

CAP. XXVI.

An ACT to regulate the Transportation of Gun-Powder, from place to place within this Province.

- Preamble.** **W**HEREAS, the present manner of conveying Gunpowder from place to place within this Province, may endanger the lives of many of His Majesty's Subjects ; for remedy whereof :
- Transportation of Gunpowder by land.** I. *Be it enacted, by the Lieutenant-Governor, Council and Assembly,* That, from and after the publication of this Act, it shall not be lawful for any person or persons within this Province to transport or convey from place to place therein, by land, any quantity of Gunpowder exceeding One Thousand Pounds Weight.
- In carts.** II. *And be it further enacted,* That there shall not be loaded, or carried from place to place, upon or in any one cart as aforesaid, at one time, more than Fifty Pounds of Gunpowder, unless the same shall be completely covered with hair cloth, or woolen, exclusive of the cask or keg which contains the same, and the covering of the cart or carriage.
- Stoppage of carts.** III. *And be it further enacted,* That it shall not be lawful for any cart or carriage, with Gunpowder as aforesaid, upon its passage from one place to another, within this Province, to be stopt or left less than twenty rods off any Inn or Dwelling House.
- Articles not to be conveyed on the same cart with Gun-powder. Powder to be contained in barrels, &c.** IV. *And be it further enacted,* That it shall not be lawful to load, or carry, upon any cart or carriage as aforesaid, together with any quantity of Gunpowder exceeding Fifty Pounds, any manufactured or unmanufactured Iron, Steel, or any other metallic substance whatsoever ; and that no Gunpowder, exceeding Fifty Pounds, shall be loaded or carried in any cart or carriage as aforesaid, but in barrels, half barrels, or quarter barrels, tight, and well hooped with wood or copper hoops.
- Carriage of more than 25lbs. Gun-powder.** V. *And be it further enacted,* That it shall not be lawful to carry or convey from place to place, within this Province, any quantity of Gunpowder more than twenty-five pounds weight unless the cask or package in which the same shall be contained, shall be hooped, and well and sufficiently wrapped with woolen or hair cloth.
- Violations of this Act.** VI. *And be it further enacted,* that if any person or persons shall offend against this Act, he shall forfeit and pay for each and every offence, a sum not exceeding twenty pounds, nor less than forty shillings, to be recovered by bill, plaint or information, in any of his Majesty's Courts of Record, within this Province, one half thereof, to him, her or them, who shall sue for the same ; the other half to be paid into the public Treasury for the use of his Majesty's Government.
- Proviso.** VII. *Provided always, and be it further enacted,* That nothing in this Act contained, shall be construed to extend to prevent the carriage of Gun-Powder for his Majesty's service in the usual manner.