

Laws of Her Majesty's Province of Upper Canada, passed in the year 1840. York: Robert Stanton, 1840.

3 Victoria – Chapter 21

An Act to continue and make perpetual parts of an Act passed in the fifty-ninth year of the reign of His late Majesty King George the Third, entitled, “An Act to alter the Laws now in force for granting Licenses to Innkeepers, and to give to the Justices of the Peace, in General Quarter Sessions assembled for the respective Districts, authority to regulate the Duties hereafter to be paid on such Licenses,” and for other purposes therein-mentioned. Passed 10th February, 1840.

Whereas it is necessary to repeal certain parts of an Act passed in the eleventh year of the reign of His late Majesty King George the Fourth, entitled, “An Act to revive and continue with certain modifications an Act passed in the fifty-ninth year of the reign of His Majesty King George the Third, entitled, ‘An Act to alter the Laws now in force for granting Licenses to Innkeepers, and to give to Justices of the Peace in General Quarter Sessions assembled for their respective Districts, authority to regulate the Duties hereafter to be paid on such Licenses,’” and also to make perpetual certain parts of an Act passed in the fifty-ninth year of the reign of His Majesty King George the Third, entitled, “An Act to alter the Law now in force for granting Licenses to Innkeepers, and to give to Justices of the Peace in General Quarter Sessions assembled for their respective Districts, authority to regulate the Duties hereafter to be paid on such Licenses: Be it therefore enacted by the Queens 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 the third and fifth clauses of the said recited Act, passed in the eleventh year of the reign of His late Majesty King George the Fourth, be and the same are hereby repealed.

II. And be it further enacted by the authority aforesaid, That in granting the Certificate required by law, it shall and may be lawful for the Justices to direct the Inspectors of the several Districts to receive from the person taking out any License for keeping a Public House or Inn, such sum as they or the majority of them assembled, as by law provided, shall adjudge just and proper, according to the situation of such Inn: Provided always that no greater or less sum shall be imposed or required than is authorised by the fourth Section of the said recited Act, passed in the eleventh year of the reign of His said Majesty King George the Fourth.

III. And be it further enacted by the authority aforesaid, That the first, fifth, sixth and seventh clauses of the said above-recited Act, passed in the fifty-ninth year of the reign of His Majesty King George the Third, be and the same are hereby continued and made perpetual.

IV. And be it further enacted by the authority aforesaid, That all moneys arising from the granting of Licenses to Innkeepers, and all Fines and Penalties levied and collected upon and from persons

keeping a House or place of Public Entertainment for retailing Wine, Brandy, Rum, or any other Spirituous Liquors without a License, shall be appropriated and applied to the general uses of this Province, and the support of the Civil Government thereof.

V. And whereas it is expedient to amend and make permanent, with the exception of so much of the same as provided that no part of any penalty shall be given to any Informer, an Act passed in the sixth year of His late Majesty's reign, entitled, "*An Act to repeal and amend certain parts of an Act passed in the thirty-sixth year of the reign of King George the Third, entitled, 'An Act to amend an Act for regulating the manner of Licensing Public Houses, and for the more easy conviction of persons selling Spirituous Liquors without a License, and for other purposes therein-mentioned'*": Be it therefore further enacted by the authority aforesaid, That the said Act passed in the sixth year of His late Majesty's reign, shall be and the same is hereby continued and made perpetual, with the exception of so much of the same as provides that no part of any penalty shall be given to any Informer.