

**CAP. XLVIII.**

**An ACT AGAINST FORESTALLERS  
and REGRATERS.**

*I. Be it enacted by the Governor, Council and Assembly,*

**T**HAT from and after the publication hereof, whatsoever person or persons shall buy or cause to be bought any victuals of any kind whatsoever coming by land or water towards any market or fair already established or that may hereafter be established in this province to be sold in the same again, (except at the distance of ten miles at least from the place where such market or fair is to be held or kept) or shall make any bargain, contract, or promise for the having or buying the same, or any part thereof, or shall make any motion by word, letter or message or otherwise to any person or persons, for the enhancing the price, or dearer selling any kind of victuals or provisions for the use of man coming by land or water towards any market or fair as aforesaid shall be deemed and adjudged a forestaller.

Buying victuals or provisions coming to any market, within 10 miles thereof to be sold again deemed forestalling.

*II. And be it further enacted,* That whatsoever person or persons shall by any means regrate, obtain or get into his or their hands or possession in any fair or market in this province or on board any vessel in the harbour of Saint John, any corn, hay, butter, cheese, fish, mutton, lamb, veal, beef, pork, poultry or game of any kind, or other dead victuals whatsoever, or any roots, fruits, or vegetables whatsoever, that shall be brought to such fair or market or shall be on board such vessel for the supply of the markets of the city of Saint John to be sold, and do sell the same again in any fair or market, shop or stall holden or kept in the same place, within one month after purchasing or receiving the same shall be accepted, reputed and taken for a regrater or regraters.

Persons getting possessed in any fair or market, of corn, &c. brought for sale and shall sell the same again within one month, reputed regrater.

*III. And be it further enacted,* That any person or persons who shall be guilty of forestalling or regrating contrary to the intent and meaning of this act and shall be convicted thereof by the oath of one or more creditable witnesses or witnesses before any three of his Majesty's justices of the peace for the county where the offence is committed, or the mayor or recorder and two of the aldermen of the city of Saint John, when the offence shall be committed in the same city, shall be fined at the discretion of the said justices and the said mayor, recorder and aldermen respectively in any sum not exceeding ten pounds, and for non payment of his or their fine shall suffer imprisonment at the discretion of the said justices and the said mayor, recorder and aldermen respectively, not exceeding two months for each and every offence, one moiety of the said fine and forfeitures to be for the use of the poor of the town or city where the offence shall be committed, and the other moiety to him or them who shall sue for the same.

Persons guilty and convicted of forestalling or regrating shall be fined according to act.

And for non-payment of fine, to be imprisoned not exceeding two months.