

Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1835. Fredericton, NB: John Simpson, Printer to the King's Most Excellent Majesty, 1835.

5 William IV – Chapter 12 (Session 1)

An Act for prohibiting and suppressing of Lotteries in this Province. Passed 17th March 1835.

Whereas Lotteries have been found by experience to be very injurious to Society, and tend to the great detriment and frequent ruin of minors, mechanics, traders and other unwary persons, by the evil habits engendered and fraudulent practices to which they give rise;

- I. Be it enacted by the Lieutenant Governor, Council and Assembly, That all Lotteries are and shall be taken and adjudged to be common and public nuisances.

- II. And be it enacted, That no person or persons whatsoever shall publicly or privately exercise, keep open, show or expose to be played at or thrown at, or shall draw, play or throw at any Lottery, either by dice, lot, cards, balls, ticket, or any other numbers or figures, or any other way whatsoever; and that every person who shall exercise, expose, open, or shew to be played, thrown, or drawn at any such Lottery, shall forfeit for every such offence the sum of one hundred pounds, to be recovered by information, bill, plaint or action at Law in the Supreme Court or any Inferior Court of Common Pleas; one moiety thereof to the use of the poor of the Parish, where such offence shall be committed, and the other moiety together with cost of suit to the party that shall inform and sue for the same.

- III. And be it enacted, That every person who shall play, throw or draw at any such Lottery, or become the owner or purchaser of any lot, card or ticket for any such Lottery, shall forfeit for every such offence the sum of ten pounds, to be sued for, recovered and levied before any two Justices of the Peace; one moiety thereof to the use of the poor of the Parish where such offence shall be committed, and the other moiety together with the costs of suit to the party who shall inform and sue for the same.

- IV. And be it enacted, That every person who shall set up, or shall by writing or printing publish the selling up of any Lottery with intent to have such Lottery drawn, or to induce persons to purchase tickets for any such Lottery, shall forfeit for every such offence the sum of twenty pounds, to be recovered and applied in the same manner as the penalty imposed in and by the second Section of this Act is above directed.

- V. Provided nevertheless, and be it enacted. That nothing in this Act contained shall extend or be construed to extend to the disposal or allotment of Fishing Lots or drafts in the City of Saint John, under the direction of the Mayor, Aldermen and Commonalty of the said City, in manner heretofore accustomed.

- VI. And be it enacted, That this Act shall continue and be in force until the first day of April which will be in the year of our Lord one Thousand eight hundred and forty.