

THE NEW-BRUNSWICK ROYAL GAZETTE.

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The Gazette.

NOTICE.

By Command of His Excellency the LIEUTENANT-GOVERNOR.

THE Persons now occupying ST. ANDREWS ISLAND, in PASSAMAQUODDY BAY, and all others whom it may concern, are hereby required to shew cause before the LIEUTENANT-GOVERNOR in Council, on the First Tuesday in June next, why the said ISLAND should not now be granted.

H. H. CARMICHAEL, D. S.
Fredericton, 29th February, 1820.

His Excellency the LIEUTENANT-GOVERNOR having received the following communication from His MAJESTY'S Ministers, the same is made public for the information and guidance of all concerned.

By Command of His Excellency,
H. H. CARMICHAEL, D. S.

Downing Street, 6th Dec. 1819.

SIR,

It having been thought expedient, by Royal Proclamation dated the 20th ultimo, to call in the old Mediterranean Passes granted by the Lords Commissioners of the Admiralty for the protection of Vessels against the Barbary Cruizers, and that new Passes should be granted for that purpose, I herewith transmit, for your information and guidance, an order which His Royal Highness the Prince Regent has been pleased to issue upon this occasion.

"I have the honor to be,

&c. &c.

(Signed) "BATHURST."

Major General Smyth, &c. &c. &c."

At the Court at Carlton House, the 20th of November 1819. Present,
His Royal Highness THE PRINCE REGENT in Council.

WHEREAS the Commissioners for executing the Office of High Admiral of Great Britain, &c. have represented to His Majesty at this Board, that it may have happened, either by Accident or undue Means, that several Passes granted for the Security of the Ships and Vessels belonging to His Majesty's Subjects trading in the Way of the Cruizers belonging to the States of Barbary, have fallen into the Hands of Foreigners, who by Colour of such Passes may carry on their Trade; His Royal Highness the Prince Regent, in the Name and on the Behalf of His Majesty, hath taken the same into His Royal Consideration, and judging it necessary to put a speedy Stop to such indirect Practices, which do not only tend to the Prejudice of His trading Subjects, but may occasion a Misunderstanding between His Majesty and the Governments on the Coast of Barbary; hath therefore thought proper, by and with the Advice of His Majesty's Privy Council, to order, That the present Form of Passes made use of by His Majesty's Subjects trading to the Mediterranean, or to other Parts of the World, in the Way of the Rovers of Barbary, as also the peculiar Form of Passes used by His Majesty's Subjects inhabiting the Town and Garrison of Gibraltar, be altered, and others of a new Form made out and issued in their Stead, under the same Rules and Regulations as were established by Order in Council of the 14th Day of June 1722, so far as the same remain unaltered by the Regulations made by His Majesty's Orders in Council bearing Date respectively on the 28th of August 1776, on the 31st of December 1783, on the 3d of Nov. 1802, and by the Order of this Day's Date, and according to the further Regulations contained in the said Orders; but that the Passes in the present Form be allowed to continue in force for all Vessels sailing from the Ports of the United

Kingdom of Great Britain and Ireland during the present Year, in order to give sufficient Time to our Trade to be furnished with Passes of the new Form: and that after the Expiration of that Time, no Passes but those of the new Form be considered as valid, except in the case of Vessels returning from Foreign Voyages, where they cannot be timely furnished with new Passes; and that in such Cases the Passes of the present Form do continue in force during the Terms herein-after mentioned; that is to say,

For Vessels returning from the Ports to the Northward of the Straights of Gibraltar, and those within the Mediterranean, to the 31st of March 1820:

For Vessels returning from the West Indies, or North America, and the Western Coasts of Africa, to the 30th of June 1820:

For Vessels returning from the East Indies, and all other distant Parts, to the 30th of June 1821:

And to the End that His Majesty's Pleasure hereby signified, may be made known in the most Public manner and without Loss of Time, His Royal Highness the Prince Regent, in the Name and on the Behalf of His Majesty, hath this Day issued His Royal Proclamation, to notify the same to all His Subjects whatsoever, and to require all such of them as have old Passes in their Possession, that they do on or before the Expiration of the Periods above mentioned respectively, return the same (excepting such as are before excepted) into the Admiralty Office, or to the Collectors of the Customs at the Out-Ports of the United Kingdom of Great Britain and Ireland, or to His Majesty's Governors abroad, and take out Passes of the new Form in lieu thereof, according to the Regulations established by Order in Council on the said 14th of June 1722, so far as the same remain unaltered by the Regulations made by His Majesty's said Orders in Council, bearing Date respectively on the 28th of August 1776, on the 31st of December 1783, on the 3d November 1802, and by the Order of this Day's Date, and according to the further Regulations contained in the said Orders.

And whereas many Merchant Ships belonging to His Majesty's Subjects, continue several Years trading from Port to Port in the Mediterranean, without returning Home, whereby they cannot conveniently get their Passes exchanged; His Royal Highness hath been therefore pleased to order, that upon the Application of any Owner of such Ships, or other substantial Merchant, to the Office of the Admiralty of Great Britain, &c. and his making Oath of the Property of the Ship; and that Three-fourths of her Company are His Majesty's Subjects according to the Act of Navigation, or such other Proportion as may be authorized by Act of Parliament, and entering into Bond for the Return of the Pass at the End of the Term therein mentioned, the Lords Commissioners of the Admiralty do grant a new Pass, and send the same to such of His Majesty's Consuls in the Mediterranean as the said Owner or Merchant shall desire, with Directions to the Consul, upon Application to him, from the Master of the Ship for which the Pass is made out, and surrendering up the old Pass, and entering into Bond (of the Form hereunto annexed) for the Return of such new Pass, to deliver the said new Pass to him, transmitting the old one, with the Bond, to the Admiralty Office.

And His Royal Highness doth hereby order and direct the Governor, Lieutenant Governor, or Commander in Chief for the Time being, of His Majesty's Foreign Governments and Plantations respectively, that upon Application made to them for the Delivery of any Pass for the Use of any Ship or Vessel belonging to His Majesty's Subjects, (such Ship or Vessel having

Three-fourths of her company His Majesty's Subjects, according to the Act of Navigation, or such other Proportion as may be authorized by Parliament), they do take care strictly to adhere to the several Declarations established by the said Order in Council of the 14th of June 1722, so far as the same remain unaltered by the Regulations made by His Majesty's Orders in Council, bearing Date respectively on the 28th of August 1776, on the 31st of December 1783, on the 3d of November 1802, and by the Order of this Day's Date, and to the further Regulations contained in the said last-mentioned Orders in Council, so far as the same relate to them.

Whereof the Governor, Lieutenant Governor, or Commander in Chief of His Majesty's Province of New-Brunswick for the Time being, and all others whom it may concern, are to take Notice, and govern themselves accordingly.

CHEWYND.

An Act for the further increase of the Revenue of the Province.

PASSED the 25th of March 1820.

WHEREAS it is expedient to increase the Revenue of this Province...

I. Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly, that from and after the passing of this Act, a Duty of seven shillings and six pence per Ton shall be laid upon all Plaster of Paris, otherwise called Gypsum, that shall be brought or imported into the County of Charlotte, in this Province.

II. And be it further enacted, that the Lieutenant-Governor or Commander in Chief for the Time being, is hereby authorized and empowered, by and with the advice of His Majesty's Council, by warrant under his hand and seal, to appoint some fit and discreet Person as a preventive officer, with power and authority to enforce the payment of the duty herein before imposed upon all Plaster of Paris imported or brought into the County of Charlotte, and to prevent the evasion thereof; and for the purpose of carrying the provisions and regulations of this Act into full effect; which person when so appointed, shall give Bonds to His Majesty in the sum of six thousand Pounds, with two sufficient Sureties in three thousand Pounds each, and shall be sworn to the faithful discharge of his Duty: and shall keep a Public office, either at Indian Island, so called, or at Snug Cove on the Island of Campo-Bello, in Passamaquoddy Bay: which officer so appointed and named, is hereby authorized and required to visit in his own person, or cause to be visited by any person or persons by him employed in and by virtue of this Act, any Ship or Vessel having Plaster of Paris on Board, and which shall arrive or come within the County of Charlotte aforesaid, or being in any Port or Place within this Province, and shall and may either by himself or other person or persons so by him employed as aforesaid, demand the Register and other Papers of such Ship or Vessel: which Register and other papers as aforesaid, shall be deposited at the office of the Preventive officer aforesaid, and there remain until the duty by this Act imposed shall be satisfied and paid.

III. And be it further enacted, that the Master, Owner, or Consignee of every Ship or Vessel having any Plaster of Paris on Board, which shall arrive or come within the County of Charlotte aforesaid, shall within twenty four hours after her arrival, and before bulk is broken, make report and entry under Oath, at the office of the Preventive officer aforesaid (who is hereby authorized and required to administer the same) of the Vessel's name, the Port or Place at which such Vessel shall have laden her cargo, and the number of Tons of Plaster of Paris, such cargo shall consist of, and such Master, Owner or Consignee shall de-

posit and leave the Register and other Papers of such Ship or Vessel as aforesaid in the office of the Preventive officer aforesaid; which Register and papers as aforesaid, shall be and remain in the said office, until the duty by this Act imposed shall be paid.

IV. And be it further enacted, that if any Master, Owner, or Consignee, or any other person or persons whatsoever, shall land, or attempt to land from any Ship or Vessel, on any of the Shores, Coves, Harbours, Creeks or Places, within the County of Charlotte, or shall reshipe or attempt to reshipe from on board any Ship or Vessel, any Plaster of Paris on board any Boat or other Vessel within the said County of Charlotte, before report and entry shall be made, as in the next preceding Section of this Act is required, and a permit first had and obtained from the Preventive officer aforesaid, to land or unlade such Plaster of Paris, which permit the said Preventive officer is hereby authorized and required to give, and for which he shall take and receive two shillings and nine pence, and no more, such Ship or Vessel from which such Plaster is landed, or from which such Plaster is reshipped or put on Board any other Vessel or Boat, shall be deemed by this Act to be forfeited, together with her Boat or Boats, Tackle and Apparel. And all Plaster of Paris that shall be found on board such Vessel, and be detained, and information shall and may be thereupon made by His Majesty's Attorney General, in the Supreme Court of this Province, and proceeding had to condemnation and sale, according to the course of the said Court: and upon such condemnation and sale thereof, the proceeds, after deducting the costs and charges of prosecution, shall be paid into the Province Treasury for the use of the Province. Provided always that no Vessel so seized and prosecuted shall or may be Bonded, but the same be proceeded against without delay to condemnation.

V. And be it further enacted, that for the better enforcing of this Act, the Preventive officer aforesaid, may, and he is hereby authorized to employ one or more Boat or Boats, not exceeding three, and one or more men, not exceeding ten, to work and manage the said Boat or Boats: and the said Boat or Boats so employed, and every Vessel that may be seized by virtue of this Act, shall, while they are under the immediate care and direction of the Preventive officer as aforesaid, wear and carry at the mast-head, or on some conspicuous part of the Rigging of such Boat or Boats, or Vessel, a Red Burgee Flag, with the word "Preventive" in white letters inscribed thereon.

VI. And be it further enacted, that if any Master or Commander of any Ship or Vessel having Plaster of Paris on Board, in any Port or Place within this Province, shall refuse when thereunto demanded by virtue of this Act, to deliver the Register and other Papers to the Preventive officer, or to such other Person by him appointed by virtue of this Act, such Ship or Vessel of which such Master or Commander shall so refuse to deliver such Register and other Papers as aforesaid, shall be deemed and taken to be forfeited, and prosecuted, and the proceeds to be applied in manner and form as is provided in and by the third section of this Act; and any Master of any Ship or Vessel, or any other person or persons whomsoever, who shall insult or attempt to insult, abuse, or resist any officer appointed by this Act, while in the execution of any of the duties enjoined by this Act, and being convicted thereof upon any Bill, Pleint, or Information to be had or made before any Court of Justice, having competent jurisdiction to try the same, shall forfeit and pay the sum of fifty Pounds, with costs, for each and every offence; which fine when recovered shall be paid over to the Treasurer of the Province for the use of the same.

VII. And be it further enacted, that