

In addition to road money, the Governor empowered to draw on the Treasury, for one third part of the licence money.

X. *And be it further enacted*, That in addition to the rates, duties and services by law imposed, for the making and repairing of the roads, streets and lanes, within the town and peninsula of Halifax, it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief for the time being, to draw, by warrant, on the treasury, quarterly, for one third part of the monies arising from the duty collected on licensed houses and shops, within the town and peninsula of Halifax: and the Treasurer of the Province is hereby authorized to pay the amount of such warrant or warrants to the said Commissioners, or their order.

Commissioners to keep regular accounts of all monies received and expended by them.

XI. *And be it further enacted*, That the said Commissioners shall keep a regular and exact account of all monies and labour received by them, and of all services performed in the execution of this Act, and shall, once a year, on or before the tenth day of March, in every year, make up, and render under their hands, or the hands of the major part of them, to the Treasurer of the Province, a general, regular and fair, account in writing, of all monies and labour received and paid by them in the execution of, or under and by virtue of, this Act; and also of all services done and performed, and of the cost and expence of doing the same, for the past year, that the same may be audited and passed in the General Assembly at their next meeting.

Prosecutions against persons acting under the authority of this Act.

XII. *And be it further enacted*, That no action or suit shall be commenced against any person or persons, for any thing done in pursuance of this Act, until twenty days notice thereof shall be given, in writing, to one or more of the said Commissioners, or after six calendar months next after the fact committed, for which such action or suit shall be brought; and every such action shall be brought, laid and tried, in the county of Halifax, and not elsewhere; and the defendant or defendants in such action or suit, may tender amends, or may plead the general issue, and give this Act, and the special matter, in evidence, at any trial to be held thereupon; and if the matter or thing shall appear to have been done in pursuance of this Act, or if it shall appear that the said action or suit was brought before the twenty days notice thereof given as aforesaid, or that sufficient amends were tendered, or if the said action or suit shall not be commenced within the time here limited, or within the county aforesaid, then the jury shall find for the defendant or defendants; and if a verdict shall be given for the defendant or defendants, or if the plaintiff or plaintiffs in such action shall become nonsuit, or suffer a discontinuance thereof, or if upon any demurrer or demurrers, in such action or actions, judgment shall be given for the defendant or defendants, then, and in either of the cases aforesaid, such defendant or defendants shall recover treble costs, and have judgment therefor accordingly.

Application of monies arising under this Act.

XIII. *And be it further enacted*, That all monies raised, collected, or paid to the said Commissioners, or any or either of them, under or by virtue of this Act, shall be applied to the purposes of this Act, and for no other use or purpose whatever.

The authority of former surveyors to cease after first August, 1801.

XIV. *And be it further enacted*, That after the first day of August next, the power and authority now vested in the Surveyors of Highways, within the town and peninsula of Halifax, shall cease and determine, any law, usage or custom, to the contrary notwithstanding.

## CAP. VI.

### An ACT for the better management and relief of the Poor of Halifax.

Appointment of Commissioners to superintend and manage the poor.

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, That, from and after the first day of January next, RICHARD JOHN UNIACKE, WILLIAM FORSyth, LAWRENCE HARTSHORNE, JOHN GEORGE PYKE, WILLIAM TAYLOR, CHARLES MORRIS, JUNR. CHARLES HILL, WILLIAM SABATIER, JAMES CLARKE, WILLIAM LYON, JOHN LAWSON, and JAMES FRASER, shall

shall be Commissioners for the superintendance, relief and management, of the poor of the town and peninsula of Halifax, and for the appropriation and disposal of the funds which are, or may be made, applicable to their support and maintenance: which Commissioners shall have, and may exercise, all the rights, powers and authorities, of every nature whatsoever, heretofore granted by law to, and vested in, the Overseers of the Poor, and may act, in the immediate management and government of the poor by rotation, each one month, as may be agreed on from time to time by them; and in case of the death, removal, or refusal to serve, of any of the said Commissioners, his or their places to be filled up by the Governor, Lieutenant-Governor, or Commander in Chief for the the time being, out of such person or persons as may be nominated and recommended for that purpose by the major part of the remaining Commissioners, in writing under their hands.

Commissioners vested with all the powers of former Overseers, and to exercise it monthly, by rotation.

II. *And be it also enacted*, That the acting Commissioner, for the time being, shall have the immediate superintendance of the poor-house, and shall take care to have the food, allotted for the paupers, regularly served; and the beds, bedding and cloathing, kept in clean order; and shall direct what food shall be served to them, and also at what hours; and shall and may direct or order every pauper, capable of any work or labour, to be employed in such manner, and at such hours of the day, as he may think best, and may excuse from work such as he may find unfit, or too infirm therefor; and may order and direct such who, being able, shall refuse to work, or who shall misbehave, to be punished by solitary confinement, or by stoppage of their allowance of food, until they become obedient, or by such other ways and means as the said Commissioners may direct and order for the general government of the house and paupers.

Mode of proceeding on the death of any of the Commissioners.

Acting Commissioner to have power to direct the food, cloathing, labour and punishment of paupers.

III. *Be it also enacted*, That the earnings of the paupers shall be fairly rated by the Commissioners, and a regular account thereof kept, so that the earning of each may be known and ascertained, and the surplus thereof, after deducting the expence of cloathing and food furnished to such pauper, shall be accounted for, and paid, to the pauper who may have earned it, without any deduction or abatement whatever: and whoever shall misapply or embezzle the poor funds shall be liable to pay treble damages, with full costs of suit, to the party injured thereby. *Provided always*, That the Commissioners, or the major part thereof, may direct such surplus to be laid out and expended in such articles of cloathing, or other necessaries, as the pauper may be in want of: spirits, or strong drink, excepted.

Accounts to be kept of the earnings of the paupers, and the surplus to be laid out in cloathing.

IV. *And be it also enacted*, That no Commissioner, keeper of the house, or other person employed under them, or either of them, shall derive or receive any share or interest in the earnings of the paupers, on pain of immediate dismissal from office, and absolute disqualification therefor, and shall be also liable to repay double the sum so taken from the paupers, to be recovered by information or action at the suit of the pauper, or of a major part of the Commissioners in his or her behalf.

No Commissioner or Keeper of the House to have any interest in the earnings of the paupers.

V. *And be it also enacted*, That no rum, or other distilled spirituous liquors, shall be allowed to the paupers, or be bought, sold or drank, within the house and premises appropriated to the use of the poor; that the paupers shall be fed on soups, barley broth, stewed meat, wheaten, rye, oaten and indian, bread, or cakes or puddings, and also on fish and vegetables, in such way and manner as the acting Commissioner may; from time to time, direct: and an account be kept of the cost of such meal, that the earnings of the paupers may be taxed accordingly.

No spirituous liquors to be sold or drank in the House, and the kind of diet established.

VI. *Be it also enacted*, That the cloathing for the paupers, in winter, shall be a warm, but coarse, jacket and trowsers for each male, and a jacket and petticoat for each female, and also a strong cotton shirt or shift, with yarn stockings and leather buskins.

How the paupers are to be cloathed.

VII. *Be it also enacted*, That the men and boys shall be employed daily in picking oakum or rasping wood, or in such trades as can be taught and followed in the house, and the women

Employment of the paupers.

and girls in sewing, mending, or making cloaths, spinning or carding, knitting or weaving, or in such menial services about the house, as the acting Commissioner may, from time to time, direct.

Commissioners empowered to bind out boys or girls.

VIII. *Be it also enacted*, That the Commissioners, or the major part of them, shall have power to apprentice or bind out the poor boys or girls, under their charge, by indenture, until they arrive at age, to any person or persons of good repute within the Province, on such terms and conditions as they may judge best.

Appointment of a Keeper.

IX. *And be it further enacted*, That the Commissioners, or the major part of them, shall have power to nominate and appoint a keeper of the poor-house under them; and to remove him at pleasure, and to appoint another in his place: which keeper shall be allowed a salary not exceeding one hundred pounds a year, together with such rooms in the house, and such allowance of fuel and provisions, as they may think fit.

His salary.

Commissioners to order and direct all purchases.

The Commissioners, or the major part of them, or the acting Commissioner under their authority, shall direct and order all the purchases that are to be made for the use of the house and paupers, in which neither the Commissioner nor keeper shall have any profit or emolument whatever; and shall also make and publish rules for the general government and management of the house, the keeper, servants and paupers, as they may judge best from time to time, and may expel and turn out of the house, and grounds, all such persons, belonging thereto, as shall be disobedient and refractory, and all other persons whomsoever, if they shall see cause therefor.

Commissioners to expel the disobedient and refractory.

Account of the receipt and expenditure of the said House, to be rendered on the 1st January, annually.

X. *And be it further enacted*, That all monies or donations of whatever kind for the relief of the poor, paid or delivered into the hands of the said Commissioners, shall be by them applied for the relief and maintenance of the poor under their charge, and the said Commissioners shall keep fair and regular accounts of all such monies and donations received by them, and also of all sums of money paid or expended by them, for the support and maintenance of the poor, and also of the earnings of the paupers, and of the disposal thereof, and shall annually, and every year, on the first day of January, or oftener if required, render a full and true account thereof, in writing, to the Treasurer of the Province, to be by him laid before the Supreme Court, for inspection and audit.

Beggars and vagabonds to be received, and put to labour.

XI. *And be it further enacted*, That all vagrants, beggars, and disorderly persons of any kind, shall be received by the Commissioners into the poor-house, so that they may be made to earn their living; and such sturdy paupers as can work, and will not, shall be compelled thereto. *Provided always*, that the said Commissioners shall not be obliged to furnish more victuals to such disorderly and disobedient persons, than their earnings will pay for.

Commencement of Act on first of January, 1802.

XII. *And be it further enacted*, That the operation of this Act shall commence and take effect on the first day of January, one thousand eight hundred and two.

## CAP. VII.

An ACT to revive, and continue, an Act made in the thirty-sixth year of His Majesty's reign, entitled, An Act to encourage the killing of Wolves, Bears, Loup Cerviers, and Wild Cats.

Preamble.

**W**HEREAS an Act, made in the thirty-sixth year of His present Majesty's reign, to encourage the killing of Wolves, Bears, Loup Cerviers, and Wild Cats, was found to be of great public utility: And whereas, great damage still continues to be done to the farmers in different parts of this Province, by Wolves, Bears, Loup Cerviers, and Wild Cats, killing and destroying their sheep and other cattle; for remedy whereof:

I. *Be it enacted*, by the Lieutenant Governor, Council and Assembly, That the before recited