

ties in this Province, except the County of *Saint John*, be and hereby are authorized and empowered to make and ordain such rules and regulations and establish such rates and fares for the better government and management of the Markets and Ferries within their respective Counties as they shall from time to time judge necessary—And that the said Justices shall and may affix such penalties not exceeding *five pounds*, as they may think necessary for the carrying into execution such rules and regulations, and for the establishing such rates and fares, so by them to be made and established, such penalties to be recovered on the oath of one or more credible witness or witnesses, before any two of his Majesty's Justices of the Peace for the county where the penalty shall be incurred, and to be levied by warrant of distress and sale of the offender's goods, one half to the informer, and the other half to the use of the Poor of the Town or Parish where the offence shall be committed.

Justices of the Sessions for the several Counties in the Province, except *St. John*, authorized to make rules and establish rates and fares.

and to affix penalties not exceeding 5*l*.

to be recovered on the oath of one or more witnesses.

and levied by warrant of distress and sale of the offender's goods, one half to the informer, the other half to the poor.

II. *And be it further enacted*, That this Act shall continue and be in force five years and no longer.

Limitation of the act.

C A P. IX.

An ACT to AMEND an Act intituled "An act for regulating the EXPORTATION of FISH and LUMBER, and for ascertaining the QUALITY of the same.

WHEREAS great mischiefs have arisen, and may hereafter arise from the exportation of bad and unmerchantable Salmon to foreign markets, for prevention thereof in future,

Preamble.

I. *Be it enacted, by the Lieutenant-Governor, Council, and Assembly*, That from and after the first day of January next, each and every tierce of Salmon exported from this Province, shall contain forty-two gallons English wine measure, and every half tierce twenty-one gallons, each barrel thirty-two gallons, and each half-barrel sixteen gallons like measure; all which tierces, half tierces, barrels and half barrels shall be made of white oak or other good hard wood sufficient to hold pickle; and the same shall likewise be full bound with good and sufficient hoops at both ends, leaving no greater space between the hoops in the center or bilge of such tierces than nine inches, nor of such half tierces than seven inches, nor of such barrels than eight inches, nor of such half barrels

Every tierce of Salmon exported, to contain 42 gallons, every half tierce 21 gallons, each barrel 22 gallons, and half barrel 16 gallons.

Tierces, barrels, &c. to be made of white oak or other hard wood

to be full bound &c.

Tierces to be 5-6 of an inch thick, half

rels

tierces, barrels, &c.  
1-2 of an inch thick.

The number of Salmon, and the net weight to be marked on the head of each Cask.

All Salmon exported to be inspected by a sworn Inspector, who is to see that the oil has been extracted---

and that they are merchantable.

Tierces to contain 300 lb. half tierces 150 lb. barrels 230 lb. and half barrels 115 lb. net weight.

Inspector marking or branding any cask of unmerchantable salmon, to forfeit for the first offence 10 l. and for the second 20 l.

Inspector to be allowed 1s. 3d. for each tierce, 2s. for each half tierce and barrel, and 9d. for each half barrel.

Forfeitures how recovered and applied.

Any two justices of the peace in the county of Northumberland, to appoint Surveyors or Inspectors for that County.

rels than six inches;—and such tierces shall be at least five eighth parts of an inch in thickness in the whole of the bilge, and such half tierces, barrels, and half barrels, shall be at least half an inch thick in the thinnest part, and the number of Salmon that each and every of such casks shall contain, and also the net weight of such Salmon shall be marked upon the head of such casks respectively, with a brand or marking Iron, by the person who shall inspect and examine the same.

II. *And be it further enacted,* That all such Salmon so exported, shall be inspected and examined by a sworn Inspector or Surveyor legally appointed for that purpose, who before he shall brand or mark such casks as herein before mentioned, shall see that all the oil has been carefully extracted therefrom, and that the same are in every respect good and merchantable; and that each such tierce contains at least three hundred net pounds weight, each half tierce one hundred and fifty pounds weight, each barrel two hundred and thirty pounds weight, and each half barrel one hundred and fifteen pounds weight of such Salmon.

III. *And be it further enacted,* That if any such Inspector or Surveyor shall brand or mark any cask of Salmon, the same not being free from oil and in every respect good and merchantable, and conformable to the directions of this act, he shall forfeit and pay for the first offence the sum of *ten pounds*, for the second offence the sum of *twenty pounds*, and shall be forever thereafter rendered incapable to serve in such office.

IV. *And be it further enacted,* That such Inspector or Surveyor shall be allowed for opening, examining, weighing, inspecting and branding, and heading and tightening, *one shilling and three pence* for each tierce, *one shilling* for each half tierce and barrel, and *nine pence* for each half barrel and no more, to be paid by the shipper.

V. *And be it further enacted,* That all the penalties and forfeitures arising and accruing by virtue of this act shall be recovered, paid, and applied in the same manner that the penalties and forfeitures are directed to be recovered, paid, and applied by the said act for regulating the exportation of Fish and Lumber, and for ascertaining the quality of the same.

VI. *And be it further enacted,* That until a Court of Sessions shall be established in the County of *Northumberland*, any two Justices of the Peace in the same County shall have full power and authority to appoint a sufficient number in their discretion of such Surveyors or Inspectors of Fish in the said County of *Northumberland*, under the same rules and regulations that Inspectors are directed to be appointed in and by the said herein before recited act.