

First Day of April One thousand eight hundred and thirty-three.

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## CAP. XXXIV.

An Act to repeal an Act, intituled *An Act to prevent illicit and clandestine Trade, and for imposing a Duty upon Articles illegally imported or brought into this Province, to be levied and paid after the Condemnation and Sale thereof.*

Passed 31st March 1831.

**BE** it enacted by the President, Council, and Assembly, That an Act made and passed in the Forty seventh Year of the Reign of King George the Third, intituled *An Act to prevent illicit and clandestine Trade, and for imposing a Duty upon Articles illegally imported or brought into this Province, to be levied and paid after the Condemnation and Sale thereof,* be and the same is hereby repealed.

47 Geo. 3. c. 16.

repealed.

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## CAP. XXXV.

An Act to amend an Act, intituled *An Act to repeal all the Acts now in Force relative to the Importation and Spreading of infectious Distempers in the City of Saint John; and to make more effectual Provisions for preventing the same.*

Passed 31st March 1831.

**WHEREAS** by the Seventh Section of an Act made and passed in the Tenth and Eleventh Years of the Reign of His late Majesty King George the Fourth, intituled *An Act to repeal all the Acts now in Force relative to the Importation and Spreading of infectious Distempers in the City of Saint John; and to make more effectual Provision for preventing the same,* the Mayor, Aldermen and Commonalty, in Common Council convened, are empowered to order and direct the landing of Passengers from Vessels whilst performing Quarantine, in order to facilitate the Recovery of those who

Preamble.

10 & 11 Geo. 4, c. 27.

are

are infected with Disease, and to prevent the spreading thereof among the other Passengers, but no Provision is therein made for the Prevention of Intercourse with the Persons so landed; in consequence of which the beneficial Tendency of the said Act is rendered almost nugatory :

Special Constables to be appointed to prevent Intercourse with Passengers landed from Vessels performing Quarantine.

Their Authority.

I. Be it therefore enacted by the President, Council, and Assembly, That if Passengers from any Ship or Vessel, whilst performing Quarantine, shall be landed by the Order or Direction of the said Mayor, Aldermen and Commonalty, in Common Council convened, either at Part-ridge Island or any other Place to which by Law they may be conveyed, it shall and may be lawful for the said Mayor, Aldermen and Commonalty so convened, to appoint such and so many special Constables as may be found expedient, to prevent Intercourse with the said Passengers ; and the said Constables are hereby authorized and empowered to prevent all Intercourse between the said Passengers so landed, and Persons from the Shores on either Side of the Harbour, or within the County of Saint John, and those on board the Vessel, or between the said Passengers so landed and any Vessel in the said Harbour, except under the Direction of the Physician or Physicians appointed under and by virtue of the said herein before recited Act.

Unauthorized Persons holding Intercourse with Passengers ;

Penalty.

To be detained until Permission from visiting

II. And be it further enacted, That no Person or Persons, other than the Physician or Physicians appointed under the foregoing mentioned Act, or some Person or Persons by them or One of them authorized, in Writing, for that Purpose, shall be permitted to have any Intercourse with the Passengers so landed as aforesaid, under the Penalty of Twenty Pounds for each and every Offence ; and if any Person or Persons, other than the said Physician or Physicians,

Physicians; or any or some Person or Persons by them or One of them authorized, in Writing, for that Purpose, shall have any Intercourse with the said Passengers so landed, then and in such Case the Constable or Constables appointed as aforesaid, are hereby authorized and required to keep and detain such Person or Persons at the Place appointed as aforesaid for the said Passengers as aforesaid to be kept, until Permission in Writing be had from the said Physician or Physicians for him, her or them to depart; and if any such Person or Persons so having unlawfully had Intercourse with the said Passengers shall depart from the Place so appointed for the said Passengers, before such Permission in Writing as aforesaid shall have been given for him, her or them to depart, every Person so offending shall for each and every Offence forfeit and pay the Sum of Fifty Pounds; and it shall and may be lawful for the said Mayor or any One of the said Aldermen of the said City, or One of the Justices of the Peace for the said City and County, to cause such Person or Persons to be apprehended and carried back to the Place from whence he, she or they may have so departed, or to be otherwise disposed of so as to prevent the Infection.

Physician be had for them to depart;

Departing without such Permission;

Penalty.  
May be apprehended and carried back, &c.

III. And be it further enacted, That the several and respective Penalties hereby imposed, shall and may be prosecuted, sued for and recovered in the same Manner as is provided by the Ninth Section of the herein before recited Act.

Penalties to be recovered as in 10 & 11 Geo. 4. c. 27, s. 9.

## CAP. XXXVI.

An Act to authorize the Justices of the Peace for the County of Charlotte further to assess the Inhabitants of said County for the Completion and Finishing a Gaol, and for the Erection of Lock-up-Houses in said County.

Passed 31st March 1831.

**WHEREAS**, in and by an Act made and passed Preamble.