

CAP. XX.

An ACT in addition to an Act, intituled an Act for the further increase of the Revenue of the Province.

Repealed by
2. G. 4. C. 13.

Passed the 29th of March 1820.

WHEREAS in and by an Act made Preamble. and passed in the sixtieth year of His Majesty's Reign, intituled "An Act for the further increase of the Revenue of the Province," it is among other things enacted, that a duty of seven shillings and sixpence per ton, be paid upon all Plaster of Paris imported or brought into the County of Charlotte. *And whereas* it is deemed expedient to extend the provisions of the said Act,

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That from and after the passing of this Act, a like duty of seven shillings and sixpence per ton, as is imposed in and by the herein before recited Act, in the County of Charlotte aforesaid, be also imposed and paid upon all Plaster of Paris imported or brought into the harbour of the City of Saint John; which duty of seven shillings and sixpence per ton shall be paid as in the next succeeding section of this Act is required, by the master, owner, or consignee, of any ship or vessel so arriving in the harbour of Saint John aforesaid; before bulk is broken, and within twenty-four hours after the arrival of such ship or vessel as aforesaid.

A Duty of 7s. 6d. per ton to be paid on Plaster of Paris imported into the harbour of Saint John.

II. *And be it further enacted,* That for the better securing and carrying into effect the provisions of this Act, it shall be the duty of the Preventive Officer appointed, or to be appointed by virtue of the herein before re-

The Preventive Officer to appoint a Deputy.

His duty.

cited Act, to appoint a fit person, to be approved by His Excellency the Lieutenant-Governor or Commander in Chief for the time being, to act as Deputy Preventive Officer, who shall keep an office in the City of Saint John, and give bonds to His Majesty, in two sufficient sureties in the sum of two thousand pounds each, and shall be sworn to the faithful performance of his duty, and who is hereby authorized and required to board and visit any ship or vessel having any Plaster of Paris on board, entering or intending to enter the harbour of the City of Saint John aforesaid, and to demand the register and other papers of such ship or vessel as aforesaid, and deposit them at the office of the Deputy Preventive Officer, until the duty by this Act imposed shall be secured and paid; and if any master, owner, or consignee, or other person or persons whomsoever, shall land or attempt to land, ship or attempt to ship, or shall reship any Plaster of Paris within the harbour of Saint John aforesaid, before entry is made and the duty secured or paid as in this Act is required, such ship or vessel so offending, and all Plaster of Paris so attempted to be landed, shipped, or reshipped, contrary to the true intent and meaning of this Act, shall be deemed and taken to be forfeited.

No Plaster to be landed or reshipped to westward of Quaco, excepting at St. John.

III. *And be it further enacted,* That no Plaster of Paris shall be landed or reshipped in any port or place to the westward of Quaco Head, so called, on the north side of the Bay of Fundy, excepting the harbour of the City of Saint John aforesaid, and the County of Charlotte, as is provided for in the herein before recited Act; and if any person

son or persons whomsoever, shall land or attempt to land, ship or attempt to ship, or in any way or manner assist in landing or reshipping any Plaster of Paris in any port or place to the westward of Quaco Head aforesaid, other than the harbour of Saint John and the County of Charlotte aforesaid, such offender or offenders, shall each and every one, forfeit and pay for each and every offence, the sum of fifty pounds; and every ship or vessel from which such Plaster of Paris shall be landed or reshipped, or any ship or vessel that shall be found taking, or having on board any such Plaster of Paris as aforesaid, with all such Plaster of Paris so landed, shipped, or attempted to be landed or reshipped, on being found on board, contrary to the true intent and meaning of this Act, shall be taken and deemed to be forfeited.

Penalty for landing or shipping.

IV. *And be it further enacted*, That before any Plaster of Paris shall be laden or taken on board any ship or vessel in the harbour of Saint John, with intent to export the same to any port or place without this Province, a permit for that purpose shall be obtained from the office of the Deputy Preventive Officer, who is hereby authorized and empowered to grant the same, and for which permit he may demand and take two shillings and ninepence, and no more; and if any ship or vessel shall be found lading, taking, or having any Plaster of Paris on board before such permit shall be obtained, such ship or vessel, with all Plaster of Paris found on board, shall be deemed and taken to be forfeited.

A permit from the Dep. Preventive Officer to be obtained before any Plaster be shipped.

The Deputy
Preventive Officer
may employ
boats and men.

V. *And be it further enacted,* That the Deputy Preventive Officer appointed in and by virtue of this Act, for the harbour of St. John, shall and may employ one or more boat or boats, and two or more men, to work and manage the same, in boarding and visiting any ship or vessel having Plaster of Paris on board, and for other purposes authorized in and by virtue of this Act, for the better carrying into effect the provisions thereof; and all and every such boats, and any ship or vessel under the directions and immediate care of the Deputy Preventive Officer aforesaid, shall wear and carry at the mast head, or some conspicuous part of the rigging of such boats or vessel, a red burgee flag, with the word "*Preventive,*" in white letters, marked thereon.

May retain 5 per
cent. for his ser-
vices.

VI. *And be it further enacted,* That the person so to be appointed as Deputy Preventive Officer as aforesaid, to carry into effect the provisions of this Act, shall be allowed to retain for his services and trouble while in office, at and after the rate of five per cent. on all the monies collected by him under and by virtue of this Act, and also for defraying all the expenses incurred in hiring boats and men, and other incidental charges.

To account with
the Treasurer.

VII. *And be it further enacted,* That the person to be appointed as Deputy Preventive Officer as aforesaid, shall account with the Treasurer of the Province, and pay over all monies he may have collected, in like manner as is prescribed in and by the eleventh section of the said Act.

Forfeitures under
this Act, how to
be recovered.

VIII. *And be it further enacted,* That the forfeitures by this Act inflicted upon any ship or vessel, or Plaster of Paris, shall be re-
covered

covered and applied in like manner as is prescribed in and by the fourth section of the said recited Act; and all penalties inflicted upon any person or persons offending against the provisions of this Act, shall be recovered and applied in like manner as is prescribed in and by the sixth section of the same Act.

IX. *And be it further enacted,* That this Act shall continue and be in force during the continuance of the Act to which this Act is an addition, and no longer. Limitation.

CAP. XXI.

An ACT to prevent the taking of Fish in the different Harbours and Rivers of this Province, with Drift Nets.

*Repealed as to
Is of Gloucester
by. 9. L. 4. C. 27.*

Passed the 29th of March 1820.

WHEREAS the practice of drifting for fish has been found greatly injurious to the fisheries in this Province, notwithstanding the restrictions and regulations made thereon by the several Acts of the General Assembly---

Premise.

I. *Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly,* That from and after the passing of this Act, no person or persons shall use any drift net or nets, for taking any fish, in any of the harbours, creeks, coves, or navigable rivers of this Province, or within the harbour of St. John, or within two miles around Partridge Island, at the entrance of the same harbour; and any person or persons so using any drift net or nets, for the purpose aforesaid, shall forfeit and pay the sum of ten pounds, upon due conviction thereof, by the oath of one or more credible witness or witnesses, before any two of His

No drift net to be used.

Penalty for using any drift net, how to be recovered.

Majesty's