

Laws of Her Majesty's Province of Newfoundland, passed in the year 1846.

9 Victoria – Chapter 9 (Session 1)

An Act to amend an Act passed in the Third Year of His late Majesty's Reign, entitled "An Act for the more speedy abatement of Nuisances." (Passed 28th April, 1846.)

Whereas an Act was passed in the third Year of the Reign of His Late Majesty, entitled "An Act for the more speedy abatement of Nuisances," and it is expedient that the said Act should be in some respects amended:

I. Be it therefore enacted by the Governor, Council, and Assembly, in Legislative Session convened, That all such parts of the Third Section of the said Act as provide that notice shall be given to any party claiming, or who may have deposited any Filth, Rubbish, or other offensive matter, on any Street, Lane, Cove, or Place; and all such parts of the Fourth section of the said Act as limit the obligation of the Occupier or Occupiers of any House, Building, or other Premises, on the side of any Street, Lane, Cove, or Place, to remove all Filth, Rubbish, or other offensive matter, from the said Street, Lane, Cove, or Place, to cases where such Filth, Rubbish, or other offensive matter, shall have been placed or deposited thereon by such Occupier or Occupiers; and also all such parts of the Ninth Section as permit Dogs having Collars on their Necks to go at large without Logs; and also, the Tenth Section of the said Act; shall be, and the same are, hereby repealed.

II. And be it further enacted, That in all cases where any Dog shall be allowed to run or go at large, contrary to the provisions of this and the said Act, it shall and may be lawful for any one of Her Majesty's Justices of the Peace to cause such Dog to be destroyed; and it shall be lawful for any person whomsoever to take and seize all Swine or Goats going at large, contrary to the provisions of this and the said Act; and upon proof thereof, upon the Oath of one credible Witness, before any one of Her Majesty's Justices of the Peace, such Swine or Goats respectively shall be forfeited and sold, unless the Owner or Owners thereof shall, within Forty-eight Hours after such seizure, redeem the same by payment of such Fine, not exceeding Five Shillings, as such Justice shall impose, together with all costs and expenses : Provided that where any Swine or Goat not having been redeemed as aforesaid, shall, in consequence thereof, be sold, one-half the proceeds thereof shall be paid to the party seizing such Swine or Goat, and the other half to the Treasurer for the uses of the Colony.