

*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 41 (Session 1)

**An Act relating to the Navigation of the Inner Bay of Passamaquoddy. Passed 17th March 1835.**

I. Be it enacted by the Lieutenant Governor, Council and Assembly, That it shall and may be lawful for such Commissioners as His Excellency the Lieutenant Governor or Commander in Chief for the time being may hereafter appoint, or the major part of them, to build, rebuild, replace and support such Beacons or Buoys on the different reefs of Rocks, sand Reefs and Bars in the Inner Bay of Passamaquoddy, and make such other erections and improvements for the better securing of the Navigation and improving the several Harbours within the same as they may deem necessary and expedient.

II. And be it enacted, That from and after the passing of this Act, there be and are hereby granted to His Majesty, His Heirs and Successors, for the purposes hereinbefore mentioned; the following duties of tonnage on all inward bound Vessels entering Passamaquoddy Bay within Deer Island; of the following description, and at the following rate, namely: on all Vessels (coasting craft excepted), one Halfpenny per ton, for every ton they respectively admeasure agreeable to Register, for each time they shall so arrive in Passamaquoddy Bay within Deer Island aforesaid.

III. And be it enacted, That the master or commander of every ship or vessel inward bound and entering the Bay of Passamaquoddy within Deer Island shall, within twenty four hours after such arrival and before any part of the cargo (if any) he discharged, or before any cargo be taken on board, make report at the office of the nearest Deputy Treasurer or other person legally authorised to receive the same, and pay him the tonnage duty imposed by the preceding Section of this Act; and in case any master or commander of any ship or vessel so entering as aforesaid shall neglect to make such report and also neglect to pay such duty within twenty four hours as aforesaid, he shall forfeit and pay the sum of five pounds, to be sued for with costs of suit and recovered by the Deputy Treasurer before any one of His Majesty's Justices of the Peace for the County of Charlotte, and applied to the purposes aforesaid.

III. And be it enacted, That the Commissioners so to be appointed as aforesaid or the major part of them shall have power and authority to call upon each and every of the said Deputy Treasurers, or other persons legally authorised resident within the said County, for such sum or sums of money as they or either of them may from time to time have collected under and by virtue of this Act, excepting the amount of five per centum, which it shall be lawful for such Deputy Treasurers respectively, or other persons legally authorised, to retain for the trouble of collecting the same.

IV. And be it enacted, That the said commissioners shall, at the first court of General Sessions of the Peace in the County of Charlotte yearly, render an account to the Justices of the said Sessions, of the monies from time to time received and expended by them under this Act.

V. And be it enacted, That if any person or persons shall takeaway, cut down, destroy or deface any of the said Beacons or Buoys, or any slip or other erection already erected or hereafter to be erected for the purposes of this Act, such offender or offenders shall, on due conviction thereof, by the oath of one or more credible witness or witnesses before any two of His Majesty's Justices of the Peace, forfeit and pay a sum not exceeding twenty pounds, to be applied as aforesaid, and on failure of payment thereof or for want of goods and chattels whereon to levy, such offender or offenders shall be committed by the said Justices to the County Gaol for a space of time not exceeding three months.

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.