

Reign, intituled, "An Act to amend an Act passed in the thirty-sixth year of His Majesty's Reign, intituled, "An Act for making, repairing, and altering the highways and bridges within this Province, and for other purposes," are respectively applied.

Fines and penalties to be applied to the purposes of this Act.

Application of the money to be accounted for to the Crown.

XII. And be it further enacted by the authority aforesaid, that all fines and forfeitures hereby imposed, and all monies which shall be raised under this Act shall be applied to the purposes thereof; and that the due application thereof 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.

Limitation of Actions.

XIII. And be it further enacted by the authority aforesaid, that if any action or actions, suit or suits, shall be brought or commenced against any person or persons, for any thing done in contravention of this Act, such action or suit shall be commenced within three months next after the offence committed, and not afterwards.

XIV. 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 twenty-one, and no longer.

### CAP. III.

An ACT to amend an Act passed in the forty-sixth year of His Majesty's Reign, intituled, "An Act to repeal an Ordinance made and passed in the twenty-fifth year of His Majesty's Reign, intituled, "An Ordinance to prevent the exportation of unmerchable Flour, and the false taring of Bread and Flour casks, to regulate the packing and inspection of Flour and Indian Meal, and to provide for ascertaining the quality of Biscuit in future."

(1st April, 1818.)

Preamble.

WHEREAS it is expedient to amend an Act passed in the forty-sixth year of His Majesty's Reign, intituled, "An Act to repeal an Ordinance made and passed in the twenty-fifth year of His Majesty's Reign, intituled, "An Ordinance to prevent the exportation of unmerchable Flour, and the false taring of Bread and Flour casks, to regulate the packing and inspection of Flour and Indian meal, and

Act 46 Geo. 3.  
Cap. 4. amended.

“ and to provide for ascertaining the quality of Biscuit in future,” and to make further provision for the purposes of the said Act; 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 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 authority of the same, that from and after the passing of this Act, it shall and may be lawful for the Governor, Lieutenant-Governor, or person administering the Government of this Province for the time being, from time to time, by an instrument under his hand and seal at Arms, to nominate and appoint one or more Inspectors of Flour and Meal in each of the Cities of Quebec and Montreal, and for the town of Three-Rivers respectively, and an Inspector of Flour and Meal for the Borough of William Henry; which Inspectors of Flour and Meal shall not have power or authority to appoint or substitute any deputy or deputies in their or any of their places or steads, for any of the purposes of this Act, nor for any of the purposes of the Act herein-first above mentioned, it being hereby enacted and required, that the said Inspectors shall execute the duties of their offices in person, and not otherwise.

Governor, &c.  
may appoint Inspectors of flour at Quebec, Montreal, Three-Rivers, and William Henry.

Persons to be appointed Inspectors to be examined before a Board of competent persons.

II. And be it further enacted by the authority aforesaid, that no person or persons shall at any time after the passing of this Act, be appointed as such Inspector or Inspectors as aforesaid, until such person or persons shall have previously undergone an examination as to his or their knowledge and capacity to act as such Inspector and Inspectors as aforesaid, before a Board of competent persons as examiners, which Board the Governor, Lieutenant-Governor, or person administering the government of this Province for the time being, is hereby authorized and empowered to nominate and appoint for that purpose, by Commission under his hand and seal.

Dimensions of Flour Barrels.

III. And be it further enacted by the authority aforesaid, that from and after the first day of May, one thousand eight hundred and nineteen, all casks containing Flour or Meal, brought to the Cities of Quebec and Montreal, to the town of Three-Rivers, and to the borough of William Henry, for sale or exportation, shall be of the following dimensions; that is to say; the staves of all barrels to be of the length of twenty-seven inches, and the diameter at the head to be seventeen inches; the staves of all half barrels to be twenty-two inches in length, and the diameter at the head to be thirteen inches.

IV.

Certificate of  
inspection to be  
given for flour &  
meal when in-  
spected.

IV. And be it further enacted by the authority aforesaid, that when and as often as any of the said Inspectors shall have inspected any Flour or Meal, it shall be the duty of such Inspector or Inspectors to grant to the person or persons at whose instance the same may have been inspected; a bill or bills of Inspection of the same, stating the quantity and quality of Flour or Meal, and the day, month, and year when the same may have been by him or them inspected; for which bill or bills of inspection the said Inspector or Inspectors shall not be entitled to have, demand or receive any recompence or reward whatever.

The month and  
year of inspection  
to be marked on  
the casks.

V. And be it further enacted by the authority aforesaid, that in addition to the brands or marks by the said first-mentioned Act required to be branded and marked upon each and every barrel of Flour or Meal, the month and year upon which the same may have been inspected shall be marked in large and legible characters on a brand of at least six inches in diameter. And it shall be the duty of each and every of the said Inspectors of Flour or Meal, to provide uniform brands, in each of the said Districts, and the said Inspectors are hereby required to brand the whole of the brands or marks, by Law provided to be branded or marked as aforesaid, upon casks of Flour or Meal, within a circumference of six inches, on each and every of the casks, which shall be by them, as aforesaid inspected.

Casks searched  
and tried by  
Boring, &c.

Penalty when  
two or more qua-  
ntities of flour  
are found in the  
same cask.

VI. And be it further enacted by the authority aforesaid, that every cask of Flour or Meal, which shall be by such Inspectors examined and inspected, shall be searched and tried, by boring the head or side of the cask or barrel, and piercing it through with an instrument, not exceeding five-eighths of an inch in diameter, within the gauge or bore of such instruments; and for every barrel found to contain Flour or Meal of two different kinds of grain, the person owning the same, shall, for every such barrel of Flour or Meal, incur a forfeiture and penalty of ten shillings, current money of this Province; and it shall be lawful for the Inspector who shall have inspected such Flour or Meal, to detain each and every barrel thereof, until the whole amount of such penalty and forfeiture be paid.

No inspector  
shall deal or trade  
in Flour.

VII. And be it further enacted by the authority aforesaid, that no Inspector or Inspectors of Flour or Meal, to be appointed in pursuance of this Act, shall directly or indirectly, trade or deal in Flour or Meal, or be concerned in any such trade, nor purchase any Flour or Meal of any description, otherwise than for the use and consumption of his or their family or families, under the penalty of fifty pounds, current money of this Province.

Penalty on per-  
sons offering for  
sale casks of flour  
short of weight.

VIII. And be it further enacted by the authority aforesaid, that all and every person or persons, selling, or offering for sale, Flour or meals in barrels or casks short

of the weights established by the fourth section of the first above-mentioned Act, shall for every such barrel or cask of Flour or Meal, incur and forfeit a penalty of five shillings, current money of this Province, in addition to the penalty in and by the said section of the aforesaid Act mentioned and provided.

Inspectors may start Flour and weigh the same when suspected of not being of true weight.

IX. And be it further enacted by the authority aforesaid, that whenever any Inspector or Inspectors of Flour or Meal, who shall be appointed in virtue of this Act, shall have reason to suspect that any cask or casks, containing Flour or Meal, and offered for inspection, do not contain the proper weight, as by the said first-mentioned Act it is provided, it shall be lawful for the Inspector or Inspectors aforesaid, to cause the Flour therein to be started, and to be weighed.

Rejected flour may be exported when duly stamped.

X. Provided always, and be it further enacted by the authority aforesaid, that nothing in this Act contained, shall be construed to prevent the exportation of any rejected Flour or Meal, from this Province; such rejected Flour being duly stamped or branded as by Law required, and as such entered at the Custom-house, and in the Manifest of the ship or vessel in and upon which such rejected Flour or Meal may have been shipped for exportation.

Fines not otherwise disposed of to be paid into the hands of the Receiver General

XI. And be it further enacted by the authority aforesaid, that the fines and penalties, and forfeitures incurred under and in virtue of this Act, which are not otherwise herein disposed of, shall be paid into the hands of the Receiver-General of the Province, for the use of His Majesty, towards the support of the Government of this Province, and 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.

#### CAP. IV.

An ACT to ratify and confirm the Provisional Articles of Agreement entered into by the respective Commissioners of this Province and of Upper-Canada, at Montreal on the thirty-first day of May, one thousand eight hundred and seventeen, relative to Duties, and for carrying the same into effect.

(1st. April, 1818.)

MOST GRACIOUS SOVEREIGN,

Whereas

WHEREAS Provisional Articles of Agreement were made and entered into at Montreal, on the thirty-first day of May, in the fifty-seventh year of Your Majesty's