

Saint John, or to the Provincial Penitentiary, in the discretion of the said Magistrate, for any term not exceeding six months; and any thing in Section two of an Act passed nineteenth Victoria, Chapter fifty seven, inconsistent with this Act, shall be and the same is hereby repealed.

CAP. XXXVII.

An Act to prevent Non-Resident Pedlars travelling and selling within this Province without Licence.

Section

1. Non-resident Pedlars not to sell without licence.
2. County Treasurers to grant licences and account to Receiver General.
3. Penalty for trading without licence.
4. Licence, when to be produced.
5. Penalties, how recovered, &c.

Section

6. Penalty for selling smuggled or prohibited goods.
7. Penalty for forging or travelling with forged or counterfeit licence.
8. Act not to affect cities of Saint John and Fredericton, and town of Woodstock. Form.

Passed 17th June 1867.

BE it enacted by the Governor, Legislative Council, and Assembly, as follows:—

1. No non-resident person shall vend or sell goods from place to place throughout this Province without an annual Licence first had and obtained for that purpose from the Treasurer or the Deputy Treasurer of any County therein, for such Licence he shall pay the sum of thirty dollars.

2. The said Treasurers or Deputy Treasurers respectively, are authorized to grant such Licence (A) and receive the Licence Fee, which Licence Fee he shall account for to the Receiver General; he shall also keep a register of the Licences issued, a copy of which, shewing the amount collected, he shall transmit annually to the Auditor General.

3. Every non-resident aforesaid shall, if found trading without a Licence, or contrary thereto, for each and every offence forfeit and pay the sum of twenty dollars.

4. Every such person so trading, on demand made by the Treasurer, or any Deputy Treasurer, Justice of the Peace, Sheriff, or Town or City Clerk, or by any person with whom he shall be trading, shall produce and shew his Licence under which he is at the time selling, under a penalty of sixteen dollars.

5. All penalties under this Act shall be recovered under and by virtue of Chapter 138, Title xxxvii, of the Revised Statutes, 'Of Summary Convictions,' and when recovered shall be paid to the County or City Treasurer where collected for the use of the said City or County.

6. If such person shall be convicted of knowingly dealing, vending or selling any smuggled, contraband, or prohibited goods, fraudulently or dishonestly procured, either by themselves or through the means of others, or with their privity or knowledge, such person shall, on conviction thereof, forfeit his Licence, and shall thereafter be incapable of obtaining or holding a new Licence, or dealing or trading under the same, over and above all such forfeitures, fines and penalties, which he is by law subject for such illicit and unlawful dealing.

7. If any person shall forge or counterfeit any Licence by this Act directed to be granted, or travel with or produce any forged or counterfeit Licence for the purposes aforesaid, every such person on conviction thereof shall be liable to the like pains and penalties as persons guilty of forgery, or writing or making any forged instrument within this Province, are now by Law liable.

8. Nothing herein contained shall be construed to interfere with the rights and privileges given to the Cities of Saint John and Fredericton and Town of Woodstock by their respective Charters.

(A)

PROVINCE OF NEW BRUNSWICK.

No. _____

Be it remembered, that A. B., a non-resident of this Province, having this day paid to me the sum of thirty dollars, Licence is hereby granted to the said A. B., a non-resident, to use the occupation of a Hawker or Pedlar throughout this Province, pursuant to the Act of Assembly passed in the thirtieth year of the Reign of Queen Victoria, intituled *An Act to prevent Non-Resident Pedlars travelling and selling within this Province without Licence*; this Licence to continue and be in force for one year from this date, and no longer.—Given under my hand this _____ day of _____ A. D. 18 _____

C. D., *Dep. Treas. County of*

CAP. XXXVIII.

An Act to provide for the inspection of Petroleum and Coal Oils and Burning Fluids, and other Oils and Fluids analagous thereto, and to regulate the manufacture and sale thereof.

Section

1. When and where Inspectors to be appointed, their duty.

Section

2. Governor in Council to appoint and make regulations.