

The Provincial Statutes of Lower-Canada, Being the third session of the ninth Provincial Parliament of Lower-Canada. Quebec: P. E. Desbarats, Printer to the King's Most Excellent Majesty, 1819.

59 George III – Chapter 8

An Act to repeal in part an Ordinance passed in the Seventeenth Year of His Majesty's Reign, intituled, "An Ordinance for preventing accidents by Fire,' and for other purposes therein-mentioned." (24th April, 1819.)

Whereas by an Ordinance made and passed in the seventeenth year of His Majesty's Reign, intituled, "An Ordinance for preventing accidents by Fire," it is amongst other things ordained and enacted, that no house or out-house thereafter to be built or new covered, in either of the Towns or Suburbs of Quebec and Montreal, and in the Town of Three-Rivers [Trois-Rivières], shall be covered with shingles in any part, except over the garret windows, round the chimnies, at angles where two roofs may happen to join, and where the boards touch the end walls, under certain penalties in the said Act or Ordinance mentioned; And whereas it is expedient to repeal so much of the same as is herein above-mentioned: 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, the eighth clause of the above recited Act or Ordinance, passed in the seventeenth Year of His Majesty's Reign, intituled, "An Ordinance for preventing accidents by Fire," shall be and the same is hereby repealed.

II. And be it further enacted by the authority aforesaid, that after the passing of this Act, all and every person or persons who shall cover or cause to be covered, his or their House or Houses, Shed or Sheds, out-house or out-houses, or other building or buildings, or whose House or Houses, Shed or Sheds, out-house or out-houses, or other building or buildings, may at the time of the passing of this Act, be covered with Shingles in the said Towns and Suburbs of Quebec and Montreal, and in the Town of Three-Rivers, shall be held between the fifteenth day of May and the fifteenth day of July of every second year, to white-wash the roofs of every such House, Shed, out-house or other building with lime flaked in water impregnated with salt or other saline substances, under a penalty not less than two pounds, and not exceeding five pounds, current money of this Province, for every neglect or default so to do; which penalty shall be sued for and recovered by an action of debt or information in any of His Majesty's Courts in this Province, any thing in the said Ordinance contained in any wise to the contrary notwithstanding.

III. Provided always, and be it further enacted by the authority aforesaid, that all and every the person or persons who shall paint such roof as aforesaid covered with shingles, with oil paint shall be exempt from white washing the same with lime as aforesaid, during five years (counting the year in

which the same may have been so painted) next thereafter, Provided always, that such coat of paint be in like manner thereafter renewed at the expiration of every five years.

IV. And be it further enacted by the authority aforesaid, that it shall be the duty of the Overseer or Inspector of Chimnies in each of the Cities of Quebec and Montreal, and in the Town of Three-Rivers, to see that the several provisions of this Act be duly executed and conformed to, and for this purpose be and shall be bound to visit, between the sixteenth day of July and the first day of September in every year, the several Houses and Buildings within the City or Town of which he may have been appointed Overseer, and to prosecute all persons offending, against this Act, under the penalty of ten shillings, current money of this Province, against such Overseer for each and every House or Building, the proprietor whereof he shall have neglected to inform against and prosecute, to be recovered in any of His Majesty's Courts in this Province; and the said Overseer or Overseers shall be further bound to report to the first Court of Quarter Sessions that maybe held after the first day of September in each year, that the duties imposed upon him or them by this Act have been performed.

V. Whereas it is provided by the ninth article of the aforesaid Ordinance, passed in the seventeenth year of His Majesty's Reign, that it shall not be lawful to build in either of the said Towns any wooden dwelling house: Be it therefore further enacted by the authority aforesaid, that nothing in the said ninth article of the aforesaid Ordinance contained shall, until the expiration of the year of our Lord one thousand eight hundred and forty, prevent any person from conducting any wooden dwelling House within the Town of Three-Rivers, any thing contained in the aforesaid Ordinance to the contrary notwithstanding.

VI. And be it further enacted by the authority aforesaid, that the penalties and forfeitures imposed by this Act, shall be and they are hereby reserved for the use of His Majesty, His Heirs and Successors, for the public uses of the Province, and the support of the Government thereof, 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.