

Laws of His Majesty's Province of Upper Canada in North America, passed in the year 1824.
York: Charles Fothergill, 1824.

5 George IV – Chapter 30

An Act to make more ample Provision for Regulating the Police of the Town of Kingston. Passed Jan. 19th, 1824.

Whereas it is expedient to make mere ample Provision for Regulating the Police of the Town of Kingston:—

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 an Act passed in the fifty-sixth year of His Late Majesty's Reign, entitled, "Act to Regulate the Police within the Town of Kingston," be, and the same is hereby repealed.

II. And be it further Enacted by the authority aforesaid, That it shall and may be lawful for the Magistrates assembled in General Quarter Sessions for the Midland District, or the majority of them, to make, ordain, constitute, and publish, such prudential rules and regulations as they may deem expedient, relative to the Harbour of Kingston, to watching, paving, lighting, keeping, in repair, cleansing and improving the Streets of the said Town, regulating Slaughter-houses and Nuisances, to enforce the said Town Laws relative to Horses, Swine, or Cattle of any kind running at large in Towns; relative to the inspection of Weights and Measures, Fire-men and Fire-companies; and also to regulate the Assize of Bread.— Provided always, that nothing herein contained shall extend or be construed to extend, to the regulating or ascertaining the price of any commodities, or articles of provisions, other than Bread that may be offered for sale.— Provided also, That such Rules and Regulations be not contrary to, or inconsistent with, the Laws and Statutes of this Province.

III. And be it further Enacted by the authority aforesaid, That the Magistrates in Quarter Sessions assembled for the Midland District, or the major part of them, in the month of April in each and every year, may raise by Assessments, from the persons rated upon any Assessments for property in the Town of Kingston, a sum not exceeding One Hundred Pounds in any one year, for purchasing and keeping in repair Fire-Engines, Ladders, Buckets, and other utensils for the extinguishing of fires, and for making any ether necessary improvements in the said Town, exclusive of the sum such person may be rated for in and upon any other Assessment of this Province; and in order to carry the said Assessment into effect, it shall be the duty of the Clerk of the Peace for the Midland District to select from the General Assessments of the said Midland District, a list or Assessment of the Ratable Property that each and every person owns or possesses

in the said Town of Kingston, ready to be laid before the Magistrates in Quarter Sessions assembled for the Midland District in April in each and every year.

IV. And be it further Enacted by the authority aforesaid, That such Assessment, aforesaid, shall be raised, levied, collected, and paid, in proportion to the sum that such person is rated for upon any Assessment he may possess or hold in the said Town of Kingston, and subject to such rules and regulations as may be made by the Magistrates in Quarter Sessions for the said District, for the purpose of raising, collecting and paying any sum collected to the Treasurer of the said District, which said sum shall be applied from time to time, in such manner, for the purposes aforesaid, as the Magistrates in Quarter Sessions assembled, or a majority of them, shall direct and appoint.

V. And be it further Enacted by the authority aforesaid, That the Magistrates in General Quarter Sessions of the Peace, or the major part of them, as often as they shall make and publish any such rules and regulations for the purposes aforesaid, may make, ordain, limit, and provide such reasonable fines against the offenders of such rules and regulations as they may think proper, not exceeding Forty Shillings for any one offence, to be prosecuted before any Commissioner of the Peace of the Town of Kingston, 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 the one moiety of the sum so levied shall go to the informer, and the other shall be paid to the Treasurer of the said District for the use of the said Town.

VI. And be it further Enacted by the authority aforesaid, That in every case where any person, after twenty-four hours notice left in writing at the dwelling-house of such person, shall refuse or neglect to do, or cause to be done, any service or work regarding the Police, which, by any rule made as aforesaid, he or she may be required to do, it shall and may be lawful for any Justice or Justices before whom the complaint shall have been brought, to direct the Road-master for that division, or any Constable, to employ some other person, for reasonable consideration, to perform such service or work so refused or neglected to be done; and the person who shall have disobeyed such rule or order, shall, over and above the penalty annexed to the breach of the same, pay such reasonable sum as shall have been allowed to the person who performed the service or work in his or her stead; which additional sum shall be levied in like manner as is herein provided in respect to the penalties for offences against this Act.

VII. And be it further Enacted by the authority aforesaid, That every such rule and regulation so made as aforesaid, before it shall have effect, shall be published in some Public Paper in the said Town, and also be posted up in three or more public places in the said Town.