

CAP. VII.

An Act to revive an Act passed in the Twenty-third Year of the Reign of Her present Majesty, entitled "An Act for the prevention of Nuisances in the Towns of St. John's, Harbor Grace, Carbonear, and Brigus, and to amend the Laws for the prevention of Nuisances."

[Passed 1st May, 1866.]

WHEREAS it is expedient and necessary to revive an Act passed in the Twenty-third Year of the Reign of Her present Majesty, entitled "An Act for the prevention of Nuisances in the Towns of St. John's, Harbor Grace, Carbonear, and Brigus, and to amend the Laws for the prevention of Nuisances."

Preamble.

Be it therefore enacted by the Governor, Legislative Council, and Assembly, in Legislative Session convened, as follows:—

I.—The Act passed in the Twenty-third Year of the Reign of Her present Majesty, entitled "An Act for the prevention of Nuisances in the Towns of St. John's, Harbor Grace, Carbonear, and Brigus," is hereby revived, and shall be in as full effect and operation as if the said recited Act, and the several clauses therein contained, were re-enacted, except so much of the Fourth Section of the said Act as provides for the sale of Swine found wandering or straying in and about any streets, squares, lanes and passages in any of the Towns of St. John's, Harbor Grace, Carbonear, and Brigus.

23 Vic., cap. 6
revived,

Except part of
4th sec., provi-
ding for sale of
swine.

II.—The Penalties and Forfeitures imposed by virtue of an Act passed in the Twenty-fourth and Twenty-fifth Years of the Reign of Her present Majesty, entitled "An Act to make further provision for the prevention of Nuisances," and the Penalties and Forfeitures imposed by virtue of an Act passed in the Twenty-fifth Year of the Reign of Her present Majesty, entitled "An Act to amend the Laws now in force for the more speedy abatement of Nuisances, and to

Penalties un-
der 24 & 25 Vic.
cap. 3, and 25
Vic., cap. 4, re-
coverable under
23 Vic., cap. 6.

make further provision for the prevention of the same, in the Towns of St. John's, Harbor Grace, Carbonear, and other places," shall be recovered in the same manner as provided for the recovery of Penalties and Forfeitures in the Act revived by the first section of this Act.

Acts to apply to Bay Roberts.

III.—The Acts before mentioned shall also be in full force and operation in the Town of Bay Roberts.

Governor, by Proclamation, may extend Act to other districts.

IV.—It shall be lawful for the Governor in Council, by proclamation, to be published in the *Royal Gazette*, to extend the operation of this Act, and of the several Acts hereinbefore mentioned, to other districts and places in this Colony not expressly mentioned in this and the said Acts.

Courts of Session may, in certain cases, make orders for prevention of nuisances.

V.—It shall be lawful for the several Courts of Sessions in this Colony, within their several jurisdictions, to make from time to time orders for the prevention of Nuisances dangerous to personal safety or affecting Public Health, other than those mentioned in the hereinbefore recited Acts, such orders to be confirmed and approved by the Governor in Council and published in the *Royal Gazette*.

Orders of Session to have force of law.

VI.—The orders of Session mentioned in the Fifth Section, when confirmed and published, shall, at such time as may be appointed by Minute of Council, have the same force and effect as if by this Act specially enacted, under such Penalties as may be prescribed by the said orders, and recoverable in the same manner as provided for the recovery of Penalties by the said Act revived by the First Section.

Limitation of Penalties.

VII.—No Penalty imposed for any offence against any order made in pursuance of the last preceding Section shall exceed Twenty Dollars, and no term of imprisonment for any such offence shall exceed Twenty Days.