

CHAP. IX.

AN ACT to prevent the Sale of Spirituous Liquors to Indians.

[Passed 16th April, 1835.]

Preamble:

WHEREAS the Indians residing at the Grand River, Credit, Muncey, and other places in this Province, have petitioned that the sale, barter, exchange or gift, of any distilled Spirituous Liquors by any person or persons whatsoever to any Indian Man, Woman or Child, shall be strictly prohibited by Law and summarily punished; *And whereas* it is expedient to promote the peace, comfort, prosperity and happiness, and for the better regulation of the Indians of this Province that the prayer of their petitions should be granted: *Be it therefore 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 fifth day of January next after the passage of this Act, it shall not be lawful for any person to sell, barter, exchange or give, to any Indian Man, Woman or Child, within this Province, any kind of Spirituous Liquors in any shape, manner or way, or cause or procure the same to be done for any purpose whatever, under the pains and penalties to be inflicted by the authority of this Act.

Sale of Spirituous
Liquors to the Indians
prohibited after 5th
January 1836

Penalty not exceed-
ing £5 recoverable
before any Justice

Application of Fines.

II. And be it further enacted by the authority aforesaid, That it shall and may be lawful for any Justice of the Peace of any District where any offence against the provisions of this Act shall have been committed, upon the testimony of one or more credible witness or witnesses, to fine the offender for each and every offence so complained of in a sum not exceeding Five Pounds, which, together with the costs attending the same, shall be levied and collected and applied in the same manner as fines and penalties are now collected and applied under the Act for the summary punishment of Petty Trespasses, to be applied to the improvement of the Roads through the section of the country where the offence was committed; *Provided always,* that the penalty in this Act mentioned shall not be incurred by the furnishing to any Indian any Spirituous Liquor by a Medical man in case of sickness, or under the direction of any Medical man.

III. *And be it further enacted by the authority aforesaid,* That this Act shall be in force for four years, and from thence to the end of the then next ensuing Session of Parliament. Act limited to four years.

CHAP. X.

AN ACT to promote the Public Health, and to guard against Infectious Diseases in this Province.

[Passed 16th April, 1835.]

TO guard against the introduction of Malignant, Contagious and Infectious Diseases, and for the preservation of the Public Health of the Province—*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 it shall and may be lawful for the Governor, Lieutenant Governor, or Person administering the Government of this Province, by and with the advice and consent of His Majesty's Executive Council, from time to time to appoint three or more persons in each and every Town of this Province, and in such other places as may be deemed necessary, to act as Health Officers within the limits of the Town or place for which they shall be so appointed. Preamble. Lieutenant Governor and Council to appoint Boards of Health.

II. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for such Health Officers, or any two of them, as often as they shall think necessary, in the day time, to enter into and upon the premises of the persons resident within the limits of the Town or place for which they shall have been so appointed, and to examine the same; and if upon such examination it shall be found that the said premises are in an unclean or filthy state, or that any matter or thing exists thereon, which in their opinion may endanger the Public Health, it shall and may be lawful for such Health Officers, or any two of them, to order and direct the proprietor or occupant of such premises, to cleanse the same, and to remove whatsoever shall or may be found thereon, which, Their power and duties.