

The Provincial Statutes of Lower-Canada, Being the third session of the eleventh Provincial Parliament of Lower-Canada. Quebec: P. E. Desbarats, Printer to the King's Most Excellent Majesty, 1823.

3 George IV – Chapter 12

An Act to extend the powers of the Justices of the Peace, in certain cases specified in the fifteenth Session of an Act of the Legislature of this Province of the thirty-fifth year of the Reign of His Majesty George the Third, Chapter eight. (22d. March, 1823.)

Whereas it is expedient for the more easy recovery of the penalties imposed by an Act of the Parliament of Great-Britain, of the fourteenth year of the Reign of His Majesty George the Third, Chapter eighty-eight, to extend the powers conferred upon the Justices of the Peace in this Province, by the fifteenth section of an Act of the Legislature of this Province, of the thirty-fifth year of the Reign of His Majesty George the Third, intituled, "An Act for granting to His Majesty duties on Licences to Hawkers, Pedlars and Petty Chapmen and for regulating their trade; and for granting additional duties on Licences to persons for keeping Houses of Public Entertainment or for retailing Wine, Brandy, Rum, or other Spirituous Liquors in this Province; and for regulating the same, and for repealing the Act or Ordinance therein-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 all and every the powers and authorities which by the said fifteenth section of the aforesaid Act passed in the thirty-fifth year of the Reign of His late Majesty George the Third, by the Legislature of this Province, intituled, "An Act for granting to His Majesty duties on Licences to Hawkers, Pedlars and Petty Chapmen, and for regulating their trade; and for granting additional duties on Licences to persons for keeping Houses of Public Entertainment or for retailing Wine, Brandy, Rum or other Spirituous Liquors in this Province, and for regulating the same, and for repealing the Act or Ordinance therein-mentioned," are given to, and conferred upon, and that may be exercised by any two of His Majesty's Justices of the Peace in the weekly sittings of such Justices, directed by Law to be held at the Cities of Quebec and Montreal, and in the Town of Three-Rivers [Trois-Rivières], shall be, and the same are hereby given to, and may be exercised by any two Justices of the Peace residing in the County where the offence may have been committed.

II. Provided always and be it further enacted by the authority aforesaid, that when any conviction may take place before such Justices of the Peace, in virtue of the power and authority by this Act given, the said justices of the Peace, before whom the conviction shall have been made, shall be bound to take in writing the deposition or evidence upon which the conviction may have been made, to the end that, in the event of a revision of the conviction and judgment, by a competent authority, the facts upon which such conviction and judgment may have been made, and rendered, may manifestly appear.

III. Provided always, and be it further enacted by the authority aforesaid, that if any person or persons shall find himself or themselves aggrieved, by any judgment that may be given by any such Justices of the Peace, in pursuance of this Act he, she, or they shall have the same right and benefit of Appeals is allowed and given in the seventeenth section of the above recited Act, on giving the like security as therein and thereby it is provided and required.