

I. *Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly,* That it shall be lawful for the said Steam Boat Company, under and subject to the same conditions, provisions and limitations, as in the same Act are contained, with respect to the Steam Boat therein mentioned, to furnish, and substitute if they shall deem it expedient in the lieu, and stead of the said Steam Boat, any other Boat of a sufficient size and capacity, constructed so as to acquire and receive its motion through the water by the force of horses, or any other cattle, or of any other power whatsoever, applied to its wheels, and other machinery; and also to use and employ the last mentioned kind of Boat during the whole or any part of the term of twenty-five years in the said Act mentioned.

Substitute for
Steam-Boat.

II. *And be it further enacted,* That it shall not be lawful for any person or persons, other than the said Company, to use or employ any Boat of the kind and construction last mentioned, in the transportation of Passengers, Cattle or Goods, in or upon the Waters of the said Harbour of Halifax, during the said term of twenty-five years, unless the said Company shall within the time limited in the said Act, for so doing, neglect to provide either a Steam Boat, or other Boat of the kind above specified, or discontinue to use either of the said kinds of Boats during three months at any one time, for any other cause than unavoidable accidents.

Exclusive privilege allowed
conditionally.

CAP. XXI.

An ACT in addition to, and amendment of an Act, entitled, An Act to revive and amend an Act for Establishing the Standard Weight of Grain, and for appointing proper Officers for measuring Grain, Salt and Coals, and ascertaining the Standard Size of Bricks, and the quantity of Lime to be contained in a Hoghead.

WHEREAS it is found requisite to give efficacy to the Act hereby amended, and enlarged, to impose a penalty upon the breach of the provisions of the said Act, which regulate the size of Bricks, and the contents of a Hoghead of Lime; and it is expedient to increase the price paid for the inspection and measurement of those Articles. And whereas, the present size of Bricks is found to be disadvantageous in building, and inconveniences arise from the want of a Standard Size of Bricks of larger dimensions than those in common use, to conform to the size of Bricks imported from Great-Britain:

Preamble.

I. *Be it enacted, by the Lieutenant-Governor, Council and Assembly,* That all bricks made in this Province, for sale or sold therein, from and after the first day of May next, shall be of the sizes and dimensions following, that is to say: those of the larger size shall be nine inches in length, four inches and three eighths of an inch in width, and two inches and one half of an inch in thickness; and those of the smaller size shall be eight inches and one quarter of an inch in length, four inches in width, and two inches in thickness.

Size of Bricks
established.

II. *And be it further enacted;* That all Bricks sold, or offered for sale, as aforesaid, shall be inspected by the Officer or Officers, or one of them, appointed for that purpose, and all such Bricks of any other or different dimensions than is herein provided, shall be seized by the said Inspector, unless their actual size and dimensions shall have been declared by the owner or seller thereof at the time the same were sold, or offered for sale, and so sold, or offered for sale, as and for Bricks of such their actual size and dimensions. And all Bricks, inspected as aforesaid,

Inspection of
Bricks.

Seizure of
Bricks.

said, that shall not be well burnt, or otherwise be good and merchantable, shall be seized as aforesaid, unless the same shall have been sold, or offered for sale, as inferior or refuse Bricks.

Inspection of
Lime.

Seizure of Lime.

Size of Lime
Hogsheads.

Allowance to
Inspectors of
Bricks & Lime.

III. *And be it further enacted*, That all Lime sold or offered for sale, from and after the first day of May aforesaid, shall be measured and inspected, by the officer or officers, or one of them appointed for that purpose, and all Lime not sufficiently burnt, or otherwise of good and merchantable quality, shall be seized by the said inspector, and every person offering for sale, or selling by the hoghead, any Lime in hogheads, that shall not contain at the least eight Winchester bushels heaped, or ninety-six gallons, shall forfeit for every bushel of which every and each hoghead shall be deficient, the sum of ten shillings, and so in proportion for every part of a bushel, together with the hoghead or cask in which such lime shall be contained, which shall be seized by the said inspector and destroyed.

IV. *And be it further enacted*, That for every Thousand of Bricks actually inspected, the person who shall inspect the same shall receive from the seller thereof Nine Pence, and so in proportion for any smaller number; and for every Hoghead of Lime actually inspected and measured, the person who shall inspect and measure the same shall receive from the seller thereof Six Pence, and so in proportion for any less quantity.

Penalties and
forfeitures under
this Act—
how determined,
recovered
and applied.

V. *And be it further enacted*, That if the said Bricks and Lime, so seized as aforesaid, shall not exceed Two Thousand Bricks, or Thirty-two Bushels of Lime respectively; and if the deficiency of Lime sold, or offered for sale, in Hogheads as aforesaid, shall not exceed Twenty Bushels, then, upon conviction upon the oath of one or more witnesses or witnesses, before one Justice of the Peace of the County where the offence shall happen; and if the said Bricks or Lime shall exceed Two Thousand Bricks, or Thirty-two Bushels of Lime respectively; and if the deficiency of Lime as aforesaid shall exceed Twenty Bushels, then, upon conviction as aforesaid in any of His Majesty's Courts of Record in the County where the offence shall happen, the said Bricks and Lime respectively, so seized as aforesaid, shall be adjudged forfeited; and the person who sold, or offered the same for sale as aforesaid, shall be adjudged to pay the costs of prosecution, and the person or persons who sold or offered for sale as aforesaid Lime in hogheads deficient as aforesaid, shall be adjudged to pay the penalty herein before declared thereof, together with the costs of condemnation: of all which penalties and forfeitures, one half part shall go to the inspector or inspectors, in each case respectively employed, for his and their trouble and expence of storage and prosecution, the remainder to the use of the poor of the County where such conviction or convictions shall happen.

Repeal of part
of the Act hereby
amended.

VI. *And be it further enacted*, That every thing in the Act hereby amended contained, which relates to the size of Bricks, and the price of the inspection of Lime and Bricks, be repealed from and after the first day of May next.

And whereas it is proper that Officers should be appointed to measure and inspect Free-Stone used in Building:

Free Stone to
be inspected.
Allowance to
Inspectors of
Free Stone.

VII. *Be it therefore enacted*, That all Free-Stone sold, or offered for sale, from and after the first day of May aforesaid, shall be inspected and measured by the Officer or Officers appointed for the inspection and measurement of Bricks and Lime, and who shall receive from the owner or seller of such Free-Stone for his services at the following rates, that is to say: for the inspection and measurement of all Free Stone, of the description called flag stones, nine pence per ton; and of all other six pence per ton, and so in proportion for any less quantity.