

The Provincial Statutes of Lower-Canada, Being the second session of the eleventh Provincial Parliament of Lower-Canada. Quebec: P. E. Desbarats, Printer to the King's Most Excellent Majesty, 1822.

2 George IV – Chapter 9

An Act to extend the Provisions of a certain Act therein-mentioned, and to provide for the better Inspection of Pot and Pearl Ashes. (18th February, 1822.)

Whereas it is expedient to make further provision for the Inspection of Pot and Pearl Ashes than hath heretofore been provided by and contained in a certain Act passed in the thirty-fifth year of the Reign of His late Majesty George the Third, intituled, "An Act for the appointment of Inspectors to ascertain the quality of Pot and Pearl Ashes for Exportation;" 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 first day of August, in the present year one thousand eight hundred and twenty-two, no Pot or Pearl Ashes shall be Inspected, nor be shipped for Exportation, nor be Exported from this Province in casks of any other size than the following, that is to say; in casks of not more than thirty-two inches in length, by twenty-two inches in diameter on either head, nor less than thirty inches in length, by twenty inches in diameter on either head, which casks shall be made of the best seasoned white oak or ash timber, well and completely hooped with at least fourteen good white ash, hickory or oak hoops; the staves to be of such thickness as to tare, as nearly as possible, fourteen pounds to every one hundred and twelve pounds of the gross weight of such casks; for which tare a corresponding allowance shall be, in all cases, made by the seller of Pot Ashes to the purchaser thereof, and all and every cask containing Pot or Pearl Ashes of any other dimensions than those limited and required by this Act, which shall be shipped or put on board of any ship or vessel in this Province, for exportation, shall and may be searched for by the Inspectors, seized and forfeited, and the net proceeds of the same disposed of, as provided by the aforesaid Act, passed in the thirty-fifth year of the Reign of His late Majesty George the Third, intituled, "An Act for the appointment of Inspectors to ascertain the quality of Pot and Pearl Ashes for Exportation."

II. And be it further enacted by the authority aforesaid, that the Inspectors of Pot and Pearl Ashes in this Province, shall not, in any case, charge the possessors or proprietors of Pot or Pearl Ashes any greater sum or sums of money for cooperage or repairs done to casks containing Pot or Pearl Ashes by them inspected, than the actual costs by the said Inspector bona fide incurred therefor, nor shall any Inspector of Pot or Pearl Ashes in this Province participate or be concerned in any transaction or profit arising from, or connected with any Pot or Pearl Ashes by him inspected or to be inspected, further than the fees or emoluments heretofore by Law allowed for inspection of Pot or Pearl Ashes, nor shall any such Inspector, or any Cooper, or other person by such Inspector employed, in or about the inspection of any Pot or Pearl Ashes, retain or keep the scrapings of any Pot or Pearl Ashes which may

have come or proceeded from the inspection thereof; but such scrapings shall, on inspection, be forthwith returned to the possessor or proprietor of the Pot or Pearl Ashes so as aforesaid inspected, such possessor or proprietor making to such Inspector a reasonable compensation for the person by him employed in scraping such Pot Ashes, and in preserving the scrapings thereof, or himself employing a person or persons for that purpose, and any Inspector of Pot or Pearl Ashes in this Province, who shall not conform to the provisions of this Act, or that shall stamp or brand any cask or casks of any greater or lesser dimensions than those prescribed by this Act, containing Pot or Pearl Ashes, shall, on being thereof convicted before any two Justices of the Peace, on the oath of two credible witnesses, other than the prosecutor or informer, incur a forfeiture and penalty not exceeding fifteen pounds currency, and be for ever thereafter disqualified and disabled from holding and exercising the duty or office of Inspector of Pot or Pearl Ashes in this Province.

III. And be it further enacted by the authority aforesaid, that no Inspector of Pot or Pearl Ashes shall be entitled to, nor make or recover any charge or charges for storage of any Pot or Pearl Ashes, by him inspected, for eight days immediately succeeding the day on which he shall have inspected the same, but for any longer time that such Pot or Pearl Ashes may remain in the store of such Inspector, he shall be entitled to storage.

IV. And be it further enacted by the authority aforesaid, that in addition to the marks and stamps which, by the Laws heretofore in force in this Province, the Inspectors of Pot and Pearl Ashes are bound to brand on casks containing Pot and Pearl Ashes, every inspector as aforesaid shall, from and after the passing of this Act, on inspecting such Pot and Pearl Ashes, stamp in plain and legible figures, immediately under the above-mentioned marks and stamps, the year in which such inspection is made.

V. And be it further enacted by the authority aforesaid, that if, after inspection, any Pot Ash shall remain in this Province for one winter, the same shall not thereafter be shipped, nor put on board of any ship or vessel for exportation, nor be exported until the same shall have been re-inspected; for which re-inspection no more than half the charge allowed for inspection shall be demanded, taken or received by any Inspector, and on re-inspection as aforesaid, the casks shall be marked de novo, as by Law and by this Act it is required.