

At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on Thursday, First day of February, 1827, in the Eighth year of the Reign of our Sovereign Lord George the Fourth, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith &c. &c. being the First Session of the Thirteenth General Assembly, convened in the said Province.

8 George IV – Chapter 27

An Act to authorize the Justices of the Peace in the Town of Halifax, to borrow money, on the credit of the Town, for erecting a suitable Stone Building, as a Magazine for the reception of all Gunpowder imported and brought into Halifax; and to compel the Importers thereof, to deposit the same in the Magazine.

Whereas, his Excellency the Commander-in-Chief, by message, informed the honourable house of assembly, that he has received a communication from the ordnance-store-keeper-general at Halifax, accompanied by an order from His Grace the Duke of Wellington, and the Honourable the board of Ordnance, not to permit any more powder, owned by the merchants, to be received into the King's magazine at Halifax, and to cause what might be then in store, to be removed as soon as a place could be procured to contain the same:

And whereas, it is indispensably necessary for the preservation of the town, and conformably to the said message, that a suitable stone building should be erected, for the reception of gunpowder:

I. Be it therefore enacted by the Lieutenant-Governor, Council and Assembly, that the justices of the peace for the town of Halifax, shall and may borrow, on the town, such sum of money as may be necessary to purchase a piece of ground, and to erect a suitable stone building thereon, for the reception of all gunpowder now in the King's magazine at Halifax, belonging to the merchants; and all gunpowder which may hereafter be imported or brought into this town.

II. And be it further enacted, that the said magazine, when completed, shall be the property of the town of Halifax, and shall be under the control and management of the magistrates, who are hereby from time to time empowered, in any general or special sessions, to appoint fit and proper persons to take charge of the same; and also to establish a rate of storage, for all gunpowder deposited in the magazine, which storage shall be applied to the payment of the interest of the money borrowed, and towards the liquidation of the principal, the said storage, to be recovered in the same manner, as any other debt, in an action, to be brought by any three of His Majesty's justices of the peace, for the town of Halifax.

III. And be it further enacted, that so soon as the magazine, so to be erected, shall be ready for the reception of gunpowder, all and every person or persons, importing or bringing gunpowder, all and every person or persons, importing or bringing gunpowder, not

belonging to His Majesty, into Halifax; or to whom any such gunpowder may be consigned, shall immediately store the same in the said magazine; and if any person or persons, importing or bringing into Halifax any gunpowder, or any person or persons to whom any gunpowder shall be consigned, shall store or deposit the same in any other building, of whatsoever description, within ten miles of the town of Halifax, except the quantity allowed by law, for persons to have in their possession, the person or persons, refusing to put their powder into the magazine, or who shall deposit gunpowder, in any other building within ten miles of the town of Halifax, shall pay a fine of twenty pounds, and the justices shall seize the gunpowder, as well as the fine, in the same manner and to the same use, as the storage, to be paid, is heretofore directed to be applied; the said fine to be recovered by bill, plaint or information, in any of His Majesty's courts of record in the province, by any three of His Majesty's justices of the peace for the county of Halifax.

IV. And be it further enacted, that after the debt incurred in borrowing money, shall have been paid, all sums arising from the storage of gunpowder, and from all fines and forfeitures, and the proceeds arising from all gunpowder, so seized as aforesaid, shall be applied to town-purposes; any law, usage or custom, to the contrary notwithstanding.

V. And be it further enacted, that there shall be granted and paid, out of the treasury of the province, the sum of one hundred and eighty pounds currency, in aid of the expense of building such magazine, being the sum formerly granted for that purpose; and the said sum of money shall and may be drawn from the treasury by warrant from the Lieutenant-Governor, when and so soon as the said magazine shall be completed.