

## C A P. II.

*An ACT* for continuing an Act, made in the Sixth Year of the Reign of His present Majesty, intituled *An ACT for the Establishment of Fees, as regulated by the Governor and Council, at the Request of the House of Assembly.*

6. Geo. 3. c. 4.

Act continued for two Years.

\*\*\*\*\* *E* it enacted by the Lieutenant Governor, Council, and Assembly, That an Act made in the Sixth Year of the Reign of His present Majesty, intituled *An Act for the Establishment of Fees, as regulated by the Governor and Council, at the Request of the House of Assembly,* shall be and continue, and the same is hereby prolonged and continued in force for two Years, from and after the Expiration of the said Act, and to the End of the Session of the General Assembly, then next following.

## C A P. III.

*An ACT* for altering, amending, and continuing an Act made in the Sixth Year of His present Majesty's Reign, intituled *An Act concerning Bail:*

6. Geo. 3. c. 3.

In Causes under £10. the Defendant may file common Bail.

In Causes exceeding Ten Pounds, the Defendant shall be held to Bail, or his Goods, &amp;c. attached for such Sum as shall be sworn to by the Plaintiff, and indorsed on the Writ.

\*\*\*\*\* *E* it enacted by the Lieutenant Governor, Council, and Assembly, That in all Causes wherein a Creditor shall proceed by *Capias* or Arrest of the Body of the Debtor, the Debtor or his Attorney may file common Bail for the Appearance of such Debtor, where the Demand shall be under the Sum of Ten Pounds, and in all Causes where the Sum in Demand shall exceed the Sum of Ten Pounds, no Person in this Province shall be imprisoned or held to Bail, or his Goods, Chattels or Estate attached, unless the Plaintiff in such Action, his Agent or Attorney, shall make and subscribe an Affidavit in Writing, before a Judge of the Court from whence such Writ shall issue, or in the Absence of such Judges, before any one of His Majesty's Justices of the Peace, that the Defendant is justly indebted to the Plaintiff in the Sum of Ten Pounds or upwards, which Affidavit shall be filed in the Office of the Clerk of the Court from whence the Writ shall issue, and the Sum specified in such Affidavit shall be indorsed on the Back of the said Writ in the Form following, By Oath for £. for which Sum so indorsed, the Provost Marshal, Sheriff, Coroner, or their Deputies, shall take Bail and for no more; any Law, Usage or Custom to the contrary notwithstanding.

II. And

II. *Andbeit further enacted*, That the Act made in the Sixth Year of the Reign of His present Majesty, intituled *An Act concerning Bail*, with the Alterations and Amendments thereto made by this Act, shall be and continue, and the same is hereby continued in force for two Years from and after the Expiration of the said Act, and to the End of the then next Session of the General Assembly.

Act continued for two Years.

## C A P. IV.

*An ACT* for granting to His Majesty an Excise on Wines Sold within or brought into this Province.

HERE AS the several Duties of Impost and Excise already granted to His Majesty, are found insufficient to discharge the several Sums of Money borrowed in virtue of the several Acts made by the General Assembly of this Province; We do therefore Grant unto His Most Excellent Majesty, His Heirs and Successors, for the Uses aforesaid, the Duty of Excise hereafter mentioned, And Be it enacted by the Lieutenant Governor, Council and Assembly, That from and after the first Day of December One Thousand Seven Hundred and Sixty Eight, there shall be paid on all Wines sold, or by any Ways or Means brought into this Province, a Duty of Excise of Six Pence per Gallon.

Preamble.

Excise of Six Pence per Gallon laid on Wines.

II. *Be it further enacted*, That all Merchants or other Persons whatsoever, having in their Possession any Wines for Sale, shall within Thirty Days from and after the Commencement of this Act, deliver to the Collectors or Receivers of the Excise Duties for the Time being, or either of them, an Account in Writing and upon Oath, of all such Wines remaining in their Possession; and that all Merchants and other Persons whatsoever, buying or receiving into their Possession any Wines for Sale, shall within Twenty four Hours after such Purchase or Receipt, deliver to the Collector or Receiver, or Collectors or Receivers aforesaid, an Account, upon Oath, of all such Wines by them so bought or received, specifying the Kind of Casks, with the Marks and Numbers thereof, in which the same is contained, under the Penalty and Forfeiture of Fifty Pounds for each and every Offence.

Merchants, &c. having in their Possession any Wines for Sale, to deliver an Account thereof to the Collector within 30 Days; also an Account, within 24 Hours, of all they shall purchase,

on Penalty of £50.

III. *Ana be it enacted*, That no Merchant or other Person whatsoever shall presume to sell, barter, exchange, or deliver any wine, other than to such Persons or for such Quantities, as shall be expressed in a Permit to be granted by the Collector or Receiver, or Collectors or Receivers aforesaid, or either of them, in the Manner herien after mentioned, under the Penalty and Forfeiture of Fifty Pounds for each and every Offence; and the said Merchant or other Person shall render a just Account, upon Oath, of the Disposal of all such Wines, now in their Possession, or that shall hereafter be received by any of them, whenever thereunto

Penalty of £50. for selling, &c. any Wine without Permit.