

At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on Thursday the Sixth day of February, 1812, and continued by several Prorogations to Thursday the Ninth day of February, 1815, in the Fifty-fifth year of the Reign of our Sovereign Lord George the Third, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith &c. &c. being the Fifth Session of the Tenth General Assembly, convened in the said Province. From Henry H. Cogswell, The Statutes at Large passed in the General Assembly held in His Majesty's Province of Nova Scotia: from the Sixth Session of the Eighth General Assembly, to the Fifty-Sixth year of his Majesty's Reign. John Howe and Son, 1816.

55 George III – Chapter 17

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.

Be 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.

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.

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, shall presume to sell or retail any wine, ale, cyder [cider] or perry, or any rum or

other distilled spirituous liquors, until such suspension shall be removed, such person shall suffer and pay the penalties and forfeitures imposed by the said acts on persons convicted of selling spirituous liquors without license. Provided always, that the person or persons whose licence hath been so suspended, may appeal from the order of said justices to the next general sessions of the peace for the county of Halifax, and the complaint being removed into the said court of sessions, the clerk of the peace shall prepare and file an information accordingly, to which the appellant shall plead without delay, and the cause shall be tried by a jury, and if the appellant is acquitted, such suspension shall forthwith be removed; but if he be convicted, his licence shall be wholly taken away, and his licence bond shall be put in suit against him and his sureties.

IV. And be it further enacted, that the clerks of the licence for the several counties and districts of this province, shall, once in every quarter, render a just account, and pay into the hands of the respective treasurers of such county or district, all monies and fines received by them by virtue of this act, deducting therefrom seven and a half per cent for their trouble.

V. And be it further enacted, that the treasurer of the county of Halifax shall, once every quarter, pay to the commissioners appointed for the repairing, paving, and keeping in repair, the streets of Halifax, three-fifth parts of all monies received by him under and by virtue of the several acts hereby revived and continued, to be, by the said commissioners, expended in making and repairing the roads, streets and lanes, within the town of Halifax: and the said commissioners shall account for the same in the same manner they are by law required to account for the expenditure of all other monies. And the said treasurer shall, from time to time, pay the remaining two-fifth parts of all monies so received by him, to such person or persons as the justices, in their sessions, shall order. Provided, the person or persons so appointed to receive the amount of such order or orders, shall have been appointed police officers under and by virtue of an act, passed in the present session of general assembly, entitled, "An Act for establishing of a Bridewell, or House of Correction, for the County of Halifax, and for the better and more effectual administration of the Office of a Justice of the Peace in the Township of Halifax, and for providing a Police Office in said Town, with proper Officers to attend the same."

VI. And be it further enacted, that all monies raised in the other counties and districts of this province, shall be appropriated and applied by the justices, in their sessions, for the several counties or districts, to the making, opening and repairing, the public roads, making and repairing bridges, or establishing ferries, throughout the several counties or districts within which such monies shall have been collected.