

license may be obtained by any other person for the remainder of the said term, on his entering into the like recognizance as aforesaid.

8. No Inn Keeper or Tavern Keeper who shall sell upon trust or credit any liquors, mixed or unmixed, to any person, shall have any remedy therefor, in law or equity; and if any bill, bond, note, mortgage, or other security or conveyance, shall be made and delivered, the consideration or any part of which shall be proved to be liquors sold, the same shall be deemed to be fraudulent and void in all Courts of justice; and if any pawn or pledge shall be left by any person with any Tavern Keeper or Inn Keeper for liquors sold, any Justice of the Peace of the City and County of Saint John, on complaint and proof of the same, shall order the said pawn or pledge to be restored, and shall further convict the Tavern Keeper or Inn Keeper who may have received the same, in a penalty not exceeding five pounds for each offence.

9. No Tavern Keeper or Inn Keeper shall permit any apprentice to any profession or trade, or any servant, or any person under the age of sixteen years, or any Indian, or noted vagrant, to sit or remain drinking in his house or on his premises; nor sell or give, or suffer to be sold or given to any such person any liquors, unless in the case of any apprentice, servant, or person under age, as aforesaid, by the order or consent of the master, parent, or guardian of any such apprentice, servant, or person under age, under the penalty of five pounds.

10. No Tavern Keeper, Inn Keeper, or wholesale dealer, shall sell any liquors, mixed or unmixed, on the Lord's Day, commonly called 'Sunday,' under a penalty not exceeding five pounds and not less than two pounds for every offence: Any person being seen on the Lord's Day leaving the premises of any Tavern Keeper, Inn Keeper, or wholesale dealer, in a state of intoxication, shall be deemed sufficient evidence whereon to convict of the offence aforesaid, unless the party charged shall make it appear to the satisfaction of the Magistrate before whom the prosecution shall take place, that no such liquors were on that day sold or given, directly or indirectly, to such intoxicated person by the party charged, or by any one in his employ or under his control.

11. Any Tavern Keeper, Inn Keeper, or wholesale dealer, selling or offering for sale, or having in his possession, any liquors, knowing the same to have been illegally imported, shall forfeit the sum of five pounds, and his licence shall be annulled, and he shall not be deemed eligible to receive any other licence whatsoever for two years then next ensuing.

12. If any Tavern Keeper, Inn Keeper, or wholesale dealer shall directly or indirectly persuade or seduce, or attempt to persuade or seduce, any soldier to desert from Her Majesty's service, or sailor or marine from Her Majesty's Navy, or shall assist any such soldier, or sailor, or marine, in deserting or concealing himself from such service in the army or navy, or shall buy, exchange, detain, or otherwise receive any arms, clothing, caps, or other furniture or accoutrements belonging to the Queen, or to any such soldier, sailor, marine, or deserter, which are generally deemed regimental necessities according to the custom of the army, or necessities according to the custom of the navy, or shall exchange, buy, or receive from any soldier, sailor, or marine, any provisions, unless by consent of the officer in command under whom any such person may be, it shall be lawful for the Governor in Council

to annul the licence of the holder thereof, who shall thenceforth be deemed an unlicensed person, and shall be disqualified from holding or obtaining any licence whatever for one year from such annulment.

13. Any Tavern Keeper or Inn Keeper convicted of enticing, seducing, harbouring, or concealing any articed seaman or apprentice, shall not only forfeit his licence, but also be disqualified from holding a Tavern Licence for the space of one year from the time of conviction.

14. The Clerk of the Peace of the City and County of Saint John, as soon as may be after every General Sessions at which licenses may be granted, or returned by him as aforesaid, shall transmit to the Town Clerk of the several Parishes in the County a list of persons licensed as aforesaid; and the Town Clerks shall make diligent enquiry, and make known to the Police Magistrate, when within his jurisdiction, or the nearest Justice to be found, when not, if any person be guilty, or suspected to be guilty, of any breach of the provisions of this Act, or of any regulations made in virtue thereof, in order that the offender may be prosecuted; for which duty the Justices in General Sessions shall make such remuneration out of the contingencies as the nature of the services shall warrant, which services shall be certified by the Magistrate aforesaid.

15. Whenever the Grand Jury shall present any one as selling without licence, or offending against this Act, such presentment shall forthwith be transmitted by the Clerk of the Peace, to the Police Magistrate of the City of Saint John, or of the Parish of Portland, or to some Justice of the Peace, by order of the Court, when not within the Police Magistrate's jurisdiction.

16. The Mayor of the City of Saint John may ask, demand, and receive for every licence by him to be granted under the Charter of the City, any such sum as he and the person petitioning for such licence shall agree upon, not to be less in the case of a wholesale licence than the sum of twelve pounds ten shillings, and in the case of a Tavern Licence, of the sum of seven pounds ten shillings; to be applied to the public use of the Corporation of the City of Saint John; but this Act is not in any other respect to interfere with any of the rights already given, in granting licences for the sale of liquors, to the Corporation of the City.

17. At the opening of every General Sessions, it shall be given in charge by the Court to such Grand Jury, to make diligent enquiry and presentment of all persons found or suspected to be guilty of any offence against this Act.

18. All penalties recovered for any offence under this Act, shall be paid to the County Treasurer for the public contingencies of the County, if incurred in the County, and to the Chamberlain of the City, if incurred there; and shall be proceeded for in the name of the County Treasurer if incurred out of the City, and in the name of the Chamberlain if within the City.

19. In this Act, unless there be something in the context to the contrary, the word "Liquor or Liquors," shall mean wine, brandy, gin, whiskey, ale, porter, strong beer, or any other fermented, distilled, alcoholic, or intoxicating liquors, mixed or unmixed in any manner.

20. No liquors shall be sold in any booth or shed, or in any place whatever where any public meeting or gathering of people may take place, or within one mile thereof, unless the same be in the City of Saint John, or some Town of the City