

Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1822. Fredericton, NB: George K. Lugin, Printer to the King's Most Excellent Majesty, 1822.

3 George IV – Chapter 33

An Act to encourage inhabitants of this Province, who are engaged in prosecuting the Cod and Scale Fisheries, by granting Bounties on the same. Passed the 23rd March, 1822.

Whereas it is deemed expedient to encourage the Cod Fisheries of this Province, by giving bounty to the owners of vessels which shall be employed in the same upon the coasts thereof, and of the neighbouring Provinces—

Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly, That all vessels of thirty tons and upwards, registered in this Province, and wholly owned by persons residing in the same, which shall be employed and engaged in the Cod Fisheries upon any part of the coasts of this Province, or of the Province of Nova-Scotia, or of the Island of Cape Breton, or in any part of the Gulf of Saint Lawrence, or upon the Labradore [Labrador] Coast, or in any Bay or Harbour within any of the same places, or upon the Banks of Newfoundland, for the space of four complete calendar months, between the first day of April and the first day of December in any year, during the continuance of this Act, whether such vessel may make a full and complete fare or not, or which shall be so employed for the space of three complete calendar months between the days before specified, and which shall within that time make a complete fare of Cod or Scale Fish, at and after the rate of ten quintals for each and every ton of each and every such vessel, shall be entitled to receive a bounty at and after the rate of twenty shillings per ton, according to the registered tonnage thereof, to be paid out of the Province Treasury to the owner or owners of every such vessel, by warrant of the Governor or Commander in Chief for the time being, to be issued by and with the advice of His Majesty's Council. Provided always, that the sum to be paid in any one year for such bounties, shall not exceed the sum of three thousand pounds. Provided also, that all vessels so to be employed in the Cod Fisheries as aforesaid, shall at the time of clearing out at the Custom-House, be fully provided with salt, stores, and equipments, necessary for carrying on the said Fisheries, and that the Master and Owner of such vessel, shall declare it to be his or their intention to prosecute such Fisheries with effect.

II. And be it further enacted. That before any warrant shall issue for the bounty herein before given and granted, a certificate shall be produced from the proper Officers of His Majesty's Customs at the port or place of clearance, to the effect and in the form contained in the Schedule to this Act annexed, marked A. and proof shall be made to the satisfaction of the said Governor or Commander in Chief for the time being, and His Majesty's Council, by affidavit of the Master, or person acting as such, and the Owner, and the men, or the major part of them belonging to the vessel claiming such bounty, made before one of His Majesty's Justices of the Peace, in the form and to the effect contained in the Schedule to this Act annexed, marked B. Provided always, that in cases where there shall be any reasonable ground to suspect fraud in any application for the said bounty, other proof may be required for the removal of such suspicion.

III. And be it further enacted, That if any person or persons shall be guilty of false swearing in any affidavit so made before any one of His Majesty's Justices of the Peace as aforesaid, such person or persons so offending, shall upon conviction thereof before the Supreme Court, or any Court of Oyer and Terminer or Gaol Delivery, be liable to suffer the pains and penalties by Law inflicted for wilful and corrupt perjury.

IV. And be it further enacted, That this Act shall be in force for five years, and until the end of the then next Session of the General Assembly.

SCHEDULE A.

Custom-House Certificate.

Custom-House at _____ in the Province of New-Brunswick.

This certifies that the _____ or vessel called the _____ whereof _____ was Master, and whereof _____ are the registered Owners, was cleared out at this office on the _____ day of 182____, upon a fishing voyage to _____ and that the said _____ is of the registered _____ tons, and that at the time of so clearing, the said _____ was fully provided with salt, stores, and equipments, necessary for carrying on the said fishery, and that the said Master, and _____ owners of the said _____ did at that time declare that it was intention to prosecute the said fishing voyage with effect, and that the said _____ was entered at this office upon her return from the said voyage, on the _____ day of _____ then next following, with a fare consisting of _____ quintals of fish, taken on the said voyage. Dated the _____ day of _____ 182____.

SCHEDULE B.

Form of Affidavit and Certificates under the Acts of Assembly, to encourage the Fisheries of the Province of New-Brunswick.

_____ Master, and _____ Owner, of the _____ or vessel called the _____ make oath and say, that the said _____ is of the registered tonnage of _____ tons, and that the said _____ was on the _____ day of _____ 182____ cleared out at the Custom-House in _____ in this Province, upon a fishing voyage to _____ and that at the time of so clearing, the said _____ was fully provided with salt, stores, and equipments, necessary for carrying on the same fishery, and that _____ the Deponent, did at that time truly declare, that it was intention to prosecute the said fishing voyage with effect, and that the said _____ sailed on the said voyage on the _____ day of _____ in the same year, and continued to be employed in the same voyage from the said day last mentioned until the _____ day of _____ then next following, on which day the said _____ arrived at _____ in the same Province, on her return from the said voyage, and that during the said voyage the said _____ did make

a fare of fish, that is to say, _____ quintals of fish, and that during the said voyage no foreign subject or alien, nor any person whatsoever not residing in this Province, had directly or indirectly, any part, share, or interest, of any nature or kind whatsoever, in the said _____ and the said _____ Master, as aforesaid, and being the major part of the men belonging to the said _____ during the said voyage, severally make oath and say, that the said _____ was actually employed and engaged on the said fishing voyage during the time hereinbefore in that behalf set forth.

Sworn at _____ in the County of _____ the _____ day of _____ 182____, before me _____ Justice of the Peace for said County.