

Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1793. Fredericton: J. Ryan, 1793.

33 George III – Chapter 7

An Act for regulating the Size and Contents of Lime Hogsheads within this Province.

I. Be it enacted, by the Lieutenant Governor, Council and Assembly, that, from and after the first day of May next, every Cooper or other person who shall make any Hogsheads or Half-hogsheads for the purpose of receiving Lime, shall make the same agreeable to the following dimensions, that is to say, each Hogshead shall contain one hundred gallons at the least, and each Half-hogshead shall contain fifty gallons at the least, and each and every such Hogshead and Half-hogshead shall be branded upon one of the heads thereof with the name of the Cooper or other person making the same; and if any Cooper or other person shall make any such Hogshead or Half-hogshead of a smaller size than is herein before specified, or shall neglect to brand the same as aforesaid, before any Lime shall be put therein, every such offender, shall for each and every offence, forfeit and pay the sum of five shillings.

II. And be it further enacted, That, from and after the first day of July next, if any Lime shall be shipped for exportation on board any ship or vessel in any Hogshead or Half-hogshead of a smaller size than is herein before specified, or which shall not be branded as aforesaid, the owners or shippers of such Lime and the Master of the vessel receiving the same on board, shall each forfeit and pay the sum of five shillings for each Hogshead and Half-hogshead so shipped.

III. And be it further enacted, That the several penalties, and forfeitures inflicted by this act shall be recovered before anyone of His Majesty's Justices of the Peace in the county where the offence shall be committed on the oath of one credible witness and shall be levied by warrant of distress and sale of the offender's goods and chattles under the hand and seal of such Justice, rendering the overplus, if any, after deducting the costs and charges of prosecution, to the offender; and for want of sufficient distress such offender shall suffer imprisonment not exceeding ten days. Provided always, That it shall and may be lawful for any owner or shipper of Lime to pack the same for sale or exportation in any Hogsheads or Casks of a smaller size, if such Hogsheads or Casks previous to such sale or exportation shall have their contents ascertained by a sworn Gauger and the exact number of gallons marked by such Gauger upon such Hogsheads and Casks respectively anything herein before contained to the contrary notwithstanding.