

their proceedings which they shall send to the Commissioners who are to render an account of their administration to the Governor, &c.

tee shall keep a Journal of all its Proceedings, whereof it shall forward one copy to the said Commissioners; and the said Commissioners shall render an account of their administration to the Governor, Lieutenant-Governor, or person administering the Government of this Province for the time being, to the Legislative Council and to the House of Assembly, at the then next Session of the Provincial Parliament; in which Journal they shall insert their remarks and observations upon the result of the said advances, and upon the effects which they may have produced.

If there is a surplus such surplus to remain into the hands of the Receiver General.

Persons may repay the amount advanced, in work.

VII. And be it further enacted by the authority aforesaid, that if there shall remain a surplus, after the Families of the said Parishes shall so have been supplied with Provisions, such surplus shall be reserved in the hands of the Receiver-General for the future disposition of the Legislature. Provided always, that such of the said persons as shall have received such relief in Provisions, and may desire to re-pay the amount thereof in Work, may do so by opening, and making by the jobs, such new Highways, or Public Bridges, within the limits of their Parishes, or in the neighbourhood thereof, as they may agree upon concerning the same, with the said Committee, or with the consent of the said three Commissioners, residing in the city of Quebec.

Application of the monies, how to be accounted for.

VIII. And be it further enacted by the authority aforesaid, that the due application of all monies expended in conformity with the directions of this Act, shall be accounted for to His Majesty, His Heirs and successors, through the Lords Commissioners of His Majesty's Treasury for the time being, in such manner and form as His Majesty, His Heirs and successors, shall direct.

### C A P. III.

AN ACT to provide for the maintenance of good order, on Sundays and Holidays.

(8th March, 1817.)

reamble.

WHEREAS it is necessary to provide in a special manner for the maintenance of good order within and without the Churches and Chapels and in the environs thereof in the respective Parishes of this Province on Sundays and Holidays: Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative-Council and Assembly of the Province of Lower-Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great-Britain, intituled "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled "*An Act for*  
"*making*

“ making more effectual provision for the Government of the Province of Quebec in North-America ;” and to make further provision for the Government of the said Province ;” and it is hereby enacted by the said authority, that from and after the passing of this Act it shall be the duty of the three several persons who shall last have executed and discharged the trust and office of Church Warden in each of the Parishes of this Province, to keep up and maintain good order in the Church or Chapel of each of the said Parishes respectively, as well within and without the said Churches and Chapels as in the environs thereof, and the said three ancient Church Wardens in the discharge of the said duty of Overseers shall be replaced in the manner following: that is to say, at the end of each year, the eldest in office of the aforesaid three ancient Church Wardens shall be discharged of such duty and shall be replaced in that capacity of Overseer by the person who shall then come out of the said office of Church Warden; and all and every such ancient Church Warden, Overseer, as aforesaid, who shall refuse or neglect to do the duties so imposed upon them in their capacity aforesaid, shall incur and pay for every neglect and refusal, a sum that shall not be less than ten shillings, nor exceeding twenty shillings, currency:

From and after the passing of this Act, the Church-wardens who have last executed that trust in the several Parishes to keep up and maintain good order in the Churches and Chapels and the environs thereof.

Penalty on Persons, causing disturbance in Churches or Chapels or in the environs thereof.

II. And be it further enacted by the authority aforesaid, that every person as well in the Church or Chapel or without, and in the environs thereof, in each of the Parishes of this Province, who shall cause any disturbance on Sundays and Holidays or who during Divine Service, upon the days aforesaid, shall remain outside the said Churches or Chapels, or in the environs thereof, shall and may be arrested by either of them the said three Overseers so appointed, and be conducted before a Justice of the Peace, and upon the oath of either of them, the said ancient Church Wardens and Overseers as aforesaid, declaring that such persons have caused any disturbance as above mentioned, the said Justice of the Peace shall fine such person in a sum not exceeding forty shillings nor less than five shillings currency, to be levied upon the effects of the persons so fined, by warrant of the said Justice of the Peace, by seizure and sale of the said effects.

Persons unable to pay the fine that may be imposed, may be committed to Goal.

III. Provided always, and it is further enacted by the authority aforesaid, that if any person so condemned, shall be unable to pay the fine so imposed within the space of fifteen days next after judgment given, it shall be the duty of the said Justice of the Peace, to issue his warrant, under his hand and seal to cause such person to be confined in the common Gaol of the District where the offence shall have been committed, during a space of time not exceeding one month; which imprisonment in such case shall be in lieu of the said fine.

The same powers granted to Captains of Militia, who are Peace Officers, as are

IV. And be it further enacted by the authority aforesaid, that all Captains, Officers and Serjeants of Militia in each Parish, who are already Peace Officers, and all Church

delegated to the ancient Church wardens.

Church Wardens and each and every of them shall have the same power as is delegated to the ancient Church Wardens, appointed overseers as aforesaid, to keep up and maintain good order in the Churches or Chapels and in the environs of the same.

Senior Church warden of every Parish to read this act, at the Church door, immediately after Divine Service, the first Sunday of September in every year.

V. And be it further enacted by the authority aforesaid, that the senior Church Warden of every Parish within this Province, shall read or cause to be read, the present Act at the Church Door, immediately after Divine Service in the forenoon, the first Sunday of September in every year, and for every and for each neglect or refusal by the said senior Church Warden to read or cause to be read the said Act, on the day and in the manner above mentioned, he shall be subject to a fine of twenty shillings.

Penalty for neglect.

Penalties and forfeitures, how recoverable.

VI. And be it further enacted by the authority aforesaid, that all penalties and forfeitures by this Act imposed, for any offence against the same, shall be levied by distress and sale of the goods and chattels of the offender, by warrant of distress under the hand and seal of a Justice of the Peace for the District or County where such offence, neglect or default shall happen, rendering the overplus of such distress (if any there be) to the party or parties after deducting the charges of making the same; which warrant such Justice of the Peace is hereby empowered and required to grant after complaint or information to him made or given, upon conviction of the offender by confession, or upon the oath of one or more credible witness or witnesses (other than the informer) when the same is specially required by this Act, and the penalties and forfeitures when so levied, shall be paid the one half to the informer and the other half to His Majesty, His Heirs and Successors, excepting when a Captain, Officer or Serjeant of Militia, or a Church Warden in office, or the ancient Church Wardens Overseers as aforesaid, shall be the informers, in which case the whole of the said fine shall belong to His Majesty. Provided always, that no suit or action shall be commenced or brought but within three months next after the offence committed and not afterwards. Provided also, that all and every the Captains, Officers or Serjeants of Militia, the Church Wardens in office, and the said ancient Church Wardens Overseers as aforesaid, and each of them shall be deemed in all cases a competent witness in all matters relative to the execution of this Act, notwithstanding he may be the prosecutor or informer for any offence, neglect or default against the same.

Limitation of actions.

Certain persons declared competent witnesses under this act.

Constables may be appointed to assist Church wardens, in the performance of the duties imposed on them.

VII. And be it further enacted by the authority aforesaid, that it shall be lawful for any two Justices of the Peace, to appoint one or two Constables for the purpose of assisting the Church Wardens and other Public Officers in the performance of the duties imposed upon them, under and by virtue of this Act, which Constables shall obey the orders and directions which from time to time shall be given to them

them by the said Church Wardens and other Public Officers, and may be prosecutors of persons offending against this Act, and may be examined as witnesses in the same manner as the Church Wardens in virtue of this Act,

Justices of the Peace who may have received fines imposed by this Act, to transmit them to the Receiver-General, to be accounted for to His Majesty.

VIII. And be it further enacted by the authority aforesaid, that all Justices of the Peace who shall have received any fines imposed and paid in virtue of the present Act, shall be held to transmit the same every year to the Receiver-General of the Province, and they shall be accounted for to His Majesty, through the Lords Commissioners of His Majesty's Treasury for the time being, in such manner and form as His Majesty, His Heirs and Successors shall please to direct.

Continuance of this Act.

IX. And be it further enacted by the authority aforesaid, that this Act shall remain in force until the first day of May, one thousand eight hundred and nineteen, and no longer

## C A P. IV.

AN ACT to continue for a limited time an Act passed in the fifty-first year of His Majesty's Reign, intituled, "*An Act for the relief of Insane Persons and for the support of Foundlings and others therein mentioned*;" and also to grant a further sum of money for the more effectual attainment of the purposes of the said Act.

(8th March, 1817.)

Preamble.

WHEREAS an Act was passed in the fifty-first year of His Majesty's Reign, intituled "*An Act for the Relief of Insane Persons and for the support of Foundlings and others therein mentioned*;" which Act was continued by an Act passed in the fifty-third year of His Majesty's Reign, intituled "*An Act to continue for a limited time, an Act passed in the fifty-first year of His Majesty's Reign, intituled 'An Act for the Relief of Insane Persons and for the support of Foundlings and others therein mentioned.'*" Which said Act was also further continued by an Act passed in the fifty-fifth year of His Majesty's Reign, intituled "*An Act to continue, for a limited time, an Act passed in the fifty-first year of His Majesty's Reign, intituled 'An Act for the Relief of Insane Persons, and for the support of Foundlings and others therein mentioned*;" and also to grant a further sum of money for the more effectual attainment of the purposes of the said Act;" Which said Act so continued as aforesaid will expire on the first day of April next; and whereas