

*The Provincial Statutes of Lower-Canada, Being the second session of the fourteenth Provincial Parliament of Lower-Canada.* Quebec: P. E. Desbarats, Printer to the King's Most Excellent Majesty, 1832.

2 William IV – Chapter 19

**An Act to amend a certain Act passed in the first year of His Majesty's Reign, for regulating Tavern Keepers. (25th February, 1832.)**

Whereas it is expedient to amend a certain Act passed in the first year of His Majesty's Reign, for regulating persons who keep houses of Public Entertainment, and retail Spirituous Liquors: Be it therefore 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 Québec, in North America,' and to make further provision for the Government of the said Province;" And it is hereby enacted by the authority of the same that in all cases of offence against a certain Act passed in the first year of His Majesty's Reign, chapter nine, intituled, "An Act to amend and continue for a limited time a certain Act passed in the ninth year of the Reign of His late Majesty, intituled 'An Act further to regulate persons who keep houses of Public Entertainment and retail Spirituous Liquors, and for other purposes,'" and in all cases of offence against the Act continued by the herein before cited Act, it shall be lawful for any two Justices of the Peace residing nearest to the place in which it shall be alleged that any such offence has been committed, to take cognizance of, hear, try and determine the matter in the manner prescribed by the said herein before cited Act.

II. And be it further enacted by the authority aforesaid, that from and after the passing of this Act, no person shall receive a Licence to keep a house of Public Entertainment and to retail Spirituous Liquors therein, unless to the certificate of his being a fit and proper person to obtain such licence there shall be annexed an Affidavit in the form of Schedule A. duly made and sworn to by him before some one of His Majesty's Justices of the Peace, who is hereby authorized and empowered to administer the necessary oath; and every person who shall in making any such affidavit wilfully swear falsely, shall on being thereof convicted in dire form of law, be liable to the pains and penalties of wilful and corrupt perjury.

III. And whereas divers persons do, under pretext of selling Beer and other drinks and cakes, sell spirituous and intoxicating liquors mixed or unmixed, or otherwise dispose thereof, under pretext of receiving payment for the said Beer, Drinks or Cakes, otherwise for remedy thereof be it further enacted by the authority aforesaid, that no person shall in the Country Parishes of this Province open any house or put up any sign for the sale of Beer, Drinks or Cakes, or shall otherwise publicly sell or dispose of any such articles, at any stand or place in any such Parish without first obtaining a Licence signed by the Church Wardens in

office in such Parish and the nearest Justice of the Peace, and every person obtaining any such Licence shall exhibit the same whenever he shall be thereunto required by any Peace Officer or Officer of Militia, and every person who shall in any way Offend against the provisions of this Section or any of them shall for every such offence and on being duly convicted thereof by the oath of one credible witness other than the informer, before any Justice of the Peace, incur a penalty not exceeding five pounds currency, one moiety whereof shall belong to His Majesty and shall be paid into the hands of the Receiver General for the public uses of the Province, and the other moiety shall belong to the informer: and the Justice of the Peace before whom such conviction shall take place shall, and he is hereby authorized, if such penalty be not forthwith paid to commit the offender to the common gaol of the District for a period not exceeding thirty days, or until such penalty be paid.

IV. And be it further enacted by the authority aforesaid, that every person who shall after the passing of this Act, obtain a Licence to keep a house of Public Entertainment and to retail Spirituous Liquors therein, shall place, upon his house in an exposed situation a notice in legible characters, and in the language of the majority of the inhabitants of the place shewing that such person is so licenced as a Tavern Keeper: and every person who shall refuse or neglect so to do shall incur a penalty of not less than five pounds, nor more than ten pounds currency; and shall be liable for a second offence to the forfeiture of his licence which he may be condemned to forfeit on a complaint brought before two Justices of the Peace.

V. And be it further enacted by the authority aforesaid, that this Act shall be and remain in force until the expiration of the Act herein above cited and amended, and no longer.

Schedule A.

I, A. B. of \_\_\_\_\_ in the County \_\_\_\_\_ in the District of \_\_\_\_\_  
being duly sworn make oath and say, that I, the said A. B. am duly qualified according to the  
Laws of this Province to obtain and hold a Licence to keep a house of Public Entertainment  
and to retail Spirituous Liquors therein.

So help me God.

(Signature,)

Sworn before me at \_\_\_\_\_ in \_\_\_\_\_  
the District of \_\_\_\_\_ this day \_\_\_\_\_  
of \_\_\_\_\_ 18 \_\_\_\_\_  
Signature of the Justice of the Peace.