

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1849. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1849.

12 Victoria – Chapter 67 (1848)

An Act for the better prevention of Illicit Trade. Passed 30th March 1848.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the period at which this Act shall come into operation, no Spirits (except in bottle, and Spirits imported from the United Kingdom, or from Bond in any British Colonial Possession,) shall be imported into this Province in Casks or Packages of less size than to contain one hundred gallons, or in other than Decked Vessels of not less than thirty tons register; and all Spirits imported into this Province contrary to the provisions of this Act, or that may be found on board of any Vessel or Boat of less than thirty tons register, in Packages or Casks of less size than to contain one hundred gallons, within the limits of any Port or Ports of Entry in this Province, shall be seized, condemned and forfeited in like manner as other articles illegally imported.

II. And be it enacted, That all Goods, and all Ships, Vessels and Boats and all Carriages and Cattle, liable to forfeiture under any Act relating to the Provincial Revenue, shall and may be seized and secured by any Officer of the Provincial Revenue, or by any person employed for that purpose, by or with the concurrence of the Provincial Treasurer; or any Deputy Treasurer, whether previously or subsequently expressed; and also by any Sheriff or Deputy Sheriff of any County or District within this Province, or by any of Her Majesty's Justices of the Peace, or by any person who, in any place distant, more than ten miles from any Office of a Treasurer or Deputy Treasurer, shall by Warrant of any Justice of the Peace, granted upon information made on oath before him of any such forfeiture, be appointed to seize and secure any Boats, Carriages or Cattle, or any Goods or Merchandize liable to forfeiture as aforesaid; and every person who shall in any way hinder, oppose, molest or obstruct any Officer of the Provincial Revenue, or any person so employed as aforesaid, in the exercise of his office, or any person acting in his aid or assistance, or any such Sheriff, Deputy Sheriff, Justice of the Peace, or other person appointed by any, Justice of the Peace in manner aforesaid, or any person or persons acting in the aid or assistance of any such persons, shall for every such offence forfeit the sum of one hundred pounds, to be sued for and recovered and applied in manner as provided for in and by any Act or Acts relating to the Collection and Protection of the Revenue.

III. And be it enacted, That this Act shall not come into operation or be in force until Her Majesty's assent thereto shall be first had and obtained.

[This Act was left to its operation by an Order of Her Majesty in Council, dated the 31st day of October, 1848, and published and declared in the Province the 6th day of December, 1848, and specially confirmed, ratified, and finally enacted by a like Order dated the 16th day of December, 1848.]