

At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on the Twentieth day of February 1800, in the Fortieth Year of the Reign of our Sovereign Lord George the Third of Great-Britain, France, and Ireland, being First Session of the Eighth General Assembly convened in the said Province. From Richard John Uniacke, The Statutes at Large passed in the General Assembly held in His Majesty's Province of Nova Scotia: A complete index and abridgement of the whole. John Howe and Son, 1805.

40 George III – Chapter 7

An Act for providing Pounds in the several Townships in this Province.

Be it enacted, by the Lieutenant Governor, Council and Assembly, that it shall and may be lawful for the grand juries in each of the several counties and districts in this province at the general sessions of the peace, held for such county or district, to present from time to time the number of pounds that may be necessary for each township or settlement in such county or district, specifying, if need be, the particular division of such township or settlement within which such pound or pounds shall be erected; and for every pound, so to be presented, the said justices shall nominate one fit person, who shall be commissioner for the receiving proposals for the buildings of such pound or pounds, and for superintending and directing the same, and all such proposals shall be laid by every such commissioner before the said justices at their next ensuing sessions; and, being approved of by them, and the scite of such pound being then and there determined upon, the said commissioner shall proceed to enter into contracts for the erecting such pound accordingly; and every such commissioner shall continue in office until the pound, committed to his superintendence, shall be built, and shall be reported to the court of sessions of the peace, and approved of by them, as completed according to contract.

II. And be it further enacted, that if the grand juries for the respective counties and districts in this province, shall neglect to present to the said justices at their said sessions, the sums of money necessary to be raised and paid by the inhabitants of the respective townships for the building or repairing of such pounds, it shall and may be lawful for the said justices to amerce the inhabitants of the township in which such pound or pounds is or are to be built and repaired, in such sums of money as shall be found necessary for the purposes aforesaid; and all sums to be raised by any such presentment or amercement, shall be assessed on the inhabitants of such township in a just and equal manner by the sworn assessors, who shall from time to time be appointed to assess the county rates of such township; and such assessment shall be collected by the persons appointed to collect other town or county charges within the same limits, and shall be paid into the hands of the county or district treasurer, and applied solely to the uses for which such money shall have been raised.

III. Be it therefore enacted, that the justices of the peace for the several counties and districts of this Province, shall have jurisdiction within their respective counties and districts, over causes of trespass, and replevins for trespasses, committed by horses, sheep, goats,

swine or neat cattle, where the damage shall not exceed three pounds, and where the title to any lands, tenements or hereditaments shall in no wise be involved, or come in question, and shall proceed therein in manner prescribed by the first section of an act, made in the thirty-second year of His late Majesty's reign, entitled, "An Act for preventing trespasses, and also by an act, made in the twenty-fourth year of His present Majesty's reign, in amendment of the said last mentioned act."

IV. And be it further enacted, that the eleventh section of the said act for preventing trespasses, by which a penalty of ten shillings is imposed upon the owner of any horse breaking into any inclosure, lawfully fenced, within the peninsula of Halifax, shall be, and is hereby, extended throughout the county of Halifax, and throughout every county and district in this province.

V. And be it further enacted, that the act, made in the nineteenth year of His present Majesty's reign, entitled, "An Act for providing Pounds in the several townships of this Province," shall be, and the same is hereby, repealed.