

## CAP. XVI.

An ACT to regulate Markets in the Town of Halifax; and also, to repeal an Act, passed in the thirty-ninth year of His present Majesty's reign, entitled, An Act for repairing, or rebuilding, the Market House, and regulating the several Markets in the Town of Halifax; and also to revive, alter, amend, and bring into one Act, the Act for preventing Fraud by Butchers and Fishmongers, and the Act made in the thirty-fourth year of His late Majesty's reign, for regulating and establishing a Public Market in the Town of Halifax.

**W**HEREAS the building, commonly called the Country Market House, in the Town of Halifax, was erected by Commissioners appointed under the above recited Act at the expence of the Province, upon a certain piece of ground granted in special trust to and for the use and benefit of the Inhabitants of the said Town of Halifax. And whereas, it is intended to relinquish all right which the Province has to the said Building as a Public Country Market, under and by virtue of the said Act, and to the rents, issues and profits; now due, or which may hereafter arise from the said Building, and also from the Fish Market and the Market Slip:

Preamble.

I. *Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly,* That the said Act, passed in the thirty-ninth year of his present Majesty's reign, entitled, An Act for repairing or rebuilding the Market-House, and regulating the several Markets in the Town of Halifax; and also to revive, alter, amend and bring into one Act, the Act for preventing fraud by Butchers and Fishmongers; and the Act, made in the thirty-fourth year of his late Majesty's reign, for regulating and establishing a Public Market in the Town of Halifax; and every matter, clause and thing, therein contained, be, and the same are hereby, repealed.

Act 39th Geo. III. repealed.

II. *And be it further enacted,* That the Justices of the Peace for the County of Halifax, resident in the Town of Halifax, be, and they are hereby, empowered from time to time, at any General or Special Sessions of the Peace for the said County, to make bye-laws, rules and regulations, for renting, repairing and regulating, the said Markets and Market Slip, and to enforce such bye-laws, rules and regulations, by a penalty not exceeding five pounds for each offence.

Management of the Market-Houses, &amp;c.

III. *And be it further enacted,* That the monies arising from the rents of the said buildings, shall be collected by such person or persons as the said Justices in their Sessions may from time to time appoint to collect the same, and shall be paid into the hands of the Treasurer of the Town and County of Halifax, to be applied under their directions, for the repairs of the said buildings, and for the support of such Police Officer or Officers for the said Town of Halifax, as may be hereafter appointed.

Rents of Market Houses, &amp;c. how collected and applied.

IV. *And be it further enacted,* That the Keepers of the said Markets, who shall from time to time be appointed by the said Justices, and also the Clerks of the Market for the town of Halifax, at the time of their taking upon them such offices, shall be sworn faithfully to discharge the duties of their office, and shall use their utmost endeavours to carry into execution the bye laws, rules and regulations, made by the said Justices, by virtue of this Act.

Keepers of Market Houses, and Clerks of Market—their duty, &amp;c.

V. *And be it further enacted,* That all penalties and forfeitures incurred by virtue of this Act, shall be recovered, with costs, before any two Justices of the Peace for the said Coun.

Penalties—how recovered and applied.

ty; one half of such penalties and forfeitures shall be paid to the prosecutor, and the residue to the Treasurer of the County and Town of Halifax, to be applied in the same manner as the rents of the Market are herein before applied.

6371. Os 8d. appropriated for building a Bridewell.

VI. *And be it further enacted*, That the sum of five hundred and fourteen pounds twelve shillings and three pence, paid into the Treasury by the late Commissioner of the Markets, and the sum of one hundred and twenty-two pounds eight shillings and five pence, in the hands of the present Commissioner, making in the whole the sum of six hundred and thirty-seven pounds and eight pence, shall be appropriated and applied in aid of the inhabitants of the township of Halifax, towards the erection of a Bridewell or House of Correction in the said Township, and shall be paid into the hands of such person or persons as shall be appointed for that purpose.

## CAP. XVII.

An ACT to revive, alter and continue, the several Acts of the General Assembly, for raising a Revenue to repair the Roads throughout the Province, by laying a Duty on Persons hereafter to be licenced to keep Public Houses and Shops for the retail of Spirituous Liquors.

39th Geo. III.

**B**E it enacted, by the Lieutenant-Governor, Council and Assembly, That an Act, passed in the thirty-ninth year of His present Majesty's reign, entitled, An Act for raising a revenue to repair the Roads throughout the Province, by laying a duty on persons hereafter to be licenced to keep Public Houses or Shops for the retail of Spirituous Liquors, and for regulating such Public Houses and Shops; also, the several Acts, passed in the fortieth, forty-first and forty-sixth years of His Majesty's reign, for reviving, altering, continuing, amending, and adding to the said Act, and every matter, clause and thing, therein contained, except so much thereof as are hereby altered, and except the fourteenth section, or clause, of the said first mentioned Act, so passed in the thirty-ninth year of His present Majesty's reign, shall be, and the same are hereby revived and continued in force for one year from the publication hereof, and no longer.

40th Geo. III.  
41st Geo. III.  
46th Geo. III.  
Partly revived  
and continued

Licences may  
be granted.

II. *And be it further enacted*, That from and after the publication hereof, it shall and may be lawful for the Justices in their Sessions, in the several Counties and Districts in the Province, to grant Licences, agreeably to the provisions contained in the Acts hereby revived and continued, to such persons as they, the said Justices in Sessions, shall deem fit and proper, without any previous nomination or recommendation of the Grand Juries of the several Counties or Districts, any thing contained in the said Acts to the contrary notwithstanding.

Licences may  
be suspended.

III. *And be it further enacted*, That if complaint shall be made, on oath, to any two Justices of the Peace for the County of Halifax, that any person, licenced to sell spirituous liquors by retail, keeps a disorderly house, or hath, in any other respect, neglected or refused to conform to the rules and regulations of the Acts aforesaid, it shall be lawful for such Justices, if the complaint shall appear to them to be well founded, to suspend the licence of such person so complained against, and to direct notice of such suspension to be given to him by the Clerk of the Licences: and if, after such notice, the person, whose licence has been so  
suspended