

CAP. XXXVII.

An Act for more effectually securing the Navigation of the River and Harbour of Saint John, in the City and County of Saint John.

Passed 13th April 1844.

‘WHEREAS a number of Mills have been erected for the manufacture of Lumber along the banks of the River, and around the Harbour of Saint John, in the City and County of Saint John, and great quantities of slabs and edgings are there cut and thrown into the said River and Harbour, thereby filling up the channel, injuring the anchorage, and obstructing the navigation thereof;

Preamble.

Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, any person or persons who may be the owner or owners of any Mill or Mills already erected, or that may be erected on or near any part of the Banks or Shores of the River or Harbour of Saint John, or of any Bay, Cove, Creek or Stream falling into the said River or Harbour of Saint John, within the City and County of Saint John, for the manufacture of Lumber of any description, or any person or persons who may be engaged in manufacturing Lumber in any such Mill or Mills, who shall throw, or cause, suffer or permit to be thrown by any person or persons who may in any way be employed by them, any slabs, edgings, rinds, bark, or chips made or cut at any such Mill or Mills, or shall suffer or permit the same, or any part thereof to fall, roll or float into any part of the said River or Harbour of Saint John, within the said City and County of Saint John, or into any Bay, Cove, Creek or Stream falling into the said River or Harbour, within the said City and County, every such owner of such Mill or Mills or other person or persons manufacturing Lumber at any such Mill or Mills, or any person or persons whether interested in the manufacture of such Lumber or otherwise, offending against the provisions of this Act, shall forfeit and pay a fine for every such offence of a sum not exceeding twenty pounds, nor less than one pound, to be recovered, with costs of suit, before any two of Her Majesty's Justices of the Peace for the City and County of Saint John, at the suit of the Treasurer of the said County for the time being, on the oath of one or more credible witness or witnesses, and to be levied by warrant of distress and sale of the offender's goods and chattels; and if no goods or chattels can be found whereon to levy the same, then the offender or offenders to be committed by the warrant of the Justices to the Common Gaol of the said City and County, there to remain for any time not exceeding fifty days, unless the amount of such fine and costs shall be sooner paid; and such fine, when recovered, shall be paid into the hands of the Treasurer of the said County, for the public uses thereof: Provided always, that no conviction under this Act shall be had or recorded against any Mill owner or manufacturer aforesaid for a breach of this Act by any other person or persons who may have become *bonâ fide* purchasers of any of the articles aforesaid, or may have obtained the same for their own use or for consumption, unless the said Mill owner or manufacturer may have been privy or consenting thereto, for the purpose of getting clear of the cuttings and rubbish aforesaid.

Throwing slabs, edgings, &c., from Mills erected on the River Saint John, or Harbour or Creeks falling into the River, within the City and County of Saint John.

Penalty.

Recovery.

Application.

CAP. XXXVIII.

An Act to provide for a Drawback upon Flour exported in certain cases.

Passed 13th April 1844.

‘WHEREAS by virtue of an Act, intituled *An Act imposing Duties for raising a Revenue*, passed in the present Session, a Duty is imposed upon Wheat imported into this Province, and it is deemed expedient that in all cases of such Wheat being manufactured into Flour for the purpose of exportation, a Drawback be allowed on such Flour equivalent to the amount of Duty paid on the Wheat from which the same shall have been made, and being such as has been imported and paid Duty as aforesaid;

Preamble.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, whosoever shall export or carry out of this Province, by sea, any superfine Wheat Flour, which shall have been manufactured from Wheat imported into this Province, and upon which a Duty has been paid, shall be entitled to and shall be allowed a Drawback or allowance of the whole amount of such Duty, that is to say, for every barrel of superfine Wheat Flour, of one hundred and ninety six pounds, so

Drawback allowed on exported Flour made from imported Wheat on which Duty has been paid.