

An Ordinance to amend  
and render more effectual, and reduce  
into one Ordinance the several  
Ordinances heretofore made in this  
Island, concerning the retailing  
Spirituous Liquors in small  
quantities, by Licence, and for  
regulating Taverns.

I. Be it Ordained and Ordered  
by His Honor the President of His Majesty's Council by  
and with the advice and consent of the said Council, and by  
the authority of the same, it is hereby ordained and Ordered that  
from and after the publication hereof, no person or persons whatsoever  
within this Island and its Dependencies shall or may on any Account  
or pretence whatsoever sell retail exchange or deliver any strong or  
Spirituous Liquors to any person or persons whomsoever in any less  
quantity than three Gallons homopide delivered at one and the same  
time, without a Licence for so doing first had and obtained under the Hand  
(and Seal of the Governor) Lieutenant Governor, President or Commander  
in Chief for the time being, (Which Licence shall be and continue in force  
for such term or time only as shall be therein expressed, not exceeding the  
term of one Year from the date thereof) under the penalty of forfeiting and  
paying for each and every such Offence the sum of Ten Pounds, one Moiety  
of which shall be paid and applied for the use and Maintenance of the Poor in  
the District where the offence shall be committed, and the other Moiety to him  
her or them who shall inform and prosecute for the same.

II. And whereas His Honor the President is pleased to

consider, that the fees heretofore by law  
upon all such Licences for retailing Spirituous Liquors, may with great  
propriety be applied to the use of the poor.

Be it therefore ordained and Ordered by the Authority aforesaid, that  
and after the publication hereof all and every person or persons applying  
for and obtaining any such Licence, for retailing Spirituous Liquors as  
aforesaid, shall at the time of his her or their obtaining the same pay into  
the hands of the Clerk, of the Licences the sum of Five pounds for each and  
every such Licence, to be by him from time to time accounted for paid and  
applied to the use and Maintenance of the poor in such manner and propo-  
tion as the Governor, <sup>President</sup> or Commander in Chief for the time being

shall be pleased to direct; any laws or usage to the contrary notwithstanding.

III.

And be it ordained and ordered by the Authority

aforesaid, that Licences to be granted as aforesaid, shall by a Clerk of the  
Licences to be appointed by the Governor, <sup>President</sup> or  
Commander in Chief for the time being, be fairly entered at full length in  
a Book, to be by him kept for that purpose, which Book shall be open  
for the search and inspection of all persons whomsoever; And such Clerk  
shall be entitled to demand and receive the following fees for the duties  
of his Office aforesaid and no more: ... viz. ...

For Writing and Entering every Licence, and attending  
to get the same signed and sealed by the Governor: ... } £ 5. 0

For writing and taking every Bond with Sureties from  
Sawers Keepers, ... } £ 5. 0

For every Search, ... } 1. 0

For every attested Copy or extract, ... } 2. 0

IV.

And be it further Ordained and Ordered by the

Authority aforesaid, that all and every person or persons hereafter to be  
Licenced to retail Spirituous Liquors as aforesaid, shall before they obtain  
such licence enter into a Bond to Our Sovereign Lord the King

with two sufficient Sureties in the penal sum of Twenty pounds for the use of His Majesty's Service of this Government. - Conditioned that such licenced person or persons <sup>shall</sup> during the continuance of such licence, yield strict and due obedience, and in all things conform to the laws ordinances Rules and Regulations which shall then be in force, or thereafter shall be made by the legislature of this Government respecting such licence Retailers.

V. And be it further Ordained and Ordered by the Authority aforesaid, that no person or persons now licenced or hereafter to be licenced shall sell or permit any Spirituous liquors to be sold or drunk in their respective Houses on Sundays, nor after the hour of Nine O'clock in the evening of any other day, except to Strangers or travellers, under penalty of Twenty Shilling for each and every such offence, to be paid and applied for the use of the poor as aforesaid.

VI. And be it also hereby Ordained and Ordered by the Authority aforesaid, that no person or persons licenced or to be licenced as aforesaid, shall sell or deliver, or suffer to be sold or delivered, any Spirituous liquors to any apprentice, manial or hired Servant or Servants (knowing them to be such) or suffer any such Servant or Servants to get tipple drink or idly spend their time in the House out Houses or other places belonging to such licenced Retailer, without the special permission of the Master or Mistress of such Apprentice Manial or hired Servant, under the penalty for every such offence, of Twenty Shillings to be paid and applied for the use of the Poor as aforesaid.

VII. Provided always that this Ordinance nor anything therein contained shall extend or be construed to extend, to prevent any person or persons whatsoever from supplying his her or their Servants, Tradesmen or Labourers actually employ'd in his her or their Service, with such daily, weekly or other allowance of rum or other Spirituous liquor as they think proper for their own particular use.

VIII. And be it further Ordained and Ordered by the Authority aforesaid that all fines penalties and forfeitures not exceeding the sum of Ten pounds ordained inflicted and imposed by this present Ordinance, shall and may be sued for and recovered in a summary way before any one of His Majesty's Justices of the Peace of the District wherein the offence shall be committed, upon the Oath of one or more credible Witnesses in like manner and with like cost of suit, as debts of Five pounds or under are sued for and recovered in this Island, which penalties or penalties, fines or forfeitures together with costs of prosecution, shall upon conviction of the Offender or offenders, of ~~the offence~~ or ~~offences~~, and default of immediate payment of the same, be levied (of the goods and Chattels of the Offender or offenders, by Warrant of Detress and Sale under the hand and seal of the Justice before whom the offence shall be tried (and determined,)) And for want of such goods and Chattels being sufficient to satisfy such penalty fine or forfeiture, together with the costs of suit, such offender or offenders shall by Warrant under the Hand and Seal of such Justice be committed to the common Goal of the Island or of the District where the offence shall be committed there to remain without Bail or Mainprize untill the same shall be paid and satisfied, together with all other lawful costs and charges occasioned thereby, not exceeding the term of three Months.

IX. Provided always that if any person or persons convicted as aforesaid, shall think himself, herself or themselves aggrieved by the Judgment of such Justice he she or they may appeal therefrom and remove the proceedings by Writ of Certiorari before His Majesty's Supreme Court, at the next <sup>then</sup> ensuing term, but not afterwards, such Appellant or Appellants first entering into a Recognizance with sufficient Sureties in double the amount of the Judgment to be removed conditioned to prosecute his her or their appeal, with effect.

X. And be it further Ordained and Ordered by the Authority aforesaid, that this Ordinance shall be publicly read at the opening of every Sessions of His Majesty's Supreme Court, and of every Court of General Sessions of the Peace immediately after the Grand Jury is sworn, and before the Charge is given, and such respective Grand Juries shall be charged to inquire of and present all offenders against the said Ordinance, and all such presentments, shall be tried heard and determined in the respective Courts in which the same shall be found, in such and like manner as if the Case had been brought before such Court by Certiorari, as a Court of Appeal.

Passed in Council 6<sup>th</sup> June 1800.

J. M. Thompson

Approved, Ordained, and Ordered in Council 6<sup>th</sup> June 1800.

Rich. Nepean  
 Secy. Comm.