

Wm Chipman Esq

THE NEW-BRUNSWICK ROYAL GAZETTE.

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The Gazette.

By His Excellency Major-General GEORGE STRACEY SMYTH, Lieutenant-Governor and Commander-in-Chief of the Province of New-Brunswick, &c &c &c.
G. S. SMYTH.

A Proclamation.

WHEREAS the General Assembly of this Province stands prorogued to Wednesday the fourth of this instant September: I have thought fit further to prorogue the said General Assembly, and the same is hereby prorogued to the first Wednesday in December next ensuing.

GIVEN under my Hand and Seal at Fredericton, the third day of September, in the year of our Lord one thousand eight hundred and twenty-two, and in the third year of His Majesty's Reign.

By His Excellency's Command,
Wm. F. ODELL.

BY AUTHORITY.

City of Saint John,
19th August, 1822.

WHEREAS His Excellency The Lieut. Governor hath received, by the July Packet, from England, the following Acts, passed by the Imperial Parliament, viz.---

"An Act to regulate the Trade between His Majesty's Possessions in America and the West-Indies; and other Places in America and the West Indies."---Also,

"An Act to regulate the Trade between His Majesty's Possessions in America, and the West Indies, and other Parts of the World."

Which said Acts are to go into operation immediately: All Persons concerned therefore are desired to take Notice and govern themselves accordingly.

By His Excellency's Command,
GEORGE SHORE.

Province of New-Brunswick.

THOMAS WYER, Esq. one of the Justices of the Common Pleas of the County of Charlotte, to all whom it may concern.

NOTICE is hereby given, that upon the application of Elisha Andrews, of the Parish of Saint Andrews in the County of Charlotte, Esq. to me duly made, I have directed all the Estate as well real as personal within the Province of New Brunswick, of James Turnbull, Blacksmith, late of Saint Andrews in the said County, which said James Turnbull is departed from the said Province, and hath not resided within the same, for the term of three month next preceding the aforesaid application of the said Elisha Andrews; to be seized and attached, and that unless the said James Turnbull doth return and discharge his said debts within three months from the publication hereof, all the Estate as well real as personal of the said James Turnbull within the Province aforesaid, will be sold for the payment and satisfaction of the Creditors of the said James Turnbull.

Dated at Saint Andrews, this 24th day of May, 1822.

THOMAS WYER, J. C. P.

NOTICE.

Secretary's Office, 29th June, 1822.

WARRANTS on the Province Treasury will in future, when they are signed by the LIEUTENANT-GOVERNOR, be lodged at the Treasurer's Office in Saint John.

By the Hon. WARD CHIPMAN, one of the Justices of His Majesty's Supreme Court of Judicature for the Province of New-Brunswick.

To all to whom it may concern, Greeting: WHEREAS it having been sufficiently attested before me, on the part of Joshua Hughson, of the City of Saint John, Merchant, that William Dougall, late of the City of Saint John, Mariner, is justly indebted to the said Joshua Hughson, in the sum of five hundred and ten pounds, over and above all discounts, and also proved to my satisfaction that the said William Dougall, departed

from the Province after the said debt was contracted, and has not resided within the Province for the term of six months preceding this date: Pursuant to the Act of the General Assembly in such case made and provided, I have directed all the Estate as well real as personal within this Province, of the said William Dougall, to be seized and attached, and that unless the said William Dougall, do return and discharge the said debt or debts within six months from the publication hereof, all the Estate as well real as personal of the said William Dougall, within this Province, will be sold for the payment and satisfaction of the Creditors of the said William Dougall.

Dated this twenty-first day of August, in the year of our Lord one thousand eight hundred and twenty-two.

WARD CHIPMAN.

Head of the Bill for re uniting the Provinces of Upper and Lower Canada, as amended in the Committee of the House of Commons: and ordered to be printed.

Clauses.

1--Repeals so much of 31 Geo. 3. c. 31, as provides for separate Legislatures.

2--Establishes one Legislature for both Provinces, to be called "The Legislative Council and Assembly of the Canadas," and how their Acts are to be sanctioned by his Majesty.

3--The present Members of the Legislative Council of each Province to continue, and rank according to the date of their Mandamuses--other members may be added.

4--Only persons qualified by 31 Geo. 3. can be members of the Legislative Council, with like rights, &c. and limitations, &c. as thereby directed and established.

5--The Governor to appoint the Speaker of the Legislative Council.

6--The present Assemblies to constitute the Assembly of the Canadas until 1st July 1825, unless sooner dissolved.

7--The Upper Canada Act of 60, Geo. 3, for increasing the number of their Representatives, to remain in force.

8--New Counties may be made in Lower Canada, out of the New Townships, of not less than 6 in each, with one Member of Assembly for each County--such Counties and the Counties now represented by one Member each, may be increased to two Members each, when the Governor shall deem it expedient. The whole number of members for each province shall not exceed sixty.

9--No Act, altering the number of Representatives shall have effect, unless passed by two thirds at least of the members present at the second and third reading.

10--The provisions of 31 Geo. 3. c. 31, respecting Elections, to remain in force.

11--New Assembly to be called, as hereinafter provided.

12--Writs of Election to be issued and returnable as now.

13--Establishes qualifications for persons to be elected, viz: £500 sterl. in Lands and Tenements in one or other Province, over and above all rents and incumbrances--such to be held in free-hold fief, or roture--prescribes the Oath to be taken by Candidates.

14--Swearing falsely therein made perjury.

15--Trials of contested Elections to be the same as now in respect to the provinces to which they have reference until altered by the new legislature.

16--Two Members of the Executive Council in each Province, to be appointed by the Governor to be in the Assembly, to sit, debate, and with all other powers of Members, voting excepted.

17--Sittings, dissolutions, and prorogations to be as may be ordered by the Governor. The first meeting not to be later than 1st Sept. 1823--and once every 12 months afterwards--the Governor to appoint the place of meeting.

18--The duration of the Assembly to be 5 years, unless sooner dissolved.

19--The Majority of voices present to decide questions in each House of the Le-

gislature--when the voices are equal, the Speaker to have a casting vote.

20--No Member of either house to vote, until he has taken the Oath prescribed by 31 Geo. 3. c. 31.

21--Royal Assent to be given or reserved as by that Act.

22--Laws now in force to continue until altered by the united Legislature.

23--Privileges of Members, as they now are, to be continued.

24--All written proceedings in either house shall be in the English language--at the end of 15 years all debates to be in English.

25--Persons professing the Religion of the Church of Rome, are to continue in the enjoyment of it, and the clergy of that Church to enjoy their accustomed dues and rights, as heretofore, and as is prescribed by the 14 Geo. 3.

26--The same restrictions are continued in respect to Acts of the new Legislature, touching Religion, &c. as are prescribed by 31 Geo. 3. cap. 31.

27--Papers directed to be laid before the present legislature, are to be laid before the joint Legislature.

28--Salaries and allowances to Officers of the Legislature to continue until otherwise provided for by a legislative act.

29--Tenures of land may be changed upon such considerations or commutations as the Governor by instructions or the advice of the Executive Council shall see just. When a new grant issues in consequence of such change, no allotment of land for a Protestant Clergy shall be necessary.

30--His Majesty may commute with his censitaires for obtaining a release from all feudal dues in any censer of fief of his Majesty in either Province.

31--Goods, wares, and merchandize of the growth, produce, or manufacture of the United States, enumerated in the Schedule A. may be imported by land or inland navigation in British, American vessels or Carriages, into any port or place where a Custom House is or shall be established by the Governor and Executive Council.

32--Duties to be payable on the above as by the Schedule, B.

33--Provido, That if there be Provincial duties thereon less than those--then the difference only is to be collected under this act, and if they exceed--then the Provincial duties are to be those to be levied.

34--The Tonnage duties on American vessels and boats shall be the same as are payable on British in the United States.

35--Where the duties are payable *ad valorem*, the value to be ascertained as prescribed by an act of this session respecting the West Indies.

36--If payment of duties be refused, the goods may be sold.

37--6d sterling per gallon on Rum from the United Kingdom or British dominions in Europe, to be levied in addition to the Provincial duties now payable thereon.

38--Provides for the payment and appropriation of those duties for the use of the Provinces of Upper or Lower Canada.

39--Every thing may be exported from Canada to the United States but arms or naval stores, which must have a licence from the Secretary of State.

40--Act of 7th and 8th of King William for preventing frauds in the plantation trade is continued, except in so far as is altered by this act.

41--Prescribes how penalties are to be recovered.

42--Trade between Newfoundland and Canada encouraged, by allowing a drawback of duties paid in the former, when exported to the latter.

43, 44, & 45--Regulate the mode of so doing--and direct from what funds in Newfoundland payable--also within what period claimable.

46--All duties payable in either Province, at the close of the last session of the Legislature in each respectively, are continued until 1st February, 1825, unless sooner repealed by an act of the joint Legislature--where duties now payable extend beyond 1st Feb. 1825, they are to continue as the acts imposing them direct--Provided, That no duty shall be enacted upon articles "imported before the commencement of this act, which they were not subject to at the time of importation."

47--Regulates the appropriation of Revenues which may be received before 1st, Feb. 1825, unless the Legislature shall make provision for such parts thereof, as would by law have been at the disposal of the Legislatures had this act not been passed.

48--Establishes the mode of settling by arbitration the disputes between the Provinces about Revenue since 1st July, 1819, levied under Provincial Acts, as also of a proportion of that accruing under British Acts.

49--Power of the arbitrators defined.

50--Witnesses produced before them to be sworn.

51--Mode of appointing arbitrators in case of vacancies.

52--Their award to be final.

53--Award, how to be certified, and sum how to be paid.

54--Gives in the mean time to Upper Canada one fifth of all duties levied in Lower Canada upon importations from Sea from 1st July, 1819, and before 1st July 182 -- warrants to issue therefor on 1st January and 1st July in each year.

55--After 1st July 182 the proportion to Upper Canada of such duties for next four years, shall be what arbitrators appointed as above shall determine--provided that if a Legislative Act shall pass for determining such proportion--or provide other means for ascertaining it--or shall dispense with the necessity of such ascertainment--then the provision for appointment of arbitrators shall cease. After 1st July 182, in default of such determination as above of proportion of duties--or

56--of such provision therefor being made--the proportion last ascertained shall be paid, and warrants issue for the same accordingly--provided that if subsequent arbitrators after the proportion so paid, they shall have a right so to do, if they shall see it fit and just.

57--The proportion of duties which shall belong to each province according to the distribution of this Act, and all other Revenue raised in each, shall remain in the Treasury thereof to the use of each Province respectively, subject to the Acts of appropriation whether British or Provincial that at present exist, and to such other Acts as may be passed by the United Legislature for appropriating to the use of each Province such portion of its Revenue respectively, as may by law be at the disposal of the Legislature thereof.

Provided, that if the United Legislature shall make permanent provision for the expense of administering justice, and the support of the civil government in both Provinces, the revenue above such provisions, which may hereafter be levied in both Provinces, and which shall be subject to the Legislature thereof, may thenceforth by an Act or Acts of the Legislature of the Canadas, be appropriated in common to the use of both or either of the said Provinces.

58--General issue clause.

SCHEDULE A.

Asses	Lumber
Barley	Logwood
Beans	Mahogany and other
Biscuit	wood for Cabinet
Bread	wares
Beaver, and all sorts	Masts
of Fur	Mules