

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1839. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1839.

2 Victoria – Chapter 39

An Act in addition to an Act, intituled “An Act to prevent Desertion from His Majesty’s Forces, and to punish, unlawful dealings with Soldiers or Deserters.” Passed 23d March 1839.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, if any Licenced Tavernkeepers or Retailer within this Province shall, under the provisions of any existing law, be convicted of directly or indirectly persuading or seducing any Soldier to desert from Her Majesty’s service, or assisting any Deserter from Her Majesty’s service, knowing him to be such, in deserting or in concealing himself from such service, or of buying, exchanging or detaining, or otherwise receiving, from any Soldier or Deserter upon any account whatever, any arms, clothing, caps or other furniture belonging to the Queen, on any such articles belonging to any Soldier or Deserter as are generally deemed regimental necessaries, according to the custom of the army, or shall exchange, buy or receive from any Soldier any provisions, unless by consent of the officer commanding the regiment or detachment to which such Soldier shall belong, it shall and maybe lawful for His Excellency the Lieutenant Governor or Commander in Chief for the time being, by and with the advice of Her Majesty’s Executive Council, to annul, abrogate and make void the Licence of such Tavernkeeper or Retailer.

II. And be it further enacted, That immediately on receiving notice of the annulment of such Licence, the said Tavernkeeper or Retailer shall thenceforth be deemed and taken to be an unlicenced person, to all intents and purposes, and shall further be disqualified from holding a Tavern or Retail Licence for the space of one year from the time of such annulment, any law or usage to the contrary thereof in any wise notwithstanding.

III. And be it enacted, That this Act shall be publicly read by the Clerk at the opening of every Court of General Sessions of the Peace in the several Counties of this Province, at the time any other Acts relating to Tavernkeepers and Retailers may be so read.

IV. And be it further enacted, That this Act shall continue and be in force until the first day of May which will be in the year of our Lord one thousand eight hundred and forty four, and no longer.