

Nothing to prevent Returning Officers from being elected members of assembly for any county &c. other than the county &c. for which he is appointed returning officer.

IV. And be it further enacted, by the Authority aforesaid, that nothing contained in this Act, shall extend or be construed to extend, to prevent or exclude any person nominated and appointed or who shall be nominated and appointed to execute the office of a Returning Officer, from being elected a Member of Assembly, if otherwise duly qualified to represent any County, City, Town or Borough, other than any County, City, Town or Borough, for which such person shall have been nominated and appointed Returning Officer. Provided always, that in case of any Returning Officer being thus elected a Member of Assembly, his nomination and appointment to the office of Returning Officer shall thenceforth cease and determine, unless such Returning Officer shall have been chosen a Member of Assembly at a general election in which case, he shall continue to execute and return the Writ or Writs to him directed for such general election only.

Returning officer's expences to be re-imbursed by Government.

V. And be it enacted, by the same Authority, that any Returning Officer who shall be put to unavoidable expence in the execution of his office, may make application for re-imbusement of the same, through the Governor, Lieutenant Governor or Person administering the Government of the Province for time being.

How penalties recovered and applied.

VI. And be it also enacted, by the same Authority, that the penalty to be incurred in manner aforesaid, may be recovered by bill, plaint or information, or by action of debt, in any Court of Record by any person who will sue for the same, and that one half of such recovery, shall be paid to the Receiver General for the use of the Crown, to be applied for the public Uses of this Province, and for the Support of the Government therof, and shall be accounted for to the Crown thro' the Commissioners of His Majesty's Treasury for the time being, as the Crown shall direct; and the other half thereof to the Informer, who shall have prosecuted for the same, together with the costs incurred by such prosecution to be by him received for his own use and benefit.

### C A P. V I I I.

An Act to establish a Fund for paying the Salaries of the Officers of the Legislative Council and Assembly, and for defraying the contingent expences thereof.

Preamble.

**W**HEREAS, it is necessary to establish a Fund for defraying the Salaries of the different Officers of the Legislative Council and Assembly, together with the contingent expences thereof.

We your Majesty's most dutiful and Loyal Subjects, the Representatives of the People of the Province of Lower Canada in Assembly met, do most humbly beseech your Majesty, that it may be enacted and be it enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Legislative Council and Assembly of the Province of Lower Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain intituled "An Act to repeal certain parts of an Act passed in the fourteenth Year of His Majesty's Reign" intituled "An Act for making more effectual Provision for the Government of the Province of Quebec in North America and to make further provision for the Government of the said Province." That from and after the passing of this Act, there shall be raised, levied, collected and paid unto His Majesty, his Heirs and Successors, over and above all other duties by any act of Parliament of Great Britain, now payable in this Province, upon the respective Wines herein after mentioned, which shall be imported or brought into any Port of this Province, the several rates and duties following that is to say:

for

Madeira wine imported into the Province, subject to a duty of four pence per gallon.

Other wines a duty of two pence per gallon.

Duties payable in the currency of the Province, and collected in the same manner and under such penalties, as other duties payable to His Majesty.

I. For every Gallon (wine measure,) of Wine of the growth or produce of the Island of Madeira, which shall or may be legally imported from any Port, Place or Country whatsoever, four-pence.

II. For every Gallon (Wine measure,) of other Wine of the growth or produce of any other Country whatever, which shall or may be legally imported from any Port, Place or Country whatsoever, two-pence.

III. And it is hereby further enacted by the authority aforesaid, that the said rates and duties imposed by this Act shall be deemed and are hereby declared to be current money of this Province, payable at and after the rate of five Shillings the Spanish dollar, or in other silver or gold coin as nominally proportioned thereunto by the Laws of this Province, enacted or to be enacted and the same duties shall be levied, collected, paid and recovered in the same manner and form in the same Courts, and by such rules, ways and means and under such penalties and forfeitures as any other duties payable to His Majesty, upon any goods imported into this Colony or Province, under any Act or Acts of Parliament of Great Britain hitherto enacted, and as fully and effectually as if the several clauses of the said Act or Acts of Parliament were herein particularly repeated and enacted, and all the monies that shall arise by the said duties, shall be paid by the Collector of His Majesty's Customs, being first comptrolled by the Comptroller of the said Customs, into the hands of His Majesty's Receiver General, as Treasurer of this Province for the time being, deducting therefrom for their trouble of levying, collecting recovering and paying, answering and accounting for the same three per cent, and also deducting all other unavoidable necessary and accustomed charges.

Monies levied by this Act to be paid to the Receiver General of the Province and how applied under the Governor's warrant.

IV. And it is hereby further enacted, by the same authority, that all such monies as are paid as aforesaid to the Receiver General as Treasurer of this Province, shall be by him paid and applied for the purposes before set forth in this Act, and in discharge of such warrant or warrants as shall for that purpose be from time to time issued by His Excellency the Governor, or Lieutenant Governor or Person administering the Government of this Province for the time being, and not otherways, any thing to the contrary notwithstanding. And the duties aforesaid, together with all fines, forfeitures, penalties and confiscations that shall be incurred under this Act shall be accounted for to His Majesty, through the Commissioners of His Majesty's Treasury for the time being, in such manner and form as His Majesty shall direct.

