

fore whom such person shall have been convicted to commit such offender to the common gaol of the district until he shall pay and satisfy such fine, forfeiture or penalty together with the reasonable charges attending such conviction.

Provided nevertheless, that no person or persons so committed shall in any case be detained in custody longer than the space of one calendar month.

II. *And be it further enacted by the authority aforesaid,* that no persons who have been discharged from his Majesty's service as non-commissioned officers shall be obliged to serve in any station in the Militia of this Province inferior to that which they held in his Majesty's service, unless having been non-commissioned officers in the said Militia they may have been reduced according to law.

Of non-commissioned officers discharged from the King's service.

III. *And be it further enacted,* that the exemption extended to the several persons stated in the twenty-first clause of an Act passed in the thirty-third year of his Majesty's reign, entitled "an Act for the better regulation of the Militia of this Province" shall extend to all Militia officers having served under and by virtue of a commission from any of his Majesty's Governors or Lieutenant Governors in America.

Further exemption from serving in the Militia.

C H A P. III.

An Act to empower the Commissioners of the Peace for the Midland District, in their Court of General Quarter Sessions assembled, to establish and regulate a Market in and for the Town of Kingston in the said District.

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[July 9th, 1801.]

WHEREAS it is expedient for the convenience of the inhabitants of the Midland District, that a Market should be established at Kingston in said District, and that the times and place for holding such Market should be

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ascertained, Be it enacted by the King's most excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of, and under the authority of an Act passed in the Parliament of Great Britain, entitled an Act to repeal certain parts of an Act passed in the fourteenth year of his Majesty's reign, entitled "an Act for making more effectual provision for the government of the Province of Quebec in North America, and to make further provision for the government of the said Province," and by the authority of the same, That from and after the passing of this Act, it shall and may be lawful for the Commissioners of the Peace in the Midland District in their Court of General Quarter Sessions assembled, and they are hereby authorized and empowered to fix upon and establish some convenient place in the Town of Kingston as a Market, where butchers meat, butter, eggs, poultry, fish, and vegetables shall be exposed to sale; and to appoint such days and hours for that purpose, and to make such other orders and regulations relative thereto, as they shall deem expedient.

Market erected at Kingston.

Orders and regulations.

Fines for offences.

II. *And be it further enacted by the authority aforesaid,* That the said Commissioners shall be, and they are hereby authorized and empowered to impose such fines, not exceeding twenty shillings, for any offence committed against such rules and regulations, as to them in their discretion shall seem requisite and proper.

Publication of rules, orders & regulations.

III. *And be it further enacted by the authority aforesaid,* That all such orders, rules, and regulations shall be published by causing a copy of them to be affixed in the most public place in every Township in the said District, and at the doors of the Church and Court House of the said Town of Kingston, and that such orders, rules and regulations shall not be in force until three weeks after such publication.

Mode of levying and application of fines.

IV. *And be it further enacted by the authority aforesaid,* That if any person shall transgress the orders and regulations so made by the said Commissioners, such person shall for every such transgression, forfeit the sum, which in every such order, rule and regulation shall be specified to be recovered by information before any one Commissioner of the Peace upon the oath of one credible witness, and to be levied by warrant under the hand and seal of such Commissioner, upon the goods and chattels of such offender, and that one moiety of the sum so levied shall go to the informer, the other moiety shall be paid into the

hands of his Majesty's Receiver General, to and for the use of his Majesty, his heirs, and successors, for the public uses of this Province, and towards the support of the Government thereof, to be accounted for to his Majesty through the Commissioners of his Treasury for the time being, in such manner and form as it shall please his Majesty to direct.

C H A P. IV.

A BILL to ratify and confirm certain Provisional Articles of Agreement entered into by the respective Commissioners of this Province and of Lower Canada, at Quebec, on the second day of February, one thousand eight hundred and one, relative to Duties and for carrying the same into effect, and also to continue an Act passed in the thirty-ninth year of his Majesty's reign.

[July 9th, 1801.]

MOST GRACIOUS SOVEREIGN,

I. WHEREAS articles of Provisional Agreement were made and entered into at Quebec on the second day of February in the forty-first year of Your Majesty's reign by the Commissioners nominated and appointed on behalf of the Province of Upper Canada by his Excellency Peter Hunter, Esquire, Lieutenant Governor of the said Province, by commission bearing date the twenty-third day of July, in the fortieth year of Your Majesty's reign, in pursuance of and under the authority of an Act passed in the thirty-sixth year of your Majesty's reign entitled, "an Act to authorize the Lieutenant Governor to nominate and appoint Commissioners for the purposes therein mentioned," and the Commissioners nominated and appointed on behalf of the Province of Lower Canada, by an Act of the Provincial Parliament thereof, passed in the fortieth year of Your Majesty's reign, entitled "an Act for appointing Commissioners to treat with Commissioners appointed, or to be appointed by the Province of Upper Canada, for the purposes therein mentioned," which articles are as follows :

Provisional agreement recited