act of the 5th Victoria, Cap. 14 for 3 years.

V. And be it enacted, That an Act made and passed in the Fifth Year of the Reign of Her present Majesty, intituled "*An Act to regulate the letting of Stalls in Charlottetown Market House and for other purposes therein mentioned,*" be, and the same is hereby revived and also continued, as hereby added to, for the term of Three years from the passing hereof, and no longer.

CAP. XVII.

An ACT to prevent the failure of Justice, by reason of variances between Records and the Evidence produced in support thereof.

[Passed April 22d, 1847.]

WHEREAS great expense is often incurred and delay or failure of Justice takes place at Trials, by reason of variances between the proof offered in evidence, and the recital or settings forth thereof, upon the Record or pleadings on which the trial, is had, in matters not material to the merits of the case, and such Record or pleadings cannot now in any case be amended at the trial, and in some cases cannot be amended at any time, for remedy thereof: Be it enacted, by the Lieutenant Governor, Council and Assembly, That it shall and may be lawful for every Court of Record, and every Court of Oyer and Terminer and General Gaol Delivery within this Island, if such Court shall see fit so to do, to cause the Record or pleading on which any Trial may be pending before any such Court, in any Indictment or information, for any misdemeanor, when any variance shall appear to have occurred subsequently to the passing of this Act, between any matter in writing or in print produced in evidence; and the recital and setting forth thereof upon the Record or pleading whereon the trial is pending, to be forthwith amended in such particular, by some Officer of the Court, on payment of such costs (if any) to the other party, in cases where costs are now by Law payable, and thereupon the trial shall proceed, as if no such variance had appeared.

Authorises any Court of Record, &c. to amend pleadings; &c. on Information or Indictment.

Terms on which amendment may be made.

II. And be it enacted, That it shall be lawful for any such Court as aforesaid, if such Court shall see fit so to do, to cause the Record, Writ, or Document on which any trial may be pending before any such Court, in any Civil ac-

Court authorized to order pleadings in civil actions to be amended.

tion or in any Information, in the nature of a *quo Warranto* or proceedings in a *Mandamus*, when any variance shall, after the passing of this Act, be made to appear between the proof and the recital or setting forth on the Record, Writ or Document on which the said Trial is proceeding, of any Contract, Custom, prescription, name or other matter in any particular or particulars in the Judgment of such Court, not material to the merits of the case, and by which the opposite party cannot have been prejudiced in the conduct of his Action, prosecution or defence, to be forthwith amended by some Officer of the Court, or otherwise, both in the part of the pleadings where such variance occurs, and in every other part of the pleadings which it may become necessary to amend, on such terms as to payment of Costs to the other party or postponing the Trial, to be had before the same, or another Jury; or both payment of Costs and postponement as such Court shall think reasonable, and in case such variance shall be in some particular or particulars in the Judgment of such Court, not material to the merits of the case, but such as that the opposite party may have been prejudiced thereby, in the conduct of his Action, prosecution or Defence, then such Court shall have power to cause the same to be amended, upon payment of Costs to the other party, and withdrawing the Record, or postponing the Trial as aforesaid, as such Court shall think reasonable, and after any such amendment the Trial shall proceed (in case the same shall be proceeded with) in the same manner in all respects, both with respect to the liability of Witnesses to be indicted for perjury and otherwise, as if no such variance had appeared; and in case the Trial shall be had in any Court of Record, then the order for amendment shall be entered on the Roll or other Document upon which the Trial shall be had: Provided that it shall be lawful for any party who is dissatisfied with the decision of such Court,

Terms on which amendment may be made.

Party dissatisfied with order for amendment

respecting the allowance of any such amendment, to apply for a new Trial upon that ground, and in case any such Court shall think such amendment improper, a new Trial shall be granted accordingly, on such terms as the Court shall think fit, or the Court shall make such other order as to them may seem meet.

not precluded from applying for a new Trial on the ground that the amendment was improperly allowed by the Court.

III. And be it enacted, That every such Court as aforesaid, shall, and may, if they think fit, in all such cases of variance, instead of causing the Record or Document, to be amended, direct the Jury to find the fact or facts according to the evidence; and thereupon such finding shall be stated on such Record or Document, and notwithstanding the finding on the issue joined, the said Court or the Court from which the Record has issued, shall, if they shall think the said variance immaterial to the merits of the case, and the mis-statement such as could not have prejudiced the opposite party in the conduct of the Action or Defence, give Judgment according to the very right and justice of the case.

Instead of ordering Record, &c. to be amended, Court may require the Jury to find the fact, &c.

And Court may such Judgment notwithstanding give finding of the variance immaterial, &c.

CAP. XVIII.

An ACT to render valid certain proceedings heretofore had before the Courts of Commissioners, for the Recovery of Small Debts.

[Passed April 22d, 1847.]

WHEREAS in and by an Act of the General Assembly of this Island, passed in the Eighth year of the Reign of Her present Majesty, intituled "*An Act to authorize the Commissioners of Small Debts in their respective Courts, to appoint Bailiffs to execute the Processes of the said Courts, and to take security from such Bailiffs for the due execution of the same,*" it is enacted, that it shall and may be lawful for each and every of the Courts

of Commissioners for the Recovery of Small Debts in this Island, to require and take a Bond with Two sufficient Sureties from any Constable, appointed by Law for the County wherein such Court is situate, before any such Constable shall be authorized to serve any Process from such Court, to Her Majesty, Her Heirs and Successors, for the due performance of his Office, and for the due return of all Writs, to him entrusted, into the said Court, and for the due payment of all moneys coming into his hands by virtue of his said Office, to the respective parties entitled thereto, or into the said Court at the respective returns of the said Writs, and which Bond shall be forthwith lodged in the Office of the Colonial Secretary, by the Clerk of the said Court, and in the event of any such Constable neglecting or refusing to give such Bond as aforesaid, then it shall and may be lawful for the said Court of Commissioners to appoint, at the discretion of the said Court, a Bailiff or Bailiffs, in place of such Constable or Constables so refusing or neglecting to give such Bond as aforesaid: And whereas several Courts of Commissioners of Small Debts throughout the Island, have neglected to take or renew the Bonds of the Constables or Bailiffs of their respective Courts, and have also neglected, when such Bonds were legally taken, to lodge the said Bond in the Office of the Colonial Secretary, previous to such Constable or Bailiffs serving the Processes of the respective Courts to which they belong; And whereas doubts have arisen whether the proceedings of the said Courts are legal, in consequence of the Bonds of the Constables or Bailiffs not having been renewed on the re-appointment of Constables or Bailiffs for the said Courts, and also where the said Bonds when taken legally, were not lodged in the Office of the Colonial Secretary, previous to the service of the Processes of the respective Courts; And whereas to avoid litigation and Costs and

expenses to the Suitors and parties in the causes heard in the said Courts, it is deemed proper to render such proceedings of the said Courts in the causes valid and binding, where no objections were made and offered by any of the Suitors, or parties in any of the said Causes, at the time of hearing thereof as aforesaid: Be it therefore enacted, by the Lieutenant Governor, Council and Assembly, That all the proceedings of the said Courts of Commissioners for the recovery of Small Debts, in all causes or matters wherein such Courts of Commissioners legally constituted would have had jurisdiction, shall be, and the same are hereby declared to be as legal, effectual, and valid to all intents and purposes whatsoever, as if the said Commissioners for the recovery of Small Debts had taken the Bonds as required by Law, of the Constables or Bailiffs of their respective Courts, and also after the Bonds being so taken, had lodged the same forthwith in the Office of the Colonial Secretary, any Law, usage or custom to the contrary notwithstanding: Provided always, that nothing herein contained shall be construed, to render valid any such proceeding wherein any of the Suitors or parties at the time of hearing their causes, have or hath taken objection in Law on the ground, of the Constables or Bailiffs' Bonds not being legally taken, or on the ground that the said Bonds were not lodged in the Office of the Colonial Secretary, previous to the serving the Processes of the Courts: And provided also, that nothing herein contained, shall be construed to affect or render valid any proceedings or matter so as aforesaid, heard in the said Courts of Commissioners, wherein the same has been appealed from, or removed by Certiorari, or stayed by any proceeding had in Her Majesty's Supreme Court of Judicature of this Island, before the passing of this Act.

Confirms proceedings of Small Debt Courts in cases where Bonds have been omitted to be taken from Bailiffs of such Courts, or where Bonds so taken have not been lodged in the Office of Colonial Secretary as required by Law.

Not to render valid any proceeding of such Courts where Suitors have objected at hearing, or where steps have been taken to set aside proceedings of Small Debt Courts in such cases.

CAP. XIX.

An ACT for compensating the Families of Persons killed by accident.

[Passed April 22d, 1847.]

WHEREAS no Action at Law is now maintainable, against a Person who by his wrongful act, neglect or default, may have caused the death of another person, and it is oftentimes right and expedient, that the wrong-doer in such case should be answerable in damages for the injury so caused by him: Be it therefore enacted, by the Lieutenant Governor, Council and Assembly, That whensoever the death of a person shall be caused by wrongful act, neglect or default, and the act, neglect or default is such, as would (if death had not ensued) have entitled the party injured to maintain an action, and recover damages in respect thereof; then, and in every such case, the person who would have been liable, if death had not ensued, shall be liable to an action for damages notwithstanding the death of the person injured, and although the death shall have been caused under such circumstances as amount in Law to Felony.

An Action to be maintainable against any person causing death through neglect, &c. notwithstanding the death of the person injured.

II. And be it enacted, That every such action shall be for the benefit of the Wife, Husband, Parent and Child of the person whose death shall have been so caused, and shall be brought by and in the name of the Executor or Administrator of the person, deceased, and in every such action the Jury may give such damages as they may think proportioned to the injury resulting from such death to the parties respectively, for whom, and for whose benefit, such action shall be brought, and the amount so recovered, after deducting the costs not recovered from the Defendant, shall be divided amongst the before mentioned parties, in such shares as the Jury by their verdict shall find and direct.

Action to be for the benefit of certain Relations, and to be brought by and in the name of Executor or Administrator of the deceased.

III. Provided always, and be it enacted, That not more than one action shall lie for and in respect of the same subject matter of Complaint, and that every such action shall be commenced within Twelve Calendar Months after the death of such deceased person.

Only one action shall lie, and to be commenced within 12 months after death of party.

IV. And be it enacted, That in every such action the Plaintiff on the Record, shall be required together with the Declaration, to deliver to the Defendant, or his Attorney, a full particular of the person or persons for whom, and on whose behalf such Action shall be brought, and of the nature of the claim in respect of which damages shall be sought to be recovered.

Plaintiff to deliver a full particular of the person for whom damages shall be claimed.

V. And be it enacted, That the following words and expressions are intended to have the meanings hereby assigned to them respectively, so far as such meanings are not excluded by the context or by the nature of the subject matter; that is to say, words denoting the singular number are to be understood to apply also to a plurality of persons or things, and words denoting the Masculine Gender are to be understood to apply also to persons of the Feminine Gender, and the word 'Person' shall apply to Bodies, Politic and Corporate, and the word "Parent" shall include Father and Mother, and Grandfather and Grandmother, and Stepfather and Stepmother; and the word "Child" shall include Son and Daughter, and Grandson and Granddaughter, and Stepson and Stepdaughter.

Construction of this Act.

VI. And be it enacted, That this Act shall come into operation, from and immediately after the passing thereof.

Act to come into operation immediately after passing.

CAP. XX.

An ACT for suspending for a limited period, certain parts of an Act passed in the Fourth year of His late Majesty's Reign, intituled "An Act for ascertaining and establishing the Boundary Lines of Counties and Townships, and parts of Townships, and for regulating the duties of Surveyors, and to repeal a certain Act therein mentioned."

[Passed April 22, 1847.]

Suspends operation of Boundary Act of 4th Will. 4, Cap. 15, so far as regards certain enumerated Townships, until the end of next Session of the General Assembly.

BE it enacted, by the Lieutenant Governor, Council and Assembly, That the operation of so much of the said Act, intituled "*An Act for ascertaining and establishing the Boundary Lines of Counties and Townships, and parts of Townships, and for regulating the duties of Surveyors, and to repeal a certain Act therein mentioned,*" as relates in any way to the fixing and establishing of any Boundary Lines, under the provisions of the said recited Act, or of any Act or Acts in amendment thereof, be, and the same are hereby suspended so far as regards Lots or Townships Ten (10), Nine (9) Eight (8), Seven (7), Six (6), Five (5), Four (4), Three (3), Two (2), and One (1), in Prince County, until the end of the next Session of the General Assembly.

CAP. XXI.

An ACT for doing away with the Oath of Abjuration, heretofore imposed on Roman Catholics.

[Passed April 23, 1847.]

WHEREAS a Despatch has been received from the Right Honorable W. E. Glad-

stone, Number Fifteen, dated the Second of June, One Thousand Eight Hundred and Forty-six, stating that he has received Her Majesty's commands to accede to the request of the Legislative Council and House of Assembly of this Island, praying for the Royal sanction towards the enactment of a Law, rescinding the obligation of a certain Oath imposed on Roman Catholics on their entering on their Offices, either as Members of the Legislature in this Colony, or as Officers of the Government: Be it therefore enacted, by the Lieutenant Governor, Council and Assembly, and by the authority of the same, That from and after the passing of this Act, it shall not be lawful to tender to any of the Officers of Government, nor to any of the Members of the Legislature on their receiving their appointments, nor shall they in any way be required to take the Oath embodied or engrossed, in the Second Clause of an Act passed in the Eleventh year of the Reign of His late Majesty King George the Fourth, intituled "*An Act for the relief of His Majesty's Roman Catholic subjects.*"

No Officers of Government or Members of Legislature in future to be required to take the Oath set out in 2d Section of Act of 11th Geo. 4th, Cap. 7.

II. And be it enacted, That the Oaths to be taken by any of Her Majesty's subjects of the Roman Catholic persuasion, on their being sworn in as Members of any Branch of the Legislature, or as Officers of Government, shall in all particulars be the same as that taken, or to be taken, by Her Majesty's Protestant subjects in the like cases; any Law, usage or custom to the contrary notwithstanding.

Oaths to be in future taken by Officers of Government or Members of Legislature, professing the faith of Roman Catholic Church, to be the same as those required to be taken by persons professing Protestant faith.

CAP. XXII.

An ACT for appropriating certain Moneys therein mentioned, for the service of the year of our Lord, One Thousand Eight Hundred and Forty-seven.

[Passed, April 29, 1847.]

May it please your Excellency ;

WE Her Majesty's dutiful and loyal Subjects, the House of Assembly of Prince Edward Island, towards appropriating the several Supplies raised for the exigencies of Her Majesty's Government, do humbly beseech that it may be enacted;

And be it therefore enacted, by the Lieutenant Governor, Council and Assembly, That by or out of such Moneys as from time to time, shall be, and remain in the Treasury of this Island, there shall be allowed and paid for the Services herein mentioned, the several sums following, that is to say:

£2550 for Roads and Bridges for the Three Counties.

A sum not exceeding Two Thousand Five Hundred and Fifty Pounds, for the general services of Roads, Bridges and Wharfs, [to be expended agreeably to the Report of the Committee of the House of Assembly, appointed for the consideration of all matters relating to Roads, Bridges and Wharfs,] and that such sum be divided between the Three Counties as follows :—

Proportion for Queen's County.
Proportion for King's County.
Proportion for Prince County.
£50 to defray unpaid Contracts for Poplar Island Bridge.

Queen's County,	£950.
King's County,	£800.
Prince County,	£800.

£150 for contingent expenses of Roads, &c.

And a further sum of Fifty Pounds, to defray the unpaid Contracts for Poplar Island Bridge, and the repairs thereof for the present year.

And a further sum of One Hundred and Fifty Pounds, to defray the contingent expenses of Roads and Bridges for the present year, should

the same be required, to be equally divided between each of the three Counties.

for Three Counties.

And a further sum of Two Hundred and Fifty Pounds, at the disposal of the Lieutenant Governor in Council, to be expended in the laying out and opening of the remainder of the line of Road from the West Cape to the Main Western Road, and any balance remaining unexpended of the above sum to be laid out in opening the Brae Road.

£250 for line of Road from West Cape to Main Western Road, and Brae Road.

And a further sum of Five Hundred Pounds, to defray the Salary of the Treasurer of this Island for the present year.

£500 for Treasurer's Salary.

And a further sum of Four Hundred Pounds, to defray the Salary of the Colonial Secretary and Clerk of the Executive Council for the present year.

£400 for Salary of Colonial Secretary and Clerk of Executive Council.

And a further sum of One Hundred Pounds, to defray the Travelling expenses of the Chief Justice for the present year.

£100 to defray Travelling charges of Chief Justice.

And a further sum of Two Hundred and Sixty Pounds, to defray the Salary of the Collector of Impost at Charlottetown, for the present year.

£260 for Salary of Collector of Impost and Excise for Charlottetown.

And a further sum of One Hundred and Sixty Pounds, to defray the Salaries of Four Sub-Collectors of Customs, for the present year.

£160 for Salaries of Four Sub-Collectors of Customs.

And a further sum of Twenty Pounds, to defray the Salary of One Sub-Collector of Customs, for the Port of Cascumpec, for the present year.

£20 to Sub-Collector of Customs for Cascumpec.

And a further sum of Three Hundred Pounds, to defray the Salaries of the Masters of the Central Academy, for the present year.

£300 for Salaries of Masters of Central Academy.

And a further sum of One Thousand Five Hundred Pounds, for the encouragement of General Education, as established by Law.

£1500 for the encouragement of general Education.

And a further sum of Seventy-Five Pounds, to defray the Salary of the Inspector of Militia, for the present year.

£75 for Salary of Inspector of Militia.

And a further sum of One Hundred and Sixty Pounds, to defray the Salaries of Sixteen Road Commissioners.

£160 for Salaries of 16 Road Commissioners.

Commissioners, at Ten Pounds each, for the present year.

£40 for Salary of Market Clerk in Charlottetown.

And a further sum of Forty Pounds, to defray the Salary of the Market Clerk, Charlottetown, for the present year.

£5 for Salary of Market Clerk at Georgetown.

And a further sum of Five Pounds, to defray the Salary of the Market Clerk, of Georgetown, for the present year.

£60 for Salaries of Sheriffs of the Three Counties.

And a further sum of Sixty Pounds, to defray the Salaries of the Three Sheriffs for King's, Queen's and Prince Counties, for the present year.

£25 for Salary of Master of National School.

And a further sum of Twenty-five Pounds, to defray the Salary of the Master of the National School, for the present year.

£40 for Salary of Messenger of Executive Council, &c.

And a further sum of Forty Pounds, to defray the Salary of the Messenger of the Executive Council, Crier of the Supreme Court, and Tipstaff in Chancery, for the present year.

£40 for Salary of Jailer of Queen's County.

And a further sum of Forty Pounds, to defray the Salary of the Jailer of Charlottetown, Jail for the present year.

£10 for Salary of Medical attendant of Jail of Queen's County.

And a further sum of Ten Pounds, to the Medical attendant of the Charlottetown Jail for, his services and for Medicines, for the present year.

£15 for Salary of Matron of Jail for Queen's County.

And a further sum of Fifteen Pounds, to the Matron of the Charlottetown Jail, for the present year.

£60 for Salaries of Jailers of King's and Prince Counties.

And a further sum of Sixty Pounds, to defray the Salaries of the Jailers of King's and Prince Counties, at Thirty Pounds each, for the present year.

£4 for Medical attendant of Georgetown Jail.

And a further sum of Four Pounds, to the Medical attendant of the Georgetown Jail, for the present year.

£4 for Medical attendant of St. Eleanor's Jail.

And a further sum of Four Pounds to the Medical attendant of the Jail at Saint Eleanor's, for the present year.

£10 for Salary of Assayer of Weights and Measures for Charlottetown.

And a further sum of Ten Pounds, to defray the Salary of the Assayer of Weights and Measures for Charlottetown, for the present year.

And a further sum of Thirty Pounds, to the Deputy Post Master General, for conducting the business of the Inland Mails, for the present year.

£30 to Deputy-Postmaster General for conducting Inland Mails.

And a further sum of Forty Pounds, to defray the Salary of the Road Correspondent, for the present year.

£40 for Salary of Road Correspondent.

And a further sum of Three Hundred Pounds, to defray the expenses of conducting the Inland Mails, for the present year.

£300 to defray expenses of Inland Mails.

And a further sum of Two Hundred and Twenty Pounds, to defray the expense of conveying the Winter Mails to and from the Provinces of Nova Scotia and New Brunswick, for the present year.

£220 to defray expense of Winter Mails to and from Nova Scotia.

And a further sum of Three Hundred Pounds, to defray the expense of Public Printing and Stationary, should the same be required.

£300 for Public Printing.

And a further sum of Four Hundred Pounds, or as much thereof as may be required, to defray the cost of Crown Prosecutions, for the present year.

£400 for Crown prosecutions.

And a further sum of Fifty Pounds, for Crown Officers' Fees, for other services, for the present year.

£50 for Crown Officers' Fees for other services.

And a further sum of Three Hundred and Fifty Pounds, at the disposal of the Lieutenant Governor in Council, to defray the expenditure of the support and maintenance of the Lunatic Asylum and House of Industry, for the present year, should the same be required.

£350 for support of Lunatic Asylum.

And a further sum of Two Hundred Pounds, to defray the contingent expenses of Government, for the present year.

£200 for contingent expenses of Government.

And a sum sufficient to defray the contingent expenses of the Legislative Council and House of Assembly, for the present year.

A sum sufficient to defray contingent expenses of Legislative Council & House of Assembly.

And a further sum of Ten Pounds, to defray the Salary of the Librarian to the Legislative Library, for the present year.

£10 for Salary of Librarian to the Legislature

And a further sum of Ten Pounds Ten Shil-

£10 10s. to defray assessment

on Government
Pews in Saint
Paul's Church,
Charlottetown.

£6 for the use of
a Pew in Wes-
leyan Chapel.

£60 to defray
proportion of
expense due by
Government of
this Colony for
Light Houses
on St. Paul's
and Scatarie.

£1800 to defray
Interest on Treas-
ury Warrants.

£60 for Salary
of Harbour Mas-
ter and Wharf-
inger for port of
Charlottetown.

£20 to defray
expense of plans
and estimates for
public works.

£20 for pre-
miums for des-
truction of Bears
Loupceviers.

£350 to defray
expense of Fuel
and Bread for
Jails of the three
Counties.

£60 to Speaker
of Assembly and
£30 to each
Member of As-
sembly, together
with usual Tra-
velling charges.

lings; to defray the Assessment on Government Pews, in Saint Paul's Church, Charlottetown.

And a further sum of Six Pounds, to the Trustees of the Wesleyan Methodist Chapel, for the use of a Pew for the Legislature.

And a further sum of Sixty Pounds, to defray the proportion of expense payable by the Government of this Island, for the Light Houses on Saint Paul's and Scatarie.

And a further sum of One Thousand Eight Hundred Pounds, or as much thereof as may be required, to defray the interest on Treasury Warrants, for the present year.

And a further sum of Sixty Pounds, to defray the Salary of the Harbour Master and Wharfinger for the Port of Charlottetown, for the present year.

And a further sum of Twenty Pounds, to defray the expenses of Plans and Estimates of Public Works, for the present year, should the same be required.

And a further sum of Twenty Pounds, to defray the amount of Premiums for the destruction of Bears and Loupcerviers for the present year, should the same be required.

And a further sum of Three Hundred and Fifty Pounds, to defray the expense of Fuel and Bread for the Three County Jails, with any other contingent expenses for the present year, should the same be required.

And a further sum of Sixty Pounds, to the Speaker, and the sum of Thirty Pounds to each of such Members of the House of Assembly, as have attended in their places during the whole of the present Session, and a proportionate sum to those Members who took their seats at later periods of the Session, (including Messrs. Little and Macdougall for the time of their attendance,) together with the usual travelling charges coming to and returning from the present Session, to reimburse them for their expenses.

And a further sum of Six Hundred Pounds, to be placed at the disposal of the Lieutenant Governor in Council, for the conveyance of the Mails between this Island and the neighbouring Provinces of Nova Scotia and New Brunswick by Steam, for the present year, should a Steamboat be placed on the station, and perform similar service with the Boat, late under the Directors of the Prince Edward Island Steamboat Company, or such part of said sum as may be deemed an equivalent by the Government, for the service which may be rendered.

£600 for conveyance of Mails by Steam.

And a further sum to be placed at the disposal of the Administrator of the Government, sufficient to defray the amount allowed by Law, to the person having a License to run a Packet between the Harbour of Bedeque, in this Island, and the Port of Shediac, in the Province of New Brunswick, for the present year.

A sum sufficient to defray the amount allowed by law to person licensed to run a Packet between Bedeque and Port of Shediac in New Brunswick.

And a further sum of Thirty Pounds, as allowed by Law, to the person licensed to run a Packet between Georgetown, in this Island, and Pictou, in the Province of Nova Scotia.

£30 to person licensed to run a Packet between Georgetown and Pictou in Nova Scotia.

And a further sum of Fifty Pounds, to defray the salary of the Keeper of the Light House at Point Prim, for the present year.

£50 for Salary of Keeper of Light House at Point Prim.

And a further sum of Ten Pounds, to Catharine Brown, in consideration of the services of her late husband, as Teacher, for the period of Twenty years in this Colony.

£10 to Catharine Brown.

And a further sum of Sixty Pounds, at the disposal of the Lieutenant Governor in Council, or as much thereof as may be necessary, to defray the expenditure of lighting the Lighthouse at Point Prim, for the present year, should the same be required; the principal articles requisite for the same to be supplied by Tender.

£60 to defray expense of lighting Light House at Point Prim.

And a further sum of Thirty Pounds, to George and James Walsh of Bedeque, for running a Packet between that Port and Shediac, for the past year.

£30 to George and James Walsh for running Packet last year between Bedeque and Shediac, in New Brunswick.

145 Francs and 150 Centimes to be remitted to Commandant of French Island of St. Pierre, expended by him for relief of shipwrecked mariners belonging to this Colony.

And a further sum sufficient to obtain a Bill for One Hundred and Forty-five Francs and Fifty Centimes, to be remitted to the Commandant of the French Island of Saint Pierre, being the amount expended by that Government, as relief to the Crew of a Vessel belonging to this Island, totally wrecked in the month of September last, (1846.)

£2500 to pay off contracts and complete work of Colonial Building.

And a further sum of Two Thousand and Five Hundred Pounds, at the disposal of the Lieutenant Governor in Council, or as much thereof as may be necessary, to be applied in paying off the Contracts and completing the work of the Colonial Building, the said amount to be paid out of the Moneys now in the Treasury, raised under and by virtue of the Act passed in the Seventh year of the Reign of His late Majesty King William the Fourth, intituled "*An Act for levying an Assessment on all Lands in this Island,*" and that it be recommended to the House to appoint a Committee of the House of Assembly, to act in conjunction with the Commissioners for the erection of the said Building, in investigating the Accounts and settling the same prior to paying off the said Contractors.

£7 10s. to defray cost of a new beam for Scales in Charlottetown Market.

And a further sum of Seven Pounds Ten Shillings, or as much thereof as may be necessary, at the disposal of His Excellency the Lieutenant Governor, to defray the cost of purchasing a new Beam, for the use of the Scales in the Market-House, Charlottetown.

£96 18s. to be expended in purchase of Sheep for Three Counties, under direction of Royal Agricultural Society.

And a further sum of Ninety-six Pounds Eighteen Shillings, being the balance due on the One Hundred and Fifty Pounds lent to the Royal Agricultural Society, to be when received again placed at the disposal of the said Society, for the purpose of purchasing Sheep, either in the Colony or importing them, as may be approved of by the Members for the respective Counties, the same to be equally divided among the Three Counties, and disposed of at Public Auction in the several Electoral Districts, under

the direction of persons recommended by the Members of the Assembly as aforesaid, for the respective Districts to the Royal Society, and the net proceeds of such sales to be returned to the Treasury by the First day of January, One thousand Eight Hundred and Forty-eight, so as to be at the disposal of the Legislature in the next Session.

And a further sum of Ten Pounds to John Arbuckle, to compensate him for instruction which he has given to District Teachers.

£10 to John Arbuckle.

And a further sum to James D. Macdonell, Collector of Impost, of Twenty Pounds Ten Shillings and Six-pence, to reimburse him for that amount paid to Constables employed by him under the Act of the Eighth of Victoria, Cap. 2.

£20 10s. 6d. to Collector of Impost for Charlottetown, to reimburse him certain outlays under Act of 8th Vic. Cap. 2.

And a further sum of Thirty Pounds, to the Ladies' Benevolent Society of Charlottetown, in aid of the Funds of that Society.

£30 to Ladies' Benevolent Society.

And a further sum sufficient to procure new designs of Plates and Paper, for the issue of Treasury Notes.

A sum sufficient to procure new Plates, &c. for Treasury Notes.

And a further sum of Nine Pounds Three Shillings and Eleven-pence, to the Trustees of the Central Academy, to defray the expenses of certain internal alterations and repairs done to that Building.

£9 3s. 11d. to Trustees of Central Academy to defray expense of certain internal improvements.

And a further sum of Fifteen Pounds, to Charles Collett, to remunerate him for extra work performed upon a Bridge erected by him over Mabey's Creek, under the direction of the late Road Commissioner for the Seventh District, in the year One Thousand Eight Hundred and Forty-five.

£15 to Charles Collett for extra work at Bridge over Mabey's Creek.

And a further sum of Two Hundred and Ninety Pounds, or as much thereof as may be required, for Painting and repairing Government House, for repairing such articles of the Public Furniture as may require repair, and replacing such articles of the Furniture as may have become unserviceable, in conformity with a statement furnished by Mr. Isaac Smith.

£290 for repairs &c. of Government House and public Furniture therein.

£10 to Patrick Murray for building Two Bridges on New Bedesque Road.

And a further sum of Ten Pounds, to Patrick Murray, for Building two Bridges on the new Bedesque Road, under the directions of the Road Commissioner for the Seventh District, the same to be paid out of the amount voted this present Session for the contingent expenses for Roads and Bridges, for Queen's County.

£7 10s. for new pump, &c. in Public Well near Ferry House opposite Charlottetown.

And a further sum of Seven Pounds Ten Shillings, or as much thereof as may be required, at the disposal of the Lieutenant Governor in Council, to defray the expense of placing a new Pump, in the Public Well near the Ferry-house, opposite Charlottetown, with a new Platform, Trough and Box, for the same, and to keep the said Pump in repair for one year after it shall be ready for use, the Contract to be let by Tender.

£100 for Buoys and Beacons for 1847.

And a further sum of One Hundred Pounds to defray the expenses of Buoys and Beacons, in the several Ports in this Island, for the current year, should the same be required.

£2 10s. to James Gillanders.

And a further sum of Two Pounds Ten Shillings, to James Gillanders, First Class Teacher, being for Three Months' service as a Teacher during the past year.

£5 10s. 8d. to Nicholas J. Brown for duties twice paid by him.

And a further sum of Five Pounds Ten Shillings and Eight-pence, to Nicholas J. Brown, of St. Eleanor's, being the amount of Duties twice paid by him on articles landed in the year One Thousand Eight Hundred and Forty-six.

£135 to defray the per centage allowed by law on moneys expended by Road Commissioners.

And a further sum of One Hundred and Thirty-five Pounds, or a sum sufficient, at the disposal of the Lieutenant Governor in Council, to defray the *per centage* allowed by Law to Road Commissioners on all Moneys expended by them on Roads, Bridges, Wharfs, Buoys and Beacons for the current year.

£30 to Commissioners for issue of Treasury Notes.

And a further sum of Thirty Pounds, to the Commissioners for issuing Treasury Notes, for the present year, should the same be required.

£11 12s. 6d. to John Dalziel, Esq., to, defray

And a further sum of Eleven Pounds Twelve Shillings and Six-pence to John Dalziel, Esq., to defray the expenses incurred by him in con-

testing the late Election for the Third District of King's County, viz :—

Witnesses,	£8 11 6.
Sergeant at Arms	- 3 1 0

expense of contesting Election for 3d District of King's County.

And a further sum of Six Pounds Nineteen Shillings to the Sergeant at Arms, being the amount of his Fees, for summoning Witnesses on the contested Election, for the Third District of Queen's County, and a further sum of Twenty Pounds Eleven Shillings and Six-pence, being the amount of the Fees of the Witnesses examined on behalf of the Petitioning Candidates in that contestation, as certified by the Sergeant at Arms.

£6 19s. to Sergeant at Arms of House of Assembly for summoning Witnesses on contested Election for 3d District of Queen's County.

And a further sum of Five Pounds Ten Shillings and Six-pence to the Sergeant at Arms, to defray the Fees of Witnesses examined on behalf of John Macdougall and John Little, Esqrs. to sustain their return for the Third District of Queen's County.

£20 11s. 6d. to defray Witnesses fees examined on behalf of petitioning candidates in Election for 3d District of Queen's County.

And a further sum of Eight Pounds Ten Shillings to Thomas Caie, as a Bounty on Six Hundred and Eighty-one Quintals of dry Fish, exported by him during the past year, or the sum of Three-pence per Quintal for any less quantity not being less than Four Hundred and fifty Quintals, the same to be paid on his producing a satisfactory Affidavit, to the Lieutenant Governor in Council, that such Fish consisted exclusively of Codfish, and that the same was caught and cured on the coast of this Island, or by inhabitants of the Island, and was shipped therefrom during the past year and landed and sold in some other Colony.

£5 19s. 6d. to defray Witnesses examined on behalf of John M'Dougall and John Little, Esqs in Election for 3d District of Queen's County.

And a further sum of Twenty Pounds, to Hugh Logan, Jailer, Georgetown, to remunerate him for loss sustained by him in the escape of a Prisoner for debt, in consequence of the inefficient state of the Jail-yard fence.

£8 10s. to Thomas Caie, as bounty on fish exported by him last year, &c.

And a further sum of Two Hundred and Forty-three Pounds, Four Shillings and Nine-pence, at the disposal of the Lieutenant Gover-

£20 to Hugh Logan to reimburse him for damages sustained by him by reason of inefficient state of King's County Jail.

£243 4s. 9d. to defray sundry expenses con-

ected with
Election for 3d
District of
Queen's County.

nor in Council, to defray the following charges connected with the expense of the Election, for the Third District of Queen's County.

Sheriff's account for holding	}	£	s.	d.
Election on the 1st March,		13	17	7
Sheriff's account for holding	}	12	7	4
Election on the 19th March,				
Mark Butcher, per account		58	5	5
Hector M'Kenzie, per account		2	19	6
James Mullis, per account		1	6	0
Arthur O'Neil, per account		0	10	0
John Gainsford, per account		2	13	11½
Coroner of Queen's County for holding Inquest,		9	15	7
Coroner of King's County for holding Inquest,		8	16	4
Doctor Mackieson, for Medical and Surgical attendance,		15	8	3
Hon. J. S. Macdonald, for supplies by order of Governor in Council,		9	9	9
Daniel Brenan, Esquire, for supplies by order of Lieutenant Governor,		19	19	4½
W. H. Lobban, for pay of Volunteer Infantry Company, while doing Garrison Duty,		6	10	6
Sheriff's account for conveying and disbursing Special Constables,		81	5	2

And a further sum of Thirteen Pounds Sixteen Shillings and Six-pence halfpenny, to the Joint Committee of the Council and Assembly having charge of Government House and Furniture, in addition to the sum of Seventy-two Pounds Eleven Shillings unexpended of last year's Grant for the payment of the following accounts unpaid, for repairs in and about Government House for the past year :

Isaac Smith,	£8	5	10½
W. W. Lord	2	6	0
Joseph Dodd,	2	16	3

£13 16s. 6d. to Committee of Legislature in charge of Government House in addition to a former grant of £72 11s. unexpended for payment of sundry accounts for work done, &c.

Mark Butcher, - - - 5 1 3

James Millner, including
£30 9s. 5d. for the year 1845, 67 18 2

And a further sum of Twenty-five Pounds, to Benjamin Davies of Charlottetown, Merchant, as Bounty in full, on the export of Seven Hundred and Twenty Quintals of Codfish, the catch and cure of this Island, and by him exported therefrom in the Month of December last, and landed and sold in the West Indies, as appears by Affidavit laid before the House of Assembly.

£25 to Benjamin Davies as bounty on fish exported by him last year.

And a further sum sufficient, at the disposal of the Sergeant at Arms, to purchase Coals for the use of the Legislature, to be drawn for by him when necessary.

Sum sufficient for the purchase of coal for the use of Legislature.

And a further sum of Ten Pounds, to Mary Tanton, widow of the late George Tanton, who was killed in the execution of his duty as a Peace Officer.

£10 to Mary Tanton.

And a further sum of Eleven Pounds, to John Dalziel, Esq., for the relief of the following persons:—

£11 to John Dalziel, Esq. for relief of several persons.

John Griffin and Sister, - - - £5 0 0

Mrs. Cody, Lot 63, - - - 4 0 0

Richard Butler, - - - 2 0 0

And a further sum of Twenty Pounds Ten Shillings, to Edward Thornton, Esquire, for the relief of the following persons:—

£20 10 to Edward Thornton, Esq. for relief of several persons.

Duncan Cameron, Lot 59, - - - 1 10 0

Henry Prowse, - - - 6 0 0

Michael Nevil, Lot 66, - - - 2 0 0

Catherine Walsh, - - - 3 10 0

Mrs. Gardiner, Lot 61, - - - 1 10 0

John M'Leod, - - - 1 10 0

M'Gregor's Orphan Children,

Whim Road, - - - 4 10 0

And a further sum of Ten Pounds, to Nicholas Conroy, Esquire, for the relief of the following persons:—

£10 to Nicholas Conroy, Esq. for the relief of several persons.

Elizabeth Ruth, - - - 5 0 0

Alexander Bell, - - - 2 0 0

James Adams, - - - 3 0 0

£5 to William Underhay, Esq. for the relief of several persons.

And a further sum of Five Pounds, to William Underhay, Esq., for the relief of the following persons :—

Mrs. Brown,	2	0	0
Mrs. Henderson,	3	0	0

£9 10s. to Hugh M'Donald, Esq. for the relief of several persons.

And a further sum of Nine Pounds Ten Shillings, to Hugh M'Donald, Esquire, for the relief of the following persons :—

Mary M'Phee,	2	10	0
Louisa Watling,	3	0	0
Catharine Johnstone, Narrow's Creek,	2	0	0
Margaret Wilson, for her Mother	2	0	0

£15 to Commissioners for auditing Treasurer's Accounts for year 1846.

And a further sum of Fifteen Pounds, to Commissioners for Auditing Treasurer's Accounts for 1846.

£30 10s. to Rev John M'Lennan for the relief of several persons.

And a further sum of Thirty Pounds Ten Shillings, to the Rev. John M'Lennan, for the relief of the following persons :—

James Maddock,	3	0	0
Margaret Finlayson,	5	0	0
John M'Leod	1	10	0
Flora M'Leod,	2	0	0
Christy Curry,	1	10	0
Malcolm M'Aulay,	1	10	0
Mary M'Swain,	2	10	0
Alexander M'Leod,	1	10	0
Mary M'Aulay, toward the support of her Son John,	8	0	0
Widow Bridget Murphy, Lot 60,	4	0	0

£8 to John Jardine, Esq., for relief of several persons.

And a further sum of Eight Pounds, to John Jardine, Esquire, for the relief of the following persons :—

Mary Nicholas,	2	0	0
Pierce Walsh,	3	0	0
Christy M'Eachren,	3	0	0

£12 to James Warburton, Esq. for relief of several persons.

And a further sum of Twelve Pounds to James Warburton, Esquire, for the relief of the following persons :

Ellspet Collins,	-	-	£4	0	0
George Murray,	-	-	4	0	0
Sally Francis,	-	-	1	0	0
Jane Cotton,	-	-	3	0	0

And a further sum of Ten Pounds Ten Shillings to Allan Frazer, Esq., for the relief of the following persons :—

Mary Gallong,	-	-	3	0	0
Michael Long,	-	-	2	0	0
Michael M ^c Graw,	-	-	1	10	0
Thomas Condon,	-	-	2	10	0
Peter Rishaw,	-	-	1	10	0

£10 10s. to Allan Frazer, Esq. for the relief of several persons

And a further sum of Twenty-eight Pounds Ten Shillings, to John M^cIntosh, Esquire, for the relief of the following persons :—

Mary Connors,	-	-	5	0	0
Robert Main,	-	-	3	0	0
Daniel Connors,	-	-	4	0	0
Thomas Devereux,	-	-	4	0	0
John M ^c Millan,	-	-	2	0	0
Michael O'Neill,	-	-	1	10	0
Nancy M ^c Eachren,	-	-	2	0	0
Nancy M ^c Donald,	-	-	2	0	0
Lauchlan Gillis's blind son,	-	-	2	0	0
Widow M ^c Leod,	-	-	3	0	0

£28 10s. to John M^cIntosh Esq. for the relief of several persons.

And a further sum of Eleven Pounds Ten Shillings, to Alexander Rae, Esquire, for the relief of the following persons :—

Maurice Corrin,	-	-	2	0	0
Thomas Cooney,	-	-	3	10	0
Benjamin Perry,	-	-	1	0	0
Sarah Macdonald,	-	-	2	0	0
Henry Windsor,	-	-	3	0	0

£11 10s. to Alexander Rae, Esq. for the relief of several persons.

And a further sum of Thirty-three Pounds to the Benevolent Irish Society, for the relief of the following persons :—

Jeremiah Kehoe,	-	-	4	0	0
William Purcell,	-	-	8	0	0
John Flinn,	-	-	2	10	0
Patrick O'Keiffe,	-	-	2	10	0
Moses Hayes, for son,	-	-	3	0	0

£33 to Benevolent Irish Society for the relief of several persons.

Margaret M'Arthy, - 8 0 0
 William Maher, - 5 0 0

£4 to George
 Coles, Esq. for
 relief of several
 persons.

And a further sum of Four Pounds, to George
 Coles, Esquire, for the relief of the following
 persons:

Alexander M'Lennan, Lot 67, £2 0 0
 Flora Nicholson, Lot 67, 2 0 0

£10 to Jeremiah
 Simpson, Esq.
 for the relief of
 2 blind persons.

And a further sum of Ten Pounds, to Jeremiah
 Simpson, Esquire, for the relief of two blind
 persons, named M'Kay, residing near Mill
 River.

£15 to James
 Arthur for sev-
 eral objects.

And a further sum of Fifteen Pounds, to James
 Arthur, New Glasgow, for the following objects:

Board and funeral expenses of
 the late Robert Winter, £12 0 0

For the relief of Pierre Doucette, 3 0 0

£5 to Samuel
 Nelson, Esq. for
 board, &c. of
 Thomas Pender-
 grass.

And a further sum of Five Pounds, to Samuel
 Nelson, Esquire, for board and funeral expenses
 of the late Thomas Pendergrass.

£16 to Robert
 Mooney, Esq.
 for the relief of
 several persons.

And a further sum of Sixteen Pounds, to
 Robert Mooney, Esquire, for the relief of the
 following persons:—

John M'Donald, - - - £3 0 0

Adelaide Murphy, - - - 2 10 0

John Ready, - - - 2 0 0

John Austen, - - - 2 0 0

James Doolan, - - - 1 10 0

Patrick Carrigan, - - - 3 0 0

Jane Kier, - - - 2 0 0

£11 to Thomas
 Todd, Esq. for
 the relief of
 several persons.

And a further sum of Eleven Pounds, to
 Thomas Todd, Esquire, for the relief of the
 following persons:—

Patrick M'Carran, - - - £3 0 0

James Conway, - - - 2 0 0

Mary Britt, - - - 3 0 0

Patrick Keilly, - - - 3 0 0

£5 to Rodrick
 Macdonald a 1st
 Class Teacher.

And a further sum of Five Pounds, to Ro-
 derick M'Donald, First Class Teacher, being
 for teaching Six Months, previous to his passing
 the Board of Education a second time.

£1 15s. to W.
 H. Nelis, for

And a further sum of One Pound Fifteen
 Shillings, to William H. Nelis, for repairs to

the National School, done under the direction of Mr. Isaac Smith. repairs of National School.

And a further sum of Forty Pounds, to Edward Rupert Humphreys, Esquire, for certain disbursements made by him. £40 to E. R. Humphreys, Esq. Head Master Central Academy.

And a further sum of Twenty Pounds, to the Auditors of the Treasurer's Accounts, for the year One thousand Eight hundred and forty-seven. £20 to Auditors of Public Accounts for year 1847.

And a further sum of Thirty Pounds, at the disposal of the Lieutenant Governor and Council, to defray the Salary of the Keeper of the Colonial Building for one year, from the date of his appointment. £30 to defray Salary of keeper of Colonial Building.

And a further sum of Fifteen Pounds, to the Honorable the Speaker, for the relief of the following persons: £15 to Speaker of Assembly for the relief of several persons.

Margaret Snow,	- - -	£2	0	0
Anna Maria Baker	- - -	2	0	0
John Rice,	- - -	3	0	0
Peter Kelly,	- - -	2	10	0
William M'Neill,	- - -	2	0	0
Anastatia Carrigan,	- - -	2	0	0
Diana Crew,	- - -	1	10	0

And a further sum of Two Pounds, to Alexander M'Kinnon, Esquire, Lot 19, for the relief of James Gilles. £2 to Alexander M'Kinnon, Esq. for relief of James Gilles.

And a further sum of Nineteen Pounds Ten Shillings, to the Honorable J. S. Macdonald, for the relief of the following persons:— £19 10s. to Hon. J. S. Macdonald for relief of several persons.

Donald M'Lean,	- - -	£2	10	0
Nathaniel Gibbs,	- - -	3	0	0
Elizabeth Lallow,	- - -	3	0	0
John Hines,	- - -	3	0	0
Letitia O'Donald,	- - -	2	0	0
Catharine M'Donald, Lot 65,	- - -	3	0	0
Neil M'Swaine,	- - -	3	0	0

And a further sum of Nine Pounds, Nine Shillings and Three pence, to the Representatives of the late Honorable P. S. M'Nutt, for special services rendered by him to the Government of this Island. £9 9s. 3d. to representatives of late Hon. P. S. M'Nutt for special services.

£50 to defray amount of public Postage for the year 1847.

And a further sum not exceeding Fifty Pounds, to defray the amount of public Postage for the present year.

£5 5s. to James and George Walsh, to reimburse them for Light Duties, &c. paid on a Packet between Bedeque and Shediac.

And a further sum of Five Pounds Five Shillings, to James and George Walsh of Bedeque, to recompense them for a like sum paid for Light Duties and Wharfage, on a Packet run by them between the ports of Bedeque and Shediac, during the past year.

£100 to defray expense of Coroners' Inquests for 3 Counties.

And a further sum of One Hundred Pounds, or as much thereof as may be required, to be placed at the disposal of the Lieutenant Governor and Council, to defray the expense of Coroner's Inquests in the three Counties during the current year.

£5 to Charles M'Quarrie for running a packet between Charlottetown & Miramichi in the year 1846.

And a further sum of Five Pounds to Charles M'Quarrie to reimburse him on account of a Packet sailed by him between Charlottetown and Miramichi, during the past year.

£30 to the Rev. John M'Lennan to reimburse him &c. for accommodation afforded by him to persons injured at Queen's County Election.

And a further sum of Thirty Pounds, to the Reverend J. M'Lennan, to indemnify him for expenses and loss incurred by him in affording relief and accommodation to certain unfortunate persons who were injured at the late Belfast Election, and to indemnify him for the value of his property injured or consumed, by persons connected with the said Election.

£25 to Dr. W. H. Hobkirk for medical attendance, &c. on persons injured at Queen's County Election.

And a further sum of Twenty-five Pounds, at the disposal of the Lieutenant Governor and Council, to be paid to Doctor W. H. Hobkirk, the said amount being in full of all travelling charges and Medical attendance by directions of the Executive Government, on certain individuals wounded during the riot at the Election for the third District of Queen's County on the First of March last.

£7 10s to Dr. Alexander Mac Gregor for medical attendance, &c. to persons injured at same Election

And a further sum of Seven Pounds Ten Shillings, to Doctor Alexander M'Gregor, for Medical and Surgical attendance on several of those persons injured at the riot at Belfast, on the First of March last.

And a further sum of Ten Pounds, to the Office bearers of the Charlottetown Mechanics' Institute in aid of the funds of that Institution.

£10 to Charlottetown Mechanics' Institute.

And a further sum of Fifteen Pounds, or as much thereof as may be required, to repair the Georgetown Jail yard Fence.

£15 to repair Georgetown Jail Fence.

And a further sum of Eighty-five Pounds, or as much thereof as may be necessary, to his Excellency the Lieutenant Governor, to defray the requisite repairs and the expense of any necessary appurtenant to the Queen's Wharf.

£85 for repairs of Queen's Wharf.

And a further sum of Twenty-five Pounds, or as much thereof as may be required, at the disposal of the Lieutenant Governor and Council, for defraying the expense of coating with Paint, Tar or Varnish, the Lighthouse at Point Prim, the same to be paid out of the funds derived under the Act of the 8th Victoria, Cap. 3.

£25 to defray expense of coating Lighthouse at Point Prim.

And a further sum sufficient to defray the amount of any appropriations already authorised under any Act of the General Assembly of this Island now in force, and which may not be herein enumerated, or not provided for in this Act.

A sum sufficient to defray any sum appropriated under any former Act or Acts of the Legislature.