

An Ordinance for regulating  
the Market for Wild Provisions  
Game and Fish at Sydney.

It is Ordained and ordered by His  
Excellency the Lieutenant Governor of the  
Islands of Cape Breton and its Dependencies  
That a Public Market for the sale of Wild  
Provisions, Game and Fish shall be held  
at Sydney every Day in the Week Sundays  
excepted at such Place as shall be by His  
Excellency the Governor or Commander in  
Chief for the Time being by Proclamation  
Order and Direct and that from and after  
the Publication of such Proclamation no  
Person or Persons whomsoever on any  
pretence whatsoever shall presume to  
bargain sell buy Purchase Contract or  
batter for or exchange any Venison, Moose  
Flesh, Beavers Flesh, Hares, Rabbits, Partridges,  
Pigeons,

Pigeons, Ducks, or other Water Fowl, or any  
other Species of Wild Game or Provisions  
killed and brought for Sale to the said Town  
of Sydney except in the said Market Place  
and within the Public Market Hours, the  
is to say between the Hours of Eight o'clock  
in the Morning and four o'clock in the  
Afternoon between the 21<sup>st</sup> Day of September  
and 21<sup>st</sup> Day of March and between the 21<sup>st</sup>  
Day of March and 21<sup>st</sup> Day of September,  
between the Hours of Six o'clock in the  
Morning and Six o'clock in the Afternoon  
under the Pain and Penalty of Forfeiting  
all such Venison, Moose, Fish, Beavers  
Fish, Hares, Rabbits, Partridges, Pigeons,  
Ducks, or other Water Fowl, or any other  
Species of Wild Game or Provisions, so  
bought, sold, bought, purchased,  
contracted or bargained for, or exchanged  
contrary to the Form of this Ordinance and  
also forfeiting the further Penalty of Ten  
Shillings by each of the Parties for each and  
every Offence to be recovered in a summary

mannor.

Manner before any one of His Majesty's Justices  
of the Peace for the District of Sydney and  
Lived by Distress and Sale of the Goods and  
Chattels of the Offender or Offenders and in  
default of payment of the said Penalty  
within two days after Conviction and no  
Goods or Chattels being found whereof to  
Satisfy the said Penalty such Offender or  
Offenders shall by Warrant under the Hand  
and Seal of such Justice be committed to  
the common Gaol, there to remain without  
Bail or Mainprize for the Space of three  
Months unless said Penalty shall be  
sooner paid.

2<sup>d</sup> And be it further Ordained and  
Ordered That after said Market shall be  
opened no Person, or Persons whomsoever  
shall in the said Market or within five  
Miles thereof, buy, barter, bargain, or  
Contract for the Purchase of any quantity  
of the Provisions Game and Articles  
aforesaid with Intent to sell or dispose  
again of the same in the said Market

45  
or in any other Shop or Place in the Town of  
Sydney aforesaid or within five Miles thereof  
under the Pain of forfeiting all such  
Provisions Game and Articles and Ten  
Shillings Fine for each and every Offence  
to be proved and returned to the Offender or  
Offenders punished as aforesaid.

3<sup>d</sup> And be it further Ordained and ordered  
That a Clerk of the Market to be appointed  
by His Excellency the Governor or Commander  
in Chief shall diligently attend the said  
Market during Market hours and shall  
see the Provisions and Articles therein  
sold duly weighed counted and delivered  
to the Purchasers and shall take  
especial care that this Ordinance be  
strictly observed and obeyed and shall  
for his care and trouble be allowed to  
demand and receive of the Vendor or  
Vendors one Twentieth Penny of the  
Value paid or bargained to be paid for  
all Provisions Articles and Things sold  
and disposed of in said Market and  
shall without delay give information

to some of His Majesty's Justices of the  
 Peace for the District aforesaid of all  
 Violations and Breaches of this Ordinance  
 with the Names of the Offender or Offenders  
 and those of the Witnesses for proving  
 the same and shall seize all such  
 Provisions and other Articles as shall  
 by this Ordinance be liable to Seizure  
 and forfeiture and shall cause the same  
 to be publicly sold at Auction and the  
 Money from thence arising to be  
 accounted for and paid to such Person  
 as shall be by His Excellency the  
 Governor or Commander in Chief of the  
 Island and its Dependencies for the time  
 being appointed to receive the same.

And be it further ~~Or~~ ~~and~~ ~~and~~  
 Ordained that such Clerk of the Market  
 shall for every wilful Neglect or refusal  
 to perform any part of the Duties of his  
 Office prescribed by this Ordinance  
 forfeit and pay a fine of Twenty  
 Shillings to be recovered and holden  
 the

The Ordinance furnished in manner  
and form aforesaid.

Provided always nevertheless that  
nothing in this Ordinance shall  
extend or be construed to extend to  
prevent any Person or Persons bringing  
any of the Articles aforesaid to said  
Market for sale after having exposed  
the same publicly to sale therein for  
one whole day in Market hours or  
during the last six Market Hours in  
a Market day from selling and  
disposing thereof to any other Person  
or Persons whomsoever either within  
or out of Market Hours or to prevent  
the Person or Persons so purchasing  
or receiving the same from thereafter  
exposing the same again to sale either  
in gross or by retail if in Market hours  
within the said Market or out of  
Market hours in every other Place  
he, she, or they may choose, or to prevent

the

The original Proprietor or any other Person out of market Hours from Hawking or carrying about for Sale in Sydney or said such before unsold Provisions, Articles and Things, or to prevent any Person or Persons from buying or receiving the same the Vendor or exposor having first obtained a Licence or Certificate from the Clerk of the Market expressing the kind and Quantity of all such Provisions, Articles and Things and that the same had been duly and publicly exposed to Sale in the said Market according to the Form of this Ordinance and had remained unsold and undisposed of in such Market any thing in this Ordinance to the contrary thereto notwithstanding.

5 And be it further Ordained and Ordered that all fines, Penalties, and Forfeitures imposed by this Ordinance shall be to and for His Majesty's use in

the

the Public Services of this Government  
 as His Excellency the Governor or  
 Commander in Chief for the Time  
 being shall Order and Direct