

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1850. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1850.

13 Victoria – Chapter 8

An Act to amend the Act providing for the Collection and Protection of the Revenue of this Province. Passed 11th April 1850.

- I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That any goods which have been or shall be hereafter warehoused in some Warehouse in any Port in this Province, may, with the permission of the Treasurer or Deputy Treasurer at such Port first obtained, be removed to any other Warehouse in the same Port in which goods may be warehoused on importation.
- II. And be it enacted, That all goods which hereafter shall be removed from one Warehouse for or to another in the same Port, and all proprietors of such goods, shall be held subject in all respects to all the conditions to which they would have been held subject if such goods had remained in the Warehouse where the same had been originally warehoused.
- III. And be it enacted, That if any goods shall have been warehoused in any Warehouse, and particular security, as in such case is required, shall have been given by the importer of such goods, in respect of the same, and such goods shall have been sold or disposed of, so that the original bonder shall be no longer interested in or have control over such goods, it shall be lawful for the Treasurer, Deputy Treasurer, or other authorized officer, to admit fresh security to be given by the bond of the new proprietor of such goods, or persons having control over the same, with two sufficient sureties, to be approved of by such officer, and; to cancel the bond given by the original bonder of such goods, or to exonerate him and his sureties to the extent of the fresh security so given; and so in like manner, if any further transfer be made of the said goods, while in any Warehouse; provided that all such goods be taken out of the Warehouse by payment of Duties or for exportation, within two years from the first entry thereof.
- IV. And be it enacted, That no transfer of any goods while remaining in any Warehouse shall be valid until the new security, authorized to be taken by this Act, shall be given by the person to whom such transfer has been made, or by the person having control over the same.
- V. And be it enacted, That the Master or person in charge of any vessel, if laden, arriving inward at Saint John, and bound for Fredericton, shall make report of such vessel at the Treasurer's Office in Saint John, and shall, before proceeding up the River, take on board a tidewaiter, or other authorized officer, who shall remain on board until such vessel is duly entered at Fredericton; and any Master or person who shall neglect or refuse so to make such report, or who shall proceed up the River without taking such officer on board, shall forfeit and pay the sum of one hundred pounds.

VI. And be it enacted, That the Master or person in charge of any such vessel, on board of which any officer is so stationed, shall provide every such officer sufficient room, under the deck, or some part of the forecastle, or steerage, for his bed or hammock, and shall also provide such officer, while so on board, with good and sufficient food; and in case of neglect or refusal so to do, shall forfeit and pay the sum of ten pounds.

VII. And be it enacted, That any goods duly warehoused at any Port or place within this Province, may be delivered out of such Warehouse to be shipped as Stores for any ship or vessel of the burthen of fifty tons or upwards, bound on a voyage to any Port or place out of this Province, the probable duration of which, out and home, will not be less than thirty days; provided always, that due proof on affidavit shall be made to the Treasurer, Deputy Treasurer, or other authorized officer, by the Master or owner of the ship or vessel, that the articles to be delivered are requisite and necessary for the voyage, and are actually intended therefor.

VIII. And be it enacted, That it shall be lawful for the Treasurer or Deputy Treasurer at any Port or place in this Province, to allow the owner of any goods duly warehoused, to sort, separate, pack and repack such goods, and to make such alterations therein, or arrangements thereof, as may be necessary either for the preservation of such goods, or in order to the sale, shipment, or legal disposal of the same; provided always, that no alteration shall be made in any such goods or packages, except at such times and in such manner, and under such regulations and restrictions as the Treasurer or Deputy Treasurer shall require and direct.

IX. And be it enacted, That if any person or persons shall break open any Warehouse, or by any contrivance illegally or improperly gain access to any goods in any Warehouse established under the provisions of the Act of Assembly made and passed in the eleventh year of the Reign of Her present Majesty, intituled *An Act to provide for the collection and protection of the Revenue of this Province*, to which this Act is an amendment, every such offender shall be guilty of a misdemeanor, and liable to fine or imprisonment, or both, in the discretion of the Court where such offender may be tried and convicted.

X. And be it enacted, That the penalties hereby imposed shall be recovered and applied according to the provisions of the Act aforesaid to which this is an amendment.

XI. 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 fifty eight.