

Ordinances of the Lieutenant Governor and Council of His Majesty's Province of Cape Breton passed in the year 1787. National Archives of the United Kingdom CO 219/1.

27 George III – Chapter 8

An Ordinance to prevent Waste and destruction of Pine or other Timber Trees on certain reserved and ungranted Lands in the Government of Cape Breton

Whereas His Majesty's Surveyor General of the Woods has reserved and Set apart several Tracts of Land within this Government for the special purpose of securing to the Crown a fund for the Supply of Masts, and Ship Timber for the Royal Navy.

In Order therefore that the same be effectually secured against any Waste or Trespass.

Be it Ordained by the Lieutenant Governor and Council – That if any Person shall spoil, cut down or any otherwise injure or destroy any Pines of any Dimensions whatever or any other Timber Trees growing on the afore recited reserved ungranted Lands or shall Cause the same to be done, or shall cut down or carry off any Tree fit for a Mast from the said Premises, for every Tree so cut down or carried off, and for each and every offence, or without having first Attained a Licence therefore from the Surveyor General of His Majesty's Woods or his Deputy certifying that the said Pine Trees and other Timber are unfit for His Majesty's use, or that the same is for the sole use of His Majesty and for no other purpose, all such Persons being duly Convicted of the Waste and Trespass aforesaid, he, or they shall forfeit and Pay to His Majesty a Fine not exceeding One hundred Pounds on due Conviction thereof before any of His Majesty's Courts of Record in any County within this Government by Action of Debt, Bill, Complaint, or Information - one half of the said Fine to be paid to the Informer the other half to His Majesty for the use of this Government.

And it is further Ordained that if such offender on due Conviction shall be unable to pay such Fine, that it shall and may be lawful for Such Court before which the Conviction shall be made, to Imprison such offender for the Space of six Months without Bail or *Main Prize*.

And Whereas the setting Fire to any Wood Lands is often attended with great destruction of Timber Trees, and otherwise destroys and prevents their Growth.

Be it Ordained by the Authority aforesaid, that if any Person shall purposely and Maliciously Set fire to any Places within the Limits of the aforesaid reserve and ungranted Territories and thereby destroy any of the Young Growth or Timber Trees thereon upon due Conviction before His Majesty's Supreme Court, Court of Assize and General Goal Delivery such Crime shall be adjudged Felony and such Person, Convicted shall suffer as a Felon.

Provided that nothing in this Ordinance shall be Construed to extend to such Fire Wood and underwood as is commonly used in the Fishery and shall be within half a Mile of the Sea Shore.

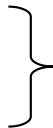
Approved Ordained and Ordered

27 George III – Chapter 8

accordingly in Council this
16th Day of February 1787. in
the 27th Year of His Majesty's
Reign.

J.F.W. Des Barres

Passed in Council
on 16th Feby
1787



Signed Alexr Haire
Geo: Rodgers
Ranna Cossit
Geo: Moore

