Registrar's office

Novis Acts

1844

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NEVIS.

No. 1--1877

An Act to revive the Act No 4 of 1876 entitled "An Act to impose a tax upon Horses and Mules, Carriages and other Vehicles."

(L. S.)

I assent,

GEORGE BERKELEY.
Governor.

Preamble

WHEREAS an Act passed in the Thirty ninth year of Her Majesty's Reign entitled "An Act to impose a tax upon Horses and Mules, Carriages and other Vehicles" expired on the twelfth day of February last, and it is expedient to revive the same.

Enactment

BE it enacted by the Governor and the Legislative Assembly of Nevis as follows :--

Continues Act No. 4 of 1876 to 31st Dec. 1877.

That the above recited Act is hereby revived from the said twelfth day of February last, and shall continue in force until the thirty first day of December 1877. Provided nevertheless that whenever the word "April" occurs in the above-recited Act, the word "August" shall be substituted therefor.

Passed the Legislative Assembly the twelfth day of April A. D. 1877.

CHARLES FOSTER.
Clerk Leg. Assembly.

Dated at Antigua the eighth day of May 1877, in the Fortieth year of Her Majesty's Reign.

NEVIS.

No. 2--1877

An Act to make provision for the payment of Fees for the Registration of Deeds.

(L. S.)

I assent,

GEORGE BERKELEY.
Governor.

BE it enacted by the Governor and Legislative Assembly of Nevis as follows:--

Registrar to receive fees, not to perform any duty of the office until fee is paid.

1. There shall be paid to the Registrar of Deeds, or other Officer for the time being performing the duties of the Office of Registrar, the fees and charges set out in the Schedule "A" to this Act, for the Public uses of this Presidency. And the Registrar of Deeds, or other Officer for the time being performing the duties of the office of Registrar, as the case may be, shall refuse to receive any Deed, Will, Document or Paper for record, or to allow any search, or to commence to make any copies from the books of the Registrar, or any certificate, or to be present at or witness any acknowledgment, or to perform any of the duties of the office for any person, unless such person shall previously pay the fees or charges chargeable or payable under this Act.

Fees to be paid into Treasury.

2. The fees and charges hereby made payable shall be paid into the Treasury for the Public uses of the Presidency.

Registrar not to act as attorney &c or to receive any gratuity.

3. It shall not be lawful for the Registrar of Deeds, or other Officer for the time being performing the duties of the office of Registrar, or any Clerk in his Office, to act as attorney, agent, or adviser of the Plaintiff, Defendant, or other suitor or person in any action, suit, or other matter in any Court, or to give advice in any law matter, or to act as a Conveyancer, or to accept any gratuity for the performance of any duty in connection with the Registrar of Deeds Office.

Passed the Legislative Assembly the 31st day of May A. D. 1877.

CHARLES FOSTER
Clerk Leg. Assembly.

Dated at Antigua the fifth day of June 1877 in the Fortieth year of Her Majesty's Reign.

Schedule "A."

	£.	s.	d.
For recording every Deed or other writing per folio of 90 words,		1	6
For every acknowledgment		6	0
For copying any record per folio of 90 words		1	6
For every certificate		8	0
For every attendance of Registrar to take an acknowledgment in Town,		12	0
For every attendance of Registrar to take an acknowledgment in the Country, besides the hire of conveyance		16	0
For swearing each surety to a recognizance before the Registrar on a sale of lands and tenements by the Provost Marshal,		8	0
For searching records, each year		1	0

Duly proclaimed by me this 7th day of June A.D 1877

J. MAYNARD.
Provost Marshal.

NEVIS.

No. 3--1877

An Act to amend an Act of this Presidency entitled "An Act to impose a tax upon all Dwelling-houses and other Build- in this Presidency."

(L. S.)

I assent,

GEORGE BERKELEY.
Governor.

Preamble

WHEREAS it is deemed expedient to provide for the remission of the tax payable under the provisions of an Act entitled "An Act to impose a tax upon all Dwelling-houses and other Buildings in this Presidency" in-cases of persons who through indigent circumstances are unable to pay the same.

Enactment

BE it enacted by the Governor and the Legislative Assembly of Nevis as follows :--

Application for a remission of House tax to be forwarded to Chairman of board of assessors ten days before tax becomes payable.

1. Except in this present year, every application made as hereinafter provided, for the remission of House tax, must be forwarded to the Chairman of the Board of Assessors not later than ten days before the tax becomes payable.

Persons unable thro' poverty to pay tax, to make application to Board of Assessors for remission of same. Governor may remit tax on recomendation of Board Assessors.

2. Any person who through poverty is unable to pay the tax assessed under the authority of the above-recited Act, may make application to the Board of Assessors for the remission of such tax; and such Assessors shall, if they think fit, recommend the remission of the tax; and it shall be lawful for the Governor, or in his absence for the President, upon such recommendation to remit the tax.

Duration of Act.

3. The duration of this Act shall be concurrent with that of Act No 8 of 1876.

Passed the Legislative Assembly the 31st day of May A. D. 1877.

CHARLES FOSTER,
Clerk Leg. Assembly.

Dated at Antigua the fifth day of June 1877 in the Fortieth year of Her Majesty's Reign.

Duly proclaimed by me this 7th day of June A.D 1877

J. MAYNARD.
Provost Marshal.

NEVIS.

No. 4--1877

An Act to make further provision for the Service of the Presidency for the year One thousand eight hundred and Seventy-six.

(L. S.)

I assent,

GEORGE BERKELEY,
Governor.

WHEREAS it is expedient to make further provision for the Service of the Presidency for the year One thousand eight hundred and Seventy-six.

BE it enacted by the Governor and the Legislative Assembly of the said Presidency as follows:--

The sum of £865, 5, 8 granted for service of 1876.

There shall be and there is hereby granted to Her Majesty Her Heirs and Successors, in addition to the sum already granted, the further sum of Eight hundred and sixty five pounds, five shillings and eight pence, for the Services hereinafter mentioned, viz:—

Schedule.

For Pensions, Allowances & Gratuities	£ 7	17	8
" Administration of Justice	10	11	8
" Rents	15	19	6
" Conveyance of Mails	2	1	8
" Works and Buildings	123	5	5
" Burial of Paupers	1	6	0
" Printing and Stationery	69	9	5
" Vaccination	23	10	0
" Burial Certificates	0	2	0
" Fire Brigade	20	14	2
" Miscellaneous Payments	337	13	4
" Arrears of year 1875	252	14	10
	£ 865	5	8

Passed the Legislative Assembly the 31st. day of May 1877.

CHARLES FOSTER.
Clerk Leg. Assembly.

Dated at Antigua the Fifth day of June 1877 in the Fortieth year of Her Majesty's Reign.

Duly proclaimed by me this 7th day of June A.D 1877

J. MAYNARD.
Provost Marshal.

NEVIS.

No. 5.--1877.

An Act relating to contagious or infectious diseases among Cattle and other animals.

(L. S.)

I assent,

GEORGE BERKELEY,

Governor.

BE it enacted by the Governor and Legislative Assembly as follows :—

Title of Act.

1. This Act may be cited as "The Contagious diseases (Cattle) Act 1877."

Interpretation of terms.

2. "Cattle" shall mean Horse, Mare, Gelding, Colt, Filly, Mule, Ass, Bull, Cow, Ox, Heifer, Calf, Sheep, Goat, or Pig.

"Cattle disease" shall mean the Rinderpest or disease commonly called the Cattle plague, and pleuro pneumonia and all other infectious, contagious, or epidemic diseases.

"Owner" shall mean the person owning or in possession or charge of any cattle for any other person.

Governor or President may appoint a cattle Inspector.

3. It shall be lawful for the Governor, or in his absence the President, from time to time as occasion may require, to appoint one or more provisional Cattle Inspector or Inspectors, at such remuneration as the Governor, or in his absence the President, in Council, may think fit, for the purposes and with the powers hereinafter mentioned.

Cattle Inspector or Inspector of Police may visit

4. Any such cattle Inspector, or any Inspector of Police or Officer in charge of Police, may at all reasonable times visit any Estate or premises, and enter any field, pen, stable, shed,

Payment of Inspectors of cattle and other expenses incurred under this Act.

15. It shall be lawful for the Governor, or in his absence the President, to issue his Warrant to the Treasurer for the payment of the salaries of any Inspectors appointed under this Act, and for payment of any other necessary expenses that may be lawfully incurred under it.

Contravention against this Act, how punished.

16. All persons acting in contravention of any of the provisions of this Act, shall be liable upon conviction, to a penalty not exceeding Twenty pounds, together with the costs if ordered, or in default of payment within such period as the Magistrate shall at the time of the conviction appoint, to imprisonment in the Common Gaol for any period not exceeding six months.

Penalties under this Act how recovered and appropriated.

17. Any penalty for any offence against this Act shall be enforced in the manner directed by and under the provisions of the Act of the Leeward Islands No. 14 of 1873, and one moiety of the penalty shall be paid to the Public Treasurer, and one moiety to the Informer.

Governor in Council may suspend and renew operation of Act.

18. It shall be lawful for the Governor in Council from time to time to suspend the operation of this Act, or any part thereof, and for such period of time as may be thought expedient, and again to revive the same, or any part thereof.

Passed the Legislative Assembly the 23rd day of August A. D. 1877

CHARLES FOSTER

Clerk Leg. Assembly.

Dated at Antigua the 31st. day of August 1877, in the 41st year of Her Majesty's Reign.

Dnly published at the town of Charlestown in the Presidency of Nevis this 6th day of September 1877.

J. T. THIBOU

Acting Provost Marshal.

NEVIS.

No. 6--1877.

An Act to repeal an Act entitled "An Act to impose a License upon Boats, and to regulate the carriage of passengers in them," and to make other provisions in lieu thereof.

(L. S.)

I assent,

GEORGE BERKELEY,

Governor.

WHEREAS it is expedient to repeal an "An Act to impose a license upon all un-registered vessels and boats and to regulate the carriage of passengers in them," and to make other provisions in lieu thereof.

BE it therefore enacted by the Governor and Legislative Assembly as follows:—

1. The Act No 13 of 1876 shall be and the same is hereby repealed.

Repeal of former Acts.

2. An Act of this Presidency entitled "An Act to regulate the carriage of passengers in boats and canoes from this Island" and dated the 12th day of February 1868 is hereby repealed.

Owners of unregistered Boats to take out license.

3. Every person resident within this Presidency possessed of any unregistered vessel or boat, shall within thirty days after the coming into operation of this Act, or in any subsequent year within seven days of his acquiring possession of any unregistered vessel or boat, appear before the Treasurer, at his Office in Charlestown, and there make a return of such unregistered vessel or boat, and shall pay to the said Treasurer, for the use of the Public Service of this Presidency, the

sum of one shilling for each and every foot of keel of such unregistered vessel or boat, and shall produce such unregistered vessel for inspection and measurement by the said Treasurer at the Public wharf, in the town of Charlestown, within the time limited above for making the said return.

Treasurer to grant license

4. The Treasurer, upon being satisfied that the return made as in the next preceding Section directed is correct, and upon receiving the above mentioned tax shall give to such person making the said return a license according to the Form in Schedule A to this Act annexed and such license shall continue in force for twelve calendar months from the date of the making of the return as in the next preceding section is directed to be made, and shall have such unregistered vessel or boat marked with the number which he shall assign, such number to be painted on each bow in plain figures four inches long, and to be contained in a circle; and in the case of a sailing vessel or boat such number also to be marked in the centre of the main-sail, on each side of it; and the figures forming the number so marked on the main-sail shall be one foot in length and painted black.

Registry of licenses

5. The Treasurer shall enter in a book, to be kept by him for such purpose, the name, the number, and the name of the owner of such boat, so licensed as aforesaid.

No boat to traffic within port or bays without being licensed.

6. And whereas it is of frequent occurrence that boats from the neighbouring Islands ply for hire within the port and bays of this Island, be it therefore enacted that no boat shall ply for hire within, or trade or traffic, or fish with any Seine among any of the bays of this Island, without taking out a license and conforming to all such rules as are applicable to boats belonging to this Island.

Provisions as to carrying passengers

7. No boat less than twelve feet keel shall carry any passengers from this Island.

8. No open or unregistered vessel or boat of any size whatever shall take passengers from this Island of a greater number than at the rate of one for every two feet of keel, exclusive of the captain and two other persons concerned with him in the management of such vessel or boat.

Penal clause

9. Any person committing any breach of the provisions of this Act shall forfeit and pay to Her Majesty, for the use of this Presidency, a sum not exceeding forty shillings, to be recovered in a summary manner on a complaint to be preferred before a Resident District Magistrate by any of the persons whose duty it shall be to attend to the regulations contained in this Act.

Duties of Revenue & Police officers under Act.

10. It shall be the duty of all Revenue officers and Police Constables to attend to the regulations contained in this Act, and to bring any offender to trial, and if any Revenue officer or Police Constable, or any other person not being an officer, shall bring any information home to conviction of the offender, such Revenue officer or Police Constable, or other such person shall be entitled to receive a sum not exceeding one fourth of the fine imposed upon and received from such offender.

Duration of Act.

11. This Act shall be and continue in force for the term of two years from the date of publication.

Short Title.

12. This Act may be cited as the "Boat License Act 1877."

SCHEDULE A.

NEVIS. NO.

LICENSE is hereby granted to the Boat
of feet of keel whereof
(of the parish or otherwise of) is owner, to traffic among the Ports and Bays of this Island for twelve months from the date hereof.

Given under my hand this day of
in the year of our Lord

Treasurer

Passed the Legislative Assembly the 23rd day of August one thousand eight hundred and Seventy seven.

CHARLES FOSTER,
Clerk Leg. Assembly.

Dated at Antigua the 8th day of September 1877 in the Forty-first year of Her Majesty's Reign.

Duly published at the town of Charlestown in the Presidency of Nevis this 21st day of September 1877

E. A. WEBBE,
Acting Provost Marshal.

NEVIS.

No. 7--1877

An Act to establish a Registry of Voters for the election of Members of the Legislative Assembly of Nevis.

(L. S.)

I assent,

GEORGE BERKELEY,

Governor.

WHEREAS it is expedient to establish a register of all persons entitled to vote in the election of members to serve in the Legislative Assembly of Nevis:

BE it enacted by the Governor and Legislative Assembly of Nevis as follows:—

No person entitled to vote until he shall be registered as a voter.

No person shall be entitled to vote in the election of a member or members to serve in the Legislative Assembly, unless he shall have been duly registered according to the provisions hereinafter contained; and no person shall be so registered in any year in respect of any qualification which according to the provisions of this Act would confer the right of voting, unless he shall have had, held, and enjoyed such qualification in accordance with the provisions of section 2 of Act No 23 of December 27th 1831. Provided that where any Lands, Tenements, or rents which would otherwise confer the right of voting shall come to any person at any time within the said period of twelve months by descent, succession, marriage, marriage-settlement, devise, or appointment to any office, such person shall be entitled in respect thereof to have his name inserted as a Voter in the election of a member or members of the Assembly in the list then next to be made by virtue of this Act as hereinafter men-

Proviso

tioned and upon being duly registered according to the provisions hereinafter contained to vote in such election: Provided also that in case any election shall take place after any such person shall become so qualified and previously to the period of registration, every such person shall be entitled to vote at such election, although not registered.

Electors,--when their claims to vote shall be made.

Proviso.

2. Every person who shall be entitled to vote in the election of members to serve in the Assembly for any parish in this Presidency in respect of any property or other ground of qualification arising or situate in any such parish, shall between the first and last days of October in every year, deliver or cause to be delivered to the Resident District Magistrate for the Presidency of Nevis, a notice of his claim as such Voter according to the form contained in Schedule A to this Act annexed, or to the like effect: Provided that after the formation of the register to be made in each year as hereinafter is mentioned, no person whose name shall be upon such register for the time being of Voters shall be required thereafter to make any such claim as aforesaid so long as he shall retain the same qualification

Resident District Magistrate shall on on or before 10th November in every year make list of persons claiming to vote.

Proviso in respect to doubtful claims.

List of persons claiming to vote to be posted on Court House door.

3. The said Resident District Magistrate shall on or before the Tenth day of November in every year, prepare and make out in alphabetical order, a list according to form marked C in the annexed schedule, of all persons who on or before the Thirty-first day of October then next preceding shall have claimed as aforesaid, or shall be upon the register for the time being (if any), and in every such list the christian and surname of every person with the place of his abode and the nature of his qualification shall be written as the same are stated in the claim or register, and the said Resident District Magistrate if he shall have reasonable cause to believe that any person whose name shall appear in such list is not entitled to vote or to have his name upon the register then next to be made, shall add the words "objected to" against the name of every such person in the margin of such list; and the said Resident District Magistrate shall on the three last Saturdays in the month of November affix or cause to be affixed a copy of such list upon the principal door of the Court House in the town of Charlestown, and on the principal door of the Police office in the several parishes in this Presidency,

stating that such list will be revised, and that all objections to any claim to vote mentioned in such list will be heard by the said Resident District Magistrate at a time and place to be mentioned in such notice.

As to objections to Electors.

4. In every year, every person who shall be upon the register for the time being for any parish, or who shall have claimed to be inserted in any list for the then current year for any parish, may object to any other person upon the list of Voters for such parish as not having been entitled on the Thirty-first day of October of the then current year to have his name inserted in the list of Voters for such parish; and every person so objecting, and also the Resident District Magistrate so objecting in the manner hereinbefore mentioned, shall on or before the last Saturday in the Month of November in such year give or cause to be given to the person so objected to, or leave or cause to be left at his place of abode, a notice in writing according to the form marked B in the Schedule annexed hereto, or to the like effect, and a copy of such notice shall likewise be given at the same time to the Resident District Magistrate of the said Presidency, and every such notice of objection shall be signed by the party so objecting or by the Resident District Magistrate as aforesaid.

Objections to Electors--how decided.

5. The said Resident District Magistrate shall hold a a special sitting for the purpose hereinbefore mentioned on some day between the first and seventh days of December in each year, at the Police Court of each parish, and in the Court House for the town of Charlestown, of which Public notice shall be given by advertisement seven days at least before such sitting, at which special sitting such Resident District Magistrate shall produce the list of Voters which shall have been prepared and made out as hereinbefore directed, and such Resident District Magistrate shall retain on such list the names of all persons to whom no objection shall have been made as aforesaid; and such Resident District Magistrate shall also retain in such list the name of every person who shall have been objected to by any person, unless the party so objecting shall appear by himself or by some one on his behalf in support of such objection, and when the name of any person inserted in such list shall have been objected to as aforesaid, and the person so objecting shall appear by himself or by some one in his behalf, in support of such ob-

Correcting of lists of Voters.

jection, such Resident District Magistrate shall require it to be proved that the person so objected to was entitled on the last day of October then next preceding to have his name inserted in such list in respect to the qualification therein described; and in case the same shall not be proved to the satisfaction of such Resident District Magistrate, or in case it shall be proved that such person was then incapacitated by any Law from voting, such Resident District Magistrate shall expunge from the said list the name of every such person, and shall also expunge from the said list the name of every person who shall be proved or be known to him to be dead, and shall correct any mistake which shall be proved or known to him to have been made in the said list. Provided that no person's name shall be expunged from such list, except in case of his death, unless such notice as is hereinbefore required in that behalf shall have been given to the Resident District Magistrate. nor unless such as is hereinbefore required in that behalf shall have been given to such person or left at his place of abode as aforesaid.

Electors' name omitted in list, may, upon notice being given, be inserted in revised list.

6. If it shall happen that any person who shall have given to the Resident District Magistrate due notice of his claim to have his name inserted in such list as aforesaid shall have been omitted by such Resident District Magistrate from such list, it shall be lawful for him upon the revision of such list to insert therein the name of the person so omitted, in case it shall be proved to him or he shall be satisfied that such person was entitled on the last day of October then next preceding to be inserted in such list of Voters.

Powers of Magistrate.

7. The Resident District Magistrate holding any such special sitting shall have power to adjourn the same from day to day or to any day not beyond seven days next after the first day of such sitting; and such Resident District Magistrate shall have power to administer an oath to all persons making objections to the insertion or omission of any name in such list as aforesaid, and to all persons objected to or claiming to be inserted in such list, or claiming to have any mistake corrected or any omission supplied in such list, and to all witnesses who may be tendered on either side; and such Resident District Magistrate shall in open Court finally determine upon the validity of all claims and objections.

Copies of revised lists of voters to be transmitted to Clerk of Assembly & Provost Marshal.

Marshal shall record lists.

8. The Resident District Magistrate at such special sitting, shall cause two fair copies to be made of such lists as revised as aforesaid, and shall sign his name at the foot of every such revised list; and the list so signed shall be forthwith transmitted by the said Resident District Magistrate, one copy to the Clerk of the Assembly, and one copy to the Provost Marshal, to be kept in his office; and the Provost Marshal shall forthwith copy the said list into a book, which shall be the register of persons entitled to vote at any election of a member or members to serve in the Assembly for any parish to which each such list shall relate for one year from the first day of January next after the time of the receipt thereof by the said Provost Marshal, and further until the return to him by the Resident District Magistrate of another or subsequent list for the same parish, and every person shall have access thereto, or to the said book, without payment, and any person shall be entitled to a copy of any such list on payment of one shilling to the Provost Marshal, which fee shall be paid by him into the Public Treasury for the uses of this Presidency.

Marshal to furnish Magistrate with certified copies of lists annually.

9. For the better enabling the said Resident District Magistrate to prepare the lists as hereinbefore directed, the Provost Marshal for the time being shall, on or before the first day of October in every year, transmit to the said Resident District Magistrate a certified copy of the existing register (if any) of Voters as aforesaid.

Mode of proceedings at elections.

10. In all elections, no enquiry shall be permitted at the time of polling as to the right of any person to vote, except only as follows, that is to say; the returning officer shall, if required on behalf of any Candidate, put to any Voter, at the time of his tendering his vote, and not afterwards, the following questions, or any of them, and no other.

Questions to be put to Electors.

First—Are you the same person whose name appears as A B on the register of Voters now in force for this parish?

Second—Are you in possession of the same qualification?

Third--Have you already voted at this election?

And if required to do so by any elector, the returning Officer shall then administer to each Voter the following oath :--"You "do swear that you are the same person whose name ap- "pears as A B on the register of Voters now in force for

"this parish and that you are now in possession of the "same qualification and that you have not before voted "at the present election for this parish—So help you God," and no elector shall hereafter at any election be required to take any oath, except as aforesaid, either in proof of his age, qualification, or right to vote; and no person claiming to vote at any such election shall be excluded from voting thereat, except by reason of its appearing to the Returning Officer, upon putting such questions as aforesaid, or any of them, that the person so claiming to vote is not the same person whose name appears on such register as aforesaid, or that he is not in possession of the same qualification, or that he has previously voted at the same election, or except by reason of such person refusing to take the said oath: Provided that when any person shall under this Act be entitled to vote without having been registered, he shall make proof thereof, by oath, to the satisfaction of the Returning Officer.

Penalty on returning officer if guilty of wilful misfeasance.

11. That every Provost Marshal, Returning Officer, or other person or Public Officer required by this Act to do any matter or thing, shall for every wilful misfeasance or wilful act of commission or omission contrary to this Act, forfeit to any party aggrieved, the penal sum of Fifty pounds sterling, or such less sum as the Jury before whom he may be tried in any action to be brought for the recovery of the before mentioned sum shall consider just to be paid to such party, to be recovered by such party, with full costs of suit, by action of debt in the Supreme Court: Provided that nothing herein contained shall be construed to supersede any remedy or action against any Returning Officer according to any Law now in force.

Bribery.

Penalty.

12. If any person shall bribe any person entitled to vote at any election to give his vote or to forbear giving his vote at such election, every such person so offending shall forfeit for each such offence the sum of Fifty pounds, with full costs of suit, to be sued for by any person in the Supreme Court, within six months next after such offence commmitted.

False oaths to be deemed Perjury.

13. Every person taking any oath under or required by this Act, who shall wilfully swear falsely, shall be deemed guilty of perjury, and punished accordingly.

Magistrates decision may be appealed against to

14. It shall be lawful for any person who shall be aggrieved or dissatisfied with any decision of the Resident District Magistrate before mentioned, to appeal therefrom to any

any Judge of the Supreme Court.

Judge of the Supreme Court, within three months aft decision, and the Judge, on the hearing of such appeal make order for retaining, inserting, or expunging th of any person in or from any list of Voters which sha been returned into the Office of the Provost Marshal time being, as to the Judge may seem just; and every list shall, if necessary, be thereupon amended by the sa vost Marshal in accordance with such order.

Construction of terms.

15. In the construction of this Act, the words "Provos shal" shall apply to any officer executing or appointed cute the duties of returning Officer, and the words "Re Officer" shall apply to every person executing or appo execute the duties under this Act of Provost Marshal.

Repeals Act No. 97 of 1860.

16. The Act of this Island No 97 intituled "An Ac tablish a Registry of persons qualified to vote at the of members of the House of Assembly of this Island," be and the same is hereby repealed.

SCHEDULE A.

FORM OF NOTICE OF CLAIM TO BE GIVEN TO THE RESIDENT DISTRICT MAGISTRATE

TO THE RESIDENT DISTRICT MAGISTRATE OF THE PRESIDENCY OF NEVIS

I HEREBY give you notice that I claim to be inserted in the List of Voters for the Parish of and the particulars of my qualification are as stated below

MARGIN FOR OBJECTION.	CHRISTIAN NAME AND SURNAME OF EACH VOTER AT FULL LENGTH.	NATURE OF QUALIFICATION.	STREET, OR OTHER LIKE PLACE WHERE THE PROPERTY IS SITUATE, NAME THE PROPERTY IS KNOWN BY.

SCHEDULE B.

To Mr. (here insert the name and place of abode of the person objected to, as it is set forth in the List.)

Take notice that I object to your name being retained on the List of Voters for the of in this Presidency.

Dated this day of 18

(Signed) A. B. on the List of Voters for the of in the said Presidency.

SCHEDULE C.

LIST OF VOTERS FOR THE OF IN THE PRESIDENCY OF NEVIS.

Margin for Objections.	Christian name & Surname of each Voter at full length, and place of abode.	Nature of Qualification.	Street or other like place where the property is situate; Name of the property, if known by any or other description; Name of the tenant &c

Parish of Nevis the day of 18

A. B. Resident District Magistrate.

(Here insert the day appointed by the Resident District Magistrate for revising the above List and for hearing objections to claims, to be also duly signed by the said Resident District Magistrate.)

Passed the Legislative Assembly the 13th day of September A. D 1877.

CHARLES FOSTER.
Clerk Leg. Assembly.

Dated at Antigua the twentieth day of September 1877, in the Forty-first year of Her Majesty's Reign.

Duly published this twenty-ninth day of September A. D 1877 at the Court House in the town of Charlestown.

EDWARD A. WEBBE.
Acting Provost Marshal.

NEVIS

No. 8--1877

An Act to amend an Act entitled "an Act to amend and simplify the Legislature of Nevis."

(L. S.)

I assent,

GEORGE BERKELEY,
Governor.

WHEREAS it has been found expedient to amend the law relating to the qualification of Members of the Legislative Assembly.

Be it therefore enacted by the Governor and Legislative Assembly of Nevis as follows:—

Repeals section 5 of Act No 23 of 1831 fixing property qualification of members.

1. Section 5 of the Act No 23 dated 27th December 1831 intituled "an Act to repeal an Act entitled An Act for qualifying Persons to sit in the Assembly and further to regulate and settle the rights of Voters and the election and qualification of Members to serve in that House," shall be and the same is hereby repealed.

Repeals section 21 of the Act of 1866 "to amend & simplify the Legislature of Nevis."

2. So much of the 21st section of the Act published on the 13th day of July 1866 entitled "an Act to amend and simplify the Legislature of Nevis" as requires that every Person, whether elected or nominated as a Member of the Legislative Assembly shall possess a property qualification, is here by repealed: Provided that such elected or nominated Member shall be a resident in this Island.

Passed the Legislative Assembly the 20th day of September A. D 1877.

CHARLES FOSTER.
Clerk Leg. Assembly.

Dated at Antigua the twenty-eighth day of September 1877, in the Forty-first year of Her Majesty's Reign.

Duly published at the town of Charlestown in the Presidency of Nevis this 3rd day of October 1877

EDWARD A. WEBBE.
Acting Provost Marshal.

NEVIS

No. 9--1877

An Act to repeal an Act entitled "An Act to impose a tax upon all Dwelling houses and other Buildings in this Presidency."

(L. S.)

I assent,

GEORGE BERKELEY,
Governor.

WHEREAS it is expedient to repeal an Act entitled "An Act to impose a tax upon all Dwelling houses and other Buildings in this Presidency."

Be it enacted by the Governor and Legislative Assembly of Nevis as follows:—

Repeals No 8 of 1876.

1. The Act entitled "An Act to impose a tax upon all Dwelling houses and other Buildings in this Presidency" shall continue in force until and throughout the last day of December 1877, and shall from and after that day be repealed, and the same is hereby repealed.

Passed the Legislative Assembly the 13th day of September A. D. 1877.

CHARLES FOSTER.
Clerk Leg. Assembly.

Dated at Antigua the twenty-eighth day of September 1877, in the Forty-first year of Her Majesty's Reign.

Duly published at the town of Charlestown in the Presidency of Nevis this 3rd day of October 1877

EDWARD A. WEBBE.
Acting Provost Marshal.

NEVIS

No. 10--1877.

An Act to repeal an Act entitled "An Act to impose an Excise Duty on Rum," and to make other provisions in lieu thereof.

[L. S.]

I assent

GEORGE BERKELEY,
Governor.

BE it enacted by the Governor and Legislative Assembly of Nevis as follows :—

Repeals Act No 10 of 1876.

1. The Act No 10 of 1876 entitled "An Act to impose an Excise Duty on Rum" shall be and the same is hereby repealed.

Rate of Duty, & strength of proof

2. There shall be paid on Rum consumed in this Presidency according to and under the provisions of the "Excise Act 1876," a duty of two shillings and six pence farthing per gallon, and every such gallon of Rum shall in all cases be taken to be twenty-five per cent over proof; and a difference of one penny farthing shall be made for every five degrees either of greater or lesser proof, and for every gallon of proof by Sykes' Hydrometer the tax shall be fixed at two shillings.

Rum under proof not to be disposed of for consumption.

3. It shall not be lawful for any manufacturer of Rum to sell or otherwise dispose of for consumption within the Presidency, any Rum of a less strength than the strength of proof by Sykes' Hydrometer.

Offences against this Act, how punished.

4. Any Rum sold or otherwise disposed of contrary to the provisions of this Act, shall be forfeited, and any person buying or selling, or otherwise disposing of any such Rum shall, upon proof of the same before a Resident Magistrate, be liable to a penalty not exceeding ten pounds.

Short Title.

5. This Act may be cited as "The Rum Duty Act of 1877."

Commencement & duraiton of Act.

6. This Act shall come into operation on the 1st day of January 1878, and shall continue and be in force until the date of expiration of the Act No 11 of 1876 entitled "The Excise Act 1876."

Passed the Legislative Assembly the 30th day of August A. D. 1877.

CHARLES FOSTER
Clerk Leg. Assembly.

Dated at Antigua the 28th day of September 1877, in the Forty-first year of Her Majesty's Reign.

Duly published at the town of Charlestown in the Presidency of Nevis this 3rd day of October 1877

EDWARD A. WEBBE
Acting Provost Marshal

NEVIS.

No. 11—1877.

An Act to consolidate the Customs Laws and to impose duties on the importation of certain articles into this island, and to provide for the collection thereof.

(L. S.)

I assent,

GEORGE BERKELEY,
Governor.

WHEREAS it is expedient to consolidate the various Laws relating to Customs duties in this Presidency.

BE it enacted by the Governor, and Legislative Assembly of the island of Nevis as follows:—

I.

DUTIES.

Duties in Schedule. 1. From, and immediately on, the publication of this Act there shall be raised, collected, levied, and paid unto Her Majesty, Her Heirs and Successors,

for the use of the said island of Nevis, on the importation into the said island of the several articles enumerated, described, and included, in the Schedule hereunto annexed, the several duties, as the same are respectively set forth in words and figures in the said Schedule.

In proportion to quantity or quality

2. All duties under this Act shall be paid, and received according to the weights and measures by law established, and in all cases where such duties are imposed according to any specific quantity or any specific value, the same shall be deemed to apply, in the same proportion, to any greater or less quantity or value.

To be paid to Treasurer.

3. All duties payable under this Act, shall be collected by, and paid to, the Treasurer for the time being, for the use of this island.

II.

OFFICERS.

Officers.

4. It shall be lawful for Her Majesty, Her Heirs and Successors, to nominate and appoint from time to time one Chief officer to be called "The Treasurer," one second officer to be called "The Treasury Clerk," and two Landing Searchers and Waiters

Not to hold other public office.

5. No officer of the Treasury department shall be employed in, or undertake, any other business or employment whatsoever, nor be liable to serve on any jury or inquest, or to act in any corporate, or parochial office, or employment, any law or usage to the contrary notwithstanding.

Days and hours for officers to attend.

6. The Treasurer shall attend at his office each and every day,—Sundays, Christmas day, Good Friday, Her Majesty's Birth day, and days appointed by Proclamation for a general fast and thanksgiving excepted, from the hour of ten o'clock in the forenoon, until four o'clock in the afternoon; and he is hereby empowered to regulate the attendance and duties of all other officers and persons acting under him, and the several officers shall, in the discharge of their respective duties, be guided, governed, and regulated, by such regulations as the said Treasurer shall from time to time make, subject to the approval

of the Governor, for the purpose of effectually carrying out the provisions of this Act.

Pay of officers.

7. The annual salary of the Treasurer shall be three hundred pounds, of the Treasury clerk one hundred pounds, of the Landing Searchers and Waiters eighty pounds and seventy pounds respectively.

Security of Treasurer.

8. Every Treasurer shall, before he proceeds in the discharge of his office. give security to Her Majesty, Her Heirs and Successors, to the extent of one thousand pounds, for the faithful performance of the duties of his office, such security to be approved of by the Governor, and lodged for safe custody in the office of the Registrar of the said island, and, in the event of the death or insolvency of any person being surety for him, the said Treasurer for the time being is hereby required from time to time to give fresh security as aforesaid.

Treasurer to provide boat and crew.

9. The Treasurer shall provide and keep a sufficient boat, and two competent boatmen, and the expense of providing such boat and Boatmen shall be paid in monthly payments by order of the Governor on the Public Treasury.

Laws of Imperial Parliament to be followed where not otherwise provided

10. All laws and regulations now or late in force in this island, under and by virtue of any Act of the Imperial Parliament, made for regulating the trade of British possessions abroad, for the purpose of ascertaining, levying, and enforcing, the payment of any duties imposed under and by virtue of any such Act of the Imperial Parliament as aforesaid, shall be in force and operation for the purpose of ascertaining, levying, and enforcing the payment of the duties imposed by this Act, save and except in such cases where this Act has otherwise provided and directed, and the Treasurer, and all and every other officer appointed under the provisions of this Act, shall have the same and the like powers, authorities, means, and remedies for levying, enforcing, and, compelling payment of the duties imposed by this Act, as the collector and other officers of Her Majesty's Customs in this island, or any of them formerly had, for the like purposes, under and by virtue of an Act of the Imperial Parliament for regulating the trade

of the British possessions abroad, as if the same were hereinafter word by word repeated and re-enacted.

Appointments to continue.

11. All appointments of officers already made under the provisions of the Act hereby repealed, shall for all purposes continue in full force and effect as if they had been made under this Act.

III.

REPORT, ENTRY, &c.

Master of vessel ariving &c.

12. The master of any vessel, boat, or canoe which shall arrive and come to an entry in this island shall, before bulk be broken or any part of the cargo landed, report such cargo to the Treasurer, and shall produce to him a manifest of the cargo, with a statement of the consignees of the same, and such master shall fully and truly answer all such questions touching the cargo on board such vessel, boat, or canoe, as shall be put to him by such Treasurer, and if any goods be unladen from any such vessel, boat, or canoe, before such report or declaration be made, or if the master shall fail to make such report, or shall fail to answer the questions put to him by the Treasurer, he shall forfeit and pay any sum not exceeding fifty pounds, and in default of payment, shall be committed to the Common Gaol, for any period not exceeding three months, unless such penalty and costs be sooner paid.

Report to be made by Importer.

13. Before any goods shall be landed in this island, the importer, or consignee thereof, or his agent, shall repair to the Treasury and there enter the same, and produce and shew to the Treasurer a bill of entry thereof, fairly written in words at length, containing the name of the importer, or consignee, and ship, boat or canoe, and of the master, and the place whence the said goods shall have been brought, and the particulars of the quantity, and description of the packages containing the same, and the marks and numbers of the packages; and shall also deliver at the same time, one or more duplicates of such bill, in which all sums and numbers may be written in figures, and the particulars to be contained in such bill of entry shall be written in such form and manner, and the number of such duplicates, shall be such as the Treasurer shall require; and every such importer, or consignee, shall at the same time, as hereinafter mentioned (except

in the case of goods intended to be warehoused), pay down the duties hereby made payable on such goods, and make, before the Treasurer, the declaration hereinafter prescribed; and the Treasurer, shall thereupon grant his warrant for the landing thereof, and if any goods shall be landed before such entry be made or such warrant granted, the importer, or consignee, thereof, shall forfeit any sum not exceeding one hundred pounds, and in default of payment shall be imprisoned for any time not exceeding six months, unless the said penalty and costs be sooner paid.

R. M. Steamship exempted.

14. Nothing in this Act contained shall extend, or be construed to extend, to prohibit the landing from any or the ships of the Royal Mail Steam Packet Company, or of any other Steam Packet Company carrying Mails, of any goods consigned to any person in this island; provided all such goods be immediately deposited in such place as the Treasurer shall appoint, to the end that the same may be examined, and the duties payable thereon ascertained and paid.

Expense of landing &c.

15. The unshipping, carrying, and landing, of all goods, and the bringing of the same into the scales, and of the taking the same out of and from the scales, and of weighing, shall be performed by and at the expense of the importer.

If importer declare before Treasurer he cannot enter goods for want of information, Treasurer may grant a warrant on the best description given &c.

16. If the importer or consignee of any goods shall make and subscribe a declaration before the Treasurer, that he cannot for want of sufficient information make a full or perfect entry of such goods, it shall be lawful for the Treasurer to receive an entry, by bill of sight for the packages or parcels of such goods, by the best description which can be given, and to grant a warrant thereupon, in order that the same may be landed and secured to the satisfaction of the Treasurer (but at the expense and risk of the importer or consignee), and examined by such importer or consignee in the presence of the Treasurer, or other officer appointed by him for such purpose; and within three days after any goods shall have been so landed, the importer or consignee shall make a full and perfect entry thereof, and (except in the case of goods intended to be warehoused as hereinafter mentioned) pay down all duties due thereon; and in default of such entry, such goods shall be taken to such place as the Treasurer may think fit, and if the importer or consignee shall not, within two

entry to be made within three days.

months after such landing make perfect entry of such goods, and pay the duties thereon, together with the charges of removal and warehouse rent, such goods shall be sold for the payment thereof, and the overplus (if any) shall be paid to the importer, or consignee, or proprietor of the said goods.

Declaration made by importer.

17. In all cases where the duties imposed by this Act upon the importation of any goods are charged according to the value thereof, the importer, or consignee, or his accredited agent or agents, shall at the time of entering such goods, produce and shew to the Treasurer the invoice thereof; and shall make and subscribe a declaration, according to the form following, which declaration the Treasurer is hereby required and empowered to take.

I, A. B. do solemnly declare that the account or invoice now produced by me is the just, true, and genuine invoice of the several goods thereon mentioned, and set forth; and I do further declare that the price annexed to each article, as stated in this warrant by me produced, is the just and true cost thereof.

Witness my hand this day of 18

A. B.

Signed and declared to in my presence }

C. D. Treasurer.

which declaration shall be written on the bill of entry of such articles, and shall be subscribed by the hands of the importer or consignee, or his accredited agent or agents, thereof in the presence of the Treasurer.

The Treasurer may detain goods, if underrated.

18. If there shall be no invoice of any such goods, or if when the invoice is produced, and the value declared as aforesaid, it shall appear to the Treasurer, that the said goods are not valued according to the true price or value thereof, at the place whence the same were last exported, and according to the true intent and meaning of this Act; the Treasurer shall detain such goods, and cause the same to be valued, if deemed necessary by the importer, by three competent persons to be appointed by the Governor, or in his absence the Presi-

Governor to appoint three persons to appraise goods.

dent; otherwise the said Treasurer is hereby authorized and required to value the same, and upon the valuation thereof as aforesaid, the duties shall be calculated and paid.

On neglect of importer to pay duties.

19. If the importer or consignee of goods shall refuse or neglect to pay the duties hereby imposed thereon, it shall and may be lawful for the Treasurer, and he is hereby required, to take and to secure such goods, with the casks or other packages thereof, and to cause the same to be publicly sold within the space of thirty days after such refusal or neglect made, at such time and place as the said Treasurer shall, by four or more days public notice, appoint for that purpose; and such goods shall be sold to the highest bidder, and the money arising from the sale thereof, shall be applied in the first place, in payment of the said duties, together with the charges that shall have been occasioned by the said default and sale, and the overplus (if any) shall be paid to the importer, or other person authorised to receive the same.

The same to be sold within 30 days.

Goods to correspond with the entry

20. No entry, nor any warrant for the landing of any goods, or for the taking of any goods out of any warehouse, shall be deemed valid, unless the goods and packages in such entry, shall correspond with the particulars of the goods and packages purporting to be the same in the entry of such goods made with the Treasurer; nor unless the goods shall have been properly described in such entry by the denominations, and with the characters, and circumstances according to which such goods are charged with duty; and any goods taken or delivered out of any ship, boat, or canoe, or out of any warehouse, by virtue of any entry or warrant not corresponding or agreeing in all respects, or not properly describing the same, shall be deemed to be goods landed or taken, without due entry thereof, and shall be forfeited.

No goods unladen from vessel until entry have been made.

21. No goods shall be unladen from any ship or vessel, boat or canoe, arriving at this island, until due entry shall have been made of such goods, and warrant granted for the unlading the same; and no goods shall be so unladen, except at some place at which an officer is appointed to attend the unlading of goods, or at some place for which a sufferance shall be granted by the Treasurer for

the unlading of such goods; and no goods shall be unladen, except in the presence of an officer of the Treasury, or with the permission in writing of the Treasurer; and all goods unladen contrary to the provisions herein contained, shall be forfeited.

Officer may board vessel

22. It shall be lawful for the proper officers, under the authority of the Treasurer, to board any ship or vessel arriving at any port in this Island; and freely, if need be, to stay on board until all the goods laden therein, shall have been duly delivered from the same; and such officers shall have free access to every part of the said ship or vessel, with power to fasten down hatchways, and to mark any goods before landing, and to lock up, seal, mark, or otherwise secure any goods on board the same; and if any goods be found concealed on board any ship or vessel they shall be forfeited; and if the officers shall place any lock, mark, or seal upon any goods on board, and if such mark, lock, or seal, be wilfully opened, altered, or broken, before due delivery of such goods, or if any of such goods be secretly conveyed away, or if the hatchway, after having been fastened down by the officer, be opened,—the master of such ship or vessel shall in each and every such case, upon conviction thereof before any Police Magistrate, be liable to a penalty not exceeding one hundred pounds, and in default of payment shall be committed to the common gaol of the said Island, for any period not exceeding six calendar months, unless such penalty and costs be sooner paid and satisfied.

and superintend the unlading &c.

penalty of master.

Vessels liable to forfeiture forfeited

23. All vessels, boats, carriages, and cattle or other beasts of burthen, made use of in the removal of any goods liable to forfeiture under this Act, shall be forfeited, and every person who shall assist, or be otherwise concerned, in the unshipping, landing, or removal, or in harbouring of such goods, or into whose hands or possession the same shall knowingly come, shall be liable to, and shall incur a penalty of, any sum not exceeding fifty pounds, and in default of payment shall be committed to the common gaol for any period not exceeding three months, unless such penalty and costs be sooner paid.

penalty &c.

Hours of landing &c.

24. All goods liable to duty, which shall be brought into this Island, in any boat or canoe, before the hour of ten o'clock in the morning, or after the hour of four o'clock in the afternoon, shall, unless otherwise permitted by the Treasurer or other offi-

cer, be taken to, and deposited in such place of security as the Treasurer shall appoint, there to remain until the same shall be entered, and the duties thereon duly paid and satisfied, together with the charges of taking and securing the same; and if such goods be not immediately taken to and deposited in such place of security as aforesaid, or if any goods so deposited shall be illegally removed, the same shall be forfeited.

Penalty on landing.

25. If any goods imported in any boat or canoe, and deposited in a place of security as aforesaid shall not be entered within five days, from the time of their being so deposited, the Treasurer shall cause the same to be sold, in accordance with the directions contained in this Act; and the produce shall be applied in the first place to the payment of the duties under this Act, and of the fees and charges thereon, and the overplus (if any) shall be paid to the person authorized to receive the same.

Penalty if brought without permission of Treasurer.

26. If any goods brought to this island, in any boat or canoe, shall be landed or unladen contrary to any of the provisions herein contained, such goods, or the value thereof, together with the boat or canoe in which they were brought, shall be forfeited.

No goods to be landed elsewhere than at Charlestown without permission.

27. No goods liable to duty shall be landed elsewhere than at the port of Charlestown, nor be transhipped, without the previous permission of the Treasurer; and the landing or the transhipment of such goods shall be subject to such regulations as the Treasurer shall make and appoint; and if any goods shall be landed or transhipped contrary to such regulations, the same shall be forfeited.

Out door officers to grant accommodation.

28. The officers of the Treasury shall at all reasonable times, grant such accommodation in the landing of goods, which may arrive after the usual hours of business at the Treasury, as the Treasurer shall, from time to time by regulations aforesaid, appoint in that behalf.

If master notifies to Treasurer that he does not know to whom goods are consigned or consignee retard

29. If the master of any ship or vessel, boat or canoe, shall notify to the Treasurer that he does not know to whom any part of cargo of such ship or vessel, boat or canoe, is consigned; or that the consignee of such goods has failed to make due entry of the same, and that such goods retard the unlading or loading, of the ship or vessel, boat, or canoe; or that

the said ship or vessel, boat, or canoe, is with the exception of the unlading of such goods, ready to proceed on her voyage; it shall be lawful for the Treasurer, and he is hereby required, to direct the landing of such goods, and to cause the same to be conveyed to the Treasury, or to some other place of security, as the case may require, and to detain such goods, until due entry shall be made thereof, and the duty thereon, and all charges and expenses, including warehouse rent, which may have been incurred in so landing, conveying, and securing the same, be paid; and if perfect entry of the said goods, shall not be made within thirty days after they shall have been so lodged at the Treasury or such other place of security, such goods shall be dealt with as goods illegally imported, and the proceeds thereof, paid over for the public use of this Island.

Vessel ready to proceed on her voyage Treasurer to direct landing &c.

30. No master or other person, in charge of any ship, or vessel, boat, or canoe, arriving at this island, shall land any passengers baggage, without permission from the Treasurer, or other officer of the Treasury (unless such baggage shall be accompanied by the owner passenger), and all baggage shall, upon the landing thereof, be forthwith taken to the Treasury, (unless the Treasurer or other officer of the Treasury acting under him, shall on examination of the same, dispense therewith), and deposited in such place of security, as the Treasurer shall appoint, there to remain until such baggage shall have been examined by the Treasurer, or such officer of the Treasury as he shall, for that purpose, appoint, and such baggage shall be examined at all reasonable hours, with as little delay as possible, in the presence of the owner, if he should so require and his give attendance.

Regulations respecting baggage.

Sec. 69 Clause 16 & 17 Vic. chap 107.

31. If upon examination, such baggage be found to contain any other article than the wearing apparel, and other neccessaries in use by such passenger, all such articles found therein, shall be liable to the duties upon goods imported, provided, that the passenger shall declare before hand to the examining officer, that there are goods contained in his baggage which are not his own wearing apparel and necessaries in use; but if there should be any attempt to conceal or deceive the officer, and he shall afterwards find goods in such baggage, which do not come under the denomination of the said passengers wearing apparel and necessaries in use, then, and

articles other than baggage to be detained.

in such case, all such goods found in such baggage shall be forfeited; and if such passenger shall not pay down the duties upon the goods declared by him to be contained in his baggage, after the same has been ascertained, the said goods shall be detained, and sold at the expiration of thirty days, and the proceeds thereof after deducting the duties, warehouse rent, and the expenses of such sale, shall be paid over on demand to the owner thereof, his known attorney or agent: Provided always that if the duty upon such articles be paid, together with the warehouse rent and other charges, at any time previous to such sale, such goods shall be delivered to the proprietor thereof.

Penalty on master permitting baggage to be landed in absence of owner.

32. If the master of any ship or vessel, boat or canoe, shall land, or permit to be landed, any baggage without the permission aforesaid, unless the same shall be accompanied by the owner passenger as aforesaid, he shall be subject to a penalty in any sum not exceeding twenty pounds and if the owner or person in charge of any baggage shall neglect or refuse to take the same to the Treasury to be examined as aforesaid, or shall obstruct or hinder the same being taken thereto for such purpose, he shall forfeit and pay any sum not exceeding twenty pounds.

IV

PENALTIES AND SEIZURES.

Things liable to forfeiture may be seized by Treasurer or person authorized by him.

33. All goods, ships, vessels, boats, carriages and cattle liable to forfeiture under this Act, shall and may be seized and secured by the Treasurer, or by any officer appointed under the provisions of this Act, or by any policeman, or by any person employed for that purpose by the Treasurer; and the said Treasurer is hereby authorized and empowered to grant such authority from time to time, by any writing under his hand, to any number of persons he shall see fit, and the same authority at pleasure to revoke; and every person who shall in any way hinder, oppose, molest, or obstruct the said Treasurer, or other officer aforesaid, policeman, or person so employed as aforesaid in the exercise of such his duty and office, or any person acting, in aid or assistance of such officer, or person, shall for every such offence forfeit any sum not exceeding fifty pounds, and in default of payment shall be committed to the common gaol for any period not exceeding three months, unless such penalty and costs be sooner paid.

any person resisting liable to fine £50.

Things seized to be sold by public auction

34. All things which shall be seized as being liable to forfeiture under this Act, shall be forthwith taken and delivered into the custody of the Treasurer, who shall secure the same, and after condemnation thereof, the said Treasurer shall cause the same to be sold by public auction to the highest bidder.

Penalties may be sued for before Magistrate

35. All penalties which may be incurred under this Act shall and may be sued for and recovered, at the suit of any person by summary proceeding before any Police Magistrate of this Island, and every and any person authorized, under and by virtue of the provisions of this Act, to make seizures, shall be deemed a competent witness, upon the trial of any suit or information, on account of any seizure or penalty as aforesaid, notwithstanding such person may be entitled to the whole or any part of such seizure.

Things seized may be forfeited unless claimed within 14 days

36. All vessels, boats, goods, and other things which shall be seized as forfeited under this Act, shall be deemed and be taken to be condemned, and may be dealt with as seized and condemned, unless the person from whom such vessels, boats, goods and other things shall have been seized, or the owner of them, or some person authorized by him shall, within fourteen days from the day of the seizing the same, give notice in writing to the Treasurer that he claims the vessel, boat, goods, and other things.

Proof to be substantiated by owner

37. If any vessels, boats, goods, or other things shall be seized for any cause of forfeiture under this Act, or any of the revenue laws of this island, now or hereafter to be in force, and it shall be alleged that such vessels, boats, goods, or other things are not liable to forfeiture under and by virtue of any of the authorities aforesaid, the proof thereof shall be on the owner or claimant of such vessels, boats, goods or other things and not on the person who shall seize or take possession of the same.

Judge to order security to be given

38. If any goods, or if any ship or vessel shall be seized as forfeited under this act, or under any other of the revenue laws of this island, now or hereafter to be in force, it shall be lawful for any one of the Judges of the Supreme Court of the Leeward Islands, or any Commissioner of the said Court to order the delivery thereof, on security by bond, with two sufficient sureties, to be first approved of by the said Treasurer, to answer double the value of the same in case of condemnation; and such bond shall be taken in the name of her Majesty her heirs and successors, and in case the goods or the ship or vessel shall be condemned, the value thereof shall be paid into the hands of such Treasurer, to be appropriated as in manner hereinafter described, and such Treasurer shall thereupon cancel such bond.

Claim made before Police Magistrate

39. In all cases, where any claim shall be made to any things so seized as aforesaid, the Treasurer within ten days after such claim (or in case of his default the claimant himself) shall cause a complaint to be preferred, for the adjudication of such forfeiture, before any Police Magistrate, and upon it being made to appear by such claimant, to the satisfaction of the Police Magistrate that the said things are not liable to forfeiture under this Act, or any other of the revenue laws of this island then in force, then the said Police Magistrate shall adjudge such things to be restored accordingly; but if the said Police Magistrate shall not be satisfied,

or if such claimant shall fail to prove that the things are not liable to forfeiture, the said Police Magistrate shall confirm the seizure of such things, and condemn the same, and thereupon the same shall be sold as hereinbefore directed, and the said Police Magistrate shall moreover inflict such other penalty or penalties as shall be proved to have been incurred by such claimant.

Claim when to be admitted.

40. No claim, to any thing seized as being forfeited shall be admitted, unless such claim be entered in the name of the owner, with his residence and occupation; nor unless oath to the property in such things be made before the said Police Magistrate at the time of the trial of such claim by the owner, or by his attorney or agent, to the best of his knowledge and belief; and every person making a false oath thereof, shall be guilty of a misdemeanor, and shall be liable to the pains and penalties to which persons are liable for a misdemeanor.

Seizures.

41. All persons authorized to make seizures under this Act, against whom any actions shall be commenced or brought, for anything done in the exercise of their office under this Act, or of any other of the revenue laws of this island, shall have the benefit of all provisions in favor of persons authorized to make seizures, by an Act passed in the eighth and ninth years, of the reign of her present Majesty intituled "An Act to regulate the trade of British possessions abroad," in as full and ample a manner as if the same were herein repeated.

Proceedings to be prosecutd within two years.

42. All proceedings for the recovery of any of the penalties or forfeitures imposed by this Act, may be commenced or prosecuted at any time within two years after the offence committed, by reason whereof such penalty or forfeiture shall be incurred.

Penalty on any person making a false entry &c.

43. If any person shall counterfeit or falsify, or wilfully use when counterfeited or falsified, any entry, warrant, permission, clearance, or other document, for the unlading, entering, or clearing any ship or vessel, or for the unlading or receiving of any goods or articles, or shall by any false statement procure any writing or document to be made for any such purpose, or shall falsely make any declaration by this act required to be made, every person so offending shall for every such offence forfeit a sum not exceeding fifty pounds, and in default of payment

shall be imprisoned, with or without hard labor, in the discretion of the Police Magistrate before whom such conviction takes place, for any term not exceeding three months, and such penalty shall and may be prosecuted and sued for and recovered in like manner as any other penalty or forfeiture imposed by this Act.

Any Judge may issue a writ of assistance &c.

44. Under the authority of a writ of assistance, which any Judge of the Supreme Court of the Leeward Islands is hereby empowered to grant upon the application of the Treasurer, it shall be lawful for the said Treasurer, or any officer of the Treasury under him, to enter any building or other place in the day time or otherwise, and to search for and seize and secure, any vessel, boats, goods, or other things, liable to forfeiture, and in case of necessity to break open, any doors, and any chests or other packages for that purpose; and such writ of assistance when issued, shall be deemed to be in force during the whole of the reign in which the same shall have been granted, and for twelve months from the conclusion of such reign; and if any person shall by force or violence, assault, resist, oppose, molest, hinder, or obstruct, the Treasurer or other officer of the Treasury under him in the performance of his or their duty, or any person or persons acting in his or their aid or assistance, such person being convicted thereof, shall be adjudged a felon, and shall be proceeded against as such, and punished by fine and imprisonment, with or without hard labor, at the discretion of any court of competent jurisdiction.

Penalties to be paid to the Treasurer and how to be disposed of.

45. All penalties recovered, and the proceeds of all forfeitures realized under this Act, shall be paid into the hands of the Treasurer, and shall be divided as follows, that is to say: —all forfeitures, after deducting duties and charges from the produce thereof, one fourth part thereof to the Treasurer, one fourth part thereof to the person who shall seize and enforce the same, and the remaining moiety thereof to be retained by the Treasurer, and applied to the public uses of this island; and all penalties after deducting the charges of prosecution from the produce thereof, one fourth part thereof to the Treasurer, one fourth part thereof to the person who shall sue for and enforce the same, and the remaining moiety thereof to be retained by the Treasurer, and applied to the public uses of this island.

V.

DRAWBACK.

Drawback.

46. Upon the exportation of any goods, upon which shall have been imposed and paid, upon the importation thereof, there shall be allowed a drawback of five eights of the duty so paid, provided that proof be made by the declaration of

the exporter, or his known agent, to the satisfaction of the Treasurer, that the full duties payable on the importation of such goods have been paid, and that he is otherwise well entitled to receive such drawback under the provisions of this Act; and provided also, that no claim for drawback on goods exported, shall be allowed or paid, unless it shall be certified by one of the officers of the Treasury, that such goods were exported under his inspection, and that they were examined by him, and that the sum claimed for drawback was duly ascertained to be justly and fairly returnable according to law; and provided also that no drawback shall be allowed upon any goods, unless the same shall be shipped within one year from the day of the importation of the same.

Exporter allowed drawback.

47. The amount of such drawback, shall be paid to the exporter of the goods in respect of which such drawback may be allowed by the Treasurer, on satisfactory proof being given, on the production of the exporter of a certificate under the hand of the Chief officer of Customs at the port to which such goods were shipped that they have been entered and landed at such port.

Exporter to give security,

48. Upon the entry outwards of any goods to be exported for the drawback, the person entering the same shall give security by bond, paying to the Treasurer for every such bond the sum of one shilling, in treble the duties on importation on the quantity of such goods, with sufficient surety to be approved by the Treasurer, that the same shall be landed at the place for which they shall be entered outwards, or be otherwise accounted for, to the satisfaction of the Treasurer.

No drawback on less than £5.

49. No drawback shall be allowed upon any goods, the duty on which, payable under this Act shall not amount to the sum of five pounds and upwards, or upon any goods which by reason of damage, or decay, shall have become of less value, for use in this island than the amount of such drawback; and all goods so damaged which shall be cleared for any drawback shall be forfeited; and the person who caused such goods to be so cleared, shall forfeit the sum of twenty pounds, or treble the amount of the drawback, at the election of the Treasurer.

Goods forfeited.

50. If any goods which shall have been cleared to be exported for drawback, shall not be duly exported, or shall be re-landed in any part of the island, the same shall be forfeited, together with the ship or vessel from or by, which the same shall have been so re-landed landed or carried; and any other ship, vessel, boat, or craft, which may have been used in so re-landing, landing, or carrying such goods, and any person by whom, or by whose order or means such goods shall have been so re-landed, landed or carried shall forfeit treble the value of such goods.

VI.

EXEMPTIONS.

Exemptions.

51. The several articles mentioned and enumerated in the table of exemptions in the schedule hereunto annexed contained, shall not be subject to any duty herein imposed.

VII.

INTERPRETATION.

52. The term "master" of any ship or vessel, throughout this Act shall be construed to mean the person having or taking the charge or command of such ship or vessel.

VIII.

REPEALING CLAUSE.

53. The following Acts shall be and the same are hereby repealed, viz:—

"The Import and Export tax act" dated 28th December, 1858.

"An act to alter and amend the Import and Export "tax act" dated 15th December, 1859.

"An act subsidiary to the Import and Export tax act. "dated 28th of December 1858, and to an act en- "titled an act to alter and amend the Import and "Export tax act dated the 15th day of December "1859," passed on the 7th day of August 1865.

"An act to amend the Import and Export tax act "dated 28th day of December 1858, and an act "subsidiary thereto dated the 5th day of Septem- "ber 1865," passed on the 19th day of September 1867.

"An act to impose a Duty on a certain article landed "from vessels lying in the ports of this island, "commonly known as pumpings," passed the 10th "day of December 1868.

"An act to repeal an act and parts of another act men- "tioned in the Schedule to this act annexed and "to make other provisions in lieu thereof," passed 31st March, 1870.

"An act to provide Clerical assistance for the Treasury "department," passed 28th day of April 1870.

"An act to repeal certain portions of the 1st clause of "an act entitled an act to alter and amend the Im-"port and Export tax act," passed 22nd day of April, 1872.

"An act to alter and amend the Schedule to act No. 90 "of 1858 entitled the Import and Export tax act, "so far as it relates to the Import duties on Spiritu-"ous liquors, Malt liquors, Wines, and Tobacco," passed 25 February, 1873.

"An act to increase the Import duty on Whiskey and "other Spirituous liquors," passed 14th August 1876.

"An act to continue the act No. 3 of 1876 entitled an "act to impose an additional duty of 25 per cent "upon the duties payable on imports into the Island "of Nevis of Goods, Wares and Merchandize," passed the 21st day of December 1876.

"An act to impose an additional duty of 25 per cent upon "the duties payable on imports into and Exports "from the Island of Nevis of Goods, Wares, and "Merchandize and to impose an additional 25 per "cent on the sum now paid on rum and liquor "licenses," passed 21st December, 1876.

54. This act may be cited for all purposes as the Import act 1877.

SCHEDULE.

ARTICLES.	RATE.	DUTY. £	s.	d.
Ale Beer and Porter	per gallon	0	0	5
Bacon, Beef, Pork, Hams, and other salted or smoked meat	per lb	0	0	1
Biscuits	per barrel	0	3	0
Brandy	per gallon	0	6	3
Butter	per lb	0	0	1
Candles (not tallow)	per lb	0	0	1¼
Candles (tallow)	per lb	0	0	¾
Cheese	per lb	0	0	1
Cider	per gallon	0	0	9
Cigars	ad valorem	25	℔	℔
Coffee and Cocoa..	per lb	0	0	1
Cordials and Liqueurs	per gallon	0	6	3
Corn and Grain unground	per bushel	0	0	3
Corn meal and Rye meal	per barrel	0	2	6
Fish Pickled.....	per barrel	0	3	0
Fish salted and Dried	per quintal	0	1	6
Flour	per barrel	0	5	0
Hardwood and other woods not enumerated (a trade allowance of 5 ℔ cent to be deducted) ..	per 1000 ft.	1	13	4
Horses	each	1	0	0
Gin and Geneva..	per gallon	0	3	0
Lard	per lb	0	0	¾
Lumber, white, yellow and spruce.. (a trade allowance of 5 ℔ cent to be deducted) ..	per 1000 ft.	0	8	4
Lumber, pitch pine, ash, beech, elm, hacmatac, oak and hickory..... (a trade allowance of 5 ℔ cent to be deducted) ..	per 1000 ft.	0	12	6
Oil Kerosine	per gallon	0	0	1½
Peas and Beans....	per bushel	0	0	9

ARTICLES.	RATE.	DUTY. £	s.	d.
Pumpings of ships	per gallon	0	2	0
Raisins currants etc.	per lb	0	0	1½
Rice	per 100lb	0	1	6
Rum and other spirits not enumerated	per gallon	0	6	3
Shingles Cypress and Wallaba....	per 1000	0	6	3
„ Cedar Spruce and pine....	per 1000	0	2	6
Soap	per 100 lbs	0	3	0
Sugar refined	per lb	0	0	1
Shooks	per bundle	0	0	6
Staves	per 1200	0	12	0
Tea	per lb	0	0	6
Tobacco manufactured	per lb	0	0	6
Tobacco unmanufactured	per lb	0	0	2½
Wine	ad valorem	20	℘	℘
Whiskey	per gallon	0	6	3
Wood Hoops....	per 1200	0	6	0
And on all articles not above enumerated and not comprised in the subjoined table of exemptions for every one hundred pounds value twelve and a half per cent ad. valorem.				

TABLE OF EXEMPTIONS.

Passengers' Baggage, containing Apparel and Articles of Personal use and Professional Apparatus, Bullion, Coin, Coal, Cattle, Mules, Printed or Manuscript Books, Forms and Papers, Maps, Charts, Engravings, Music & Pictures, Ice, & Meats preserved therein, Fresh Fish, Turtle, Fresh Meat, Fruit not being dry, Dried or Preserved, Green Vegetables, Poultry, Plants & Shrubs, Seeds of all kinds for planting, Specimens of Natural History, Rabbits, Pigs, Goats & Sheep, Leeches, Manures, Machinery, Provisions & stores for the use of Her Majesty's Land & Sea Forces, Militia accoutrements and Uniforms, Organs and other Musical Instruments for Churches and Chapels, Tablets, Tombstones and Railings for Graves and all Furniture to be used in the Celebration of Divine Worship in this Presidency, Articles imported for the Public Service of this Island, or for the use of the Officer Administering the Government and his Family, Household Furniture in use by persons coming to reside in this Island, all packages, except Trunks, Puncheons, Vats, Butts, and Sugar Hogsheads, Steam Engines, Mills, Stills and Sugar pans.

Passed the Legislative Assembly the 30th day of August A. D. 1877.

CHARLES FOSTER—Clerk Legislative Assembly.

Dated at Antigua the Twenty eight day of September 1877, in the Forty first year of Her Majesty's Reign.

Duly published at the Town of Charlestown in the Presidency of Nevis this 20th day of October 1877.

J. T. THIBOU—Provost Marshal.

NEVIS.

No. 12—1877.

An Act to impose Duties on the Exportation of certain articles from this island and to provide fos the collection thereof.

(L. S.)

I assent,

GEORGE BERKELEY,
Governor.

BE it enacted by the Governor and Legislative Assembly of Nevis as follows:—

Imposes tax on the Articles in Schedule.

1. There shall be raised collected levied and paid unto Her Majesty Her Heirs and Successors for the use of the said island of Nevis, on the exportation from the said island of Nevis of the articles enumerated described and included in the Schedule hreunto annexed the several duties as the same are respectively set forth in words and figures in the said Schedule.

Tax payable on or before shipment of articles

2. The Taxes hereby imposed on Exports from the said island of Nevis shall be paid by the Exporter thereof before, or at the time of the exportation of the same, to the Treasurer.

Until duties paid, Treasurer shall not grant clearances of vessel.

3. No Treasurer or other officer whose duty it may be during the operation of this Act to grant clearances for vessels leaving this island, shall make out, grant, or give to the

master or commander of any ship or vessel clearing from this island, and having on board any of the articles enumerated described and included in the said Schedule hereunto annexed, exported from this island, a certificate or clearance of such ship or vessel for her intended voyage until the rates and duties on the articles mentioned in the content in writing of the cargo of such ship or vessel have been duly paid and satisfied.

Penalty for refusing or neglecting to pay Export duty £5.

4. If any person who shall export any of the articles by this Act rendered liable to Export duty shall refuse or neglect to pay the duty or duties thereon as aforesaid on the exportation thereof, such person shall be liable to a penalty not exceeding five pounds sterling in addition to the amount of such Export duty, and such duty shall be recovered upon complaint made by the Treasurer or some other person duly authorized before any District Magistrate, and the proceedings thereon shall be in the manner directed by and under the provisions of an Act of the Leeward Islands No. 14 of 1873, intituled "An Act respecting the duties of Magistrates out of sessions in relation to summary convictions and orders."

Penalties, how applied.

5 All penalties recovered under this Act after payment of the charges and expenses which may have been incurred and the cost of the prosecution shall be paid and applied as follows: One fourth to the Treasurer, one fourth to the party who shall inform and sue for the penalty, and the remaining moiety shall be paid into the public Treasury for the public uses of this island.

Master of Registered vessel to lodge content in writing and to declare to truth thereof.

6. The master or person in charge of any registered vessel on board of which any articles liable to duty under this act shall be shipped for exportation elsewhere than coastwise shall lodge with the Treasurer a content in writing containing a statement of the marks and numbers of the packages, the names of the shippers, the quantities and descriptions and the consignees of the same and shall sign and declare to the truth of the content in the presence of the Treasurer, and the master, or person in charge of any unregistered boat or canoe having on board any dutiable articles for exportation shall cause to be entered in the permit or clearance contained in the boat book, or coasting book of such boat or canoe a statement of the marks and numbers if any of the packages,—the names of the shippers and the quantity and description of the goods, and shall declare, in like manner as aforesaid to the truth of such statement; and the persons so stated and declared as aforesaid to be the shippers respectively of such articles are hereby declared to be the Exporters of the same, and to be liable to the payment of the duty on the Exportation of such articles respectively under the authority of this Act.

Master of unregistered Boat or Canoe to have description of articles, names of shippers, &c. entered in boat book and to declare to truth thereof.

Penalty on Master for neglecting to lodge content or enter Statement.

7. If any master or person in charge of any such ship or vessel boat or canoe shall omit or refuse to lodge such content or enter such statement as aforesaid as the case may be and

to declare to the truth thereof before the sailing or departure of such ship or vessel boat or cance from this island he shall be liable to a penalty of any sum not exceeding ten pounds sterling.

Mode of enforcing penalty.

8. Every penalty for any offence against this Act shall be enforced in the manner directed by and under the provisions of an Act of the Leeward Islands intituled "An Act respecting the duties of Magistrates out of sessions in relation to Summary convictions and orders."

No action to be commenced without notice.

9. No action shall be commenced against any officer of the customs or other person, for anything done under the authority of this Act or of the Revenue Laws, until one calendar month after notice in writing shall have been given to him, or left at his usual place of abode by the attorney or agent of the party who intends to sue in which notice shall be clearly and explicitly contained the cause of action and the name of the party who is to bring the same; and no evidence of any other cause of action than such as is contained in the said notice shall be given at the trial.

Action to be commenced within six months.

10. Every such action shall be commenced within six calendar months next after the cause of action shall have arisen, and the defendant shall and may plead the general issue, and give the special matter in evidence at any trial had thereupon; and if the plaintiff shall become non-suited, or shall discontinue his action, or if upon verdict or demurrer, judgment shall be given against the plaintiff, the defendant shall recover his costs and have such remedy for the same as any defendant can, and may have, in other cases where costs are given by Law

Repealing clause.

11. The following Act shall be and the same is hereby repealed, An Act entitled "An Act to extend the provisions of an Act to amend the Import and Export Tax Act dated the 28th day of December 1858, and an Act Subsiduary thereto dated the 5th day of September 1865,' dated 2nd day of May 1870.

Short title.

12. This Act may be cited for all purposes as the Export Tax Act 1877.

SCHEDULE.

ARTICLES.	QUANTITIES.	DUTY.		
		£	s.	d.
Sugar	Hogsheads	,,	3	6
,,	Half Hogsheads	,,	1	9
,,	Tierces	,,	2	4
,,	Barrels	,,	,,	5¼
Molasses	Puncheons	,,	1	2
,,	Barrels	,,	,,	3½
Rum	Puncheons	,,	1	9
,,	Hogsheads	,,	1	2
Charcoal	Bushels	,,	,,	7½

Passed the Legislative Assembly the 13th day of September A.D. 1877.

CHARLES FOSTER,

Clerk of Assembly.

Dated at Antigua the twenty eighth day of September 1877 in the 41st year of Her Majesty's Reign.

Duly published at the town of Charlestown in the Presidency of Nevis this 20th day of October 1877.

J. T. THIBOU

Acting Provost Marshal.

NEVIS.

No. 13--1877.

An Act to impose a Tax upon Horses and Mules, Carriages and other Vehicles.

(L. S.)

I assent,

GEORGE BERKELEY,
Governor,

BE it enacted by the Governor and Legislative Assembly of Nevis as follows :—

Imposes tax as per Schedule A.

1. From and after the coming into operation of this Act, there shall be levied and paid unto Her Majesty Her Heirs and Successors, for the Public uses of this Presidency, a Tax at the rates mentioned and set forth in the Schedule to this Act annexed marked A., which Tax shall be levied and collected in the manner hereinafter enacted.

Persons on 1st April possessed of horses &c., liable to tax to make return there ~~of~~ to Treasurer before 30th April.

2. Every person who shall on the 1st day of April in every year be possessed of any horse or mule, carriage, cart or other vehicle, shall on or before the 30th day of April in every year render to the Treasurer of this Presidency at his office in Charlestown a return in writing in the form set forth in the Schedule to this Act annexed marked B. of all horses and mules, carriages, carts or other vehicles, in his possession.

As to persons coming into possession of horses &c. after 1st April.

3. Every person who shall become possessed of any horse or mule, carriage, cart or other vehicle, after the 1st day of April in every year after the coming into operation of this Act shall on or before the 30th day of April in such year or within fourteen days after his acquiring possession of such horse or mule, carriage, cart or other vehicle make to the Treasurer the return required as directed in the preceding Section.

Penalty on persons neglecting to make returns required under Act.

4. If any person liable to make the return required by this Act shall neglect to do so within the time appointed for that purpose, he shall, on conviction before the Police Magistrate in a summary manner, be adjudged and ordered to pay the amount of tax to which he is liable, and also a penalty for such default in any sum not exceeding Five pounds sterling with costs, and in every such case it shall be lawful for the Police Magistrate to enquire into and determine the amount of such tax.

Penalty for making false returns.

5. If any person shall knowingly make any false declaration touching any matter or thing under this Act, every such person shall be deemed guilty of perjury, and being convicted thereof shall be liable to suffer the pains and penalties of the law against persons convicted of wilful and corrupt perjury.

Owners of horses &c. liable to pay tax, to pay same.

6. The owner of any horse or mule, carriage, cart or other vehicle liable to pay tax under this Act, shall in each and every year that this Act shall remain in force, pay the tax thereon respectively to the Treasurer within forty days after the period limited for making the return aforesaid.

Treasurer to deliver account of Tax.

7. Within thirty days after the time limited for making the return aforesaid, the Treasurer shall deliver to each person liable to the payment of any tax under this Act, an account in writing of such tax, and of the time appointed for the payment thereof: Provided that any person comnig into possession after the 1st April of any horse or mule, carriage, cart or other vehicle liable to tax under this Act, (on which tax for the current year had not previously been paid) shall pay the tax thereon, such tax to bear the same proportion to the residue of the year ending on the 31st

March ensuing, that the full amount of any such tax under this Act bears to twelve calendar months.

As to defaulters.

8. If any person shall fail to pay the tax for which he is liable under this Act, the Treasurer shall make a return thereof to the Police Magistrate within ten days after the default, and such Police Magistrate shall thereupon summon the defaulter to appear before him to show cause at a time and place to be stated in such summons for such default and if such person shall fail to appear, or appearing shall not show good cause for such default, the Police Magistrate shall adjudge him liable for the tax, and to the payment of a penalty over and above the amount in any sum not exceeding one pound sterling, with any costs incurred upon the proceedings.

Unlicensed horses &c not to be used.

9. If any person shall use or ply any cart carriage, or other vehicle, horse or mule, without having first made the return and paid the tax required and imposed by this Act, he shall be liable to a penalty in any sum not exceeding five pounds, to be recovered in a summary manner before the Police Magistrate, by warrant of distress under his hand and seal, and such penalty when recovered, shall be paid half to the person who shall inform against such person, and the other half to the Treasurer for the Public uses of the Island, and if in any such case no sufficient distress of the goods and chattels of the offender can be had, such offender shall be imprisoned in the Common Gaol for any time not exceeding sixty days.

Penalties how recovered.

10. All taxes in default ordered to be paid and all fines and penalties imposed under any of the provisions of this Act, shall be recovered in a summary manner before the Police Magistrate by warrant of distress under the provisions of the Act of the Leeward Islands No 14 of 1873, entitled "An Act respecting the duties of Magistrates out of Sessions in relation to Summary Convictions and Orders."

Construction of terms.

11. Whenever necessary to give effect to the provisions of this Act, words importing the plural shall include the singular number; and words denoting the masculine shall include the feminine gender; and vice versa in either case; the word "horse" shall include mare or gelding colt or filly, the word "carriage" shall include any vehicle used in the conveyance of persons on land; and the word "cart" shall

mean any vehicle used in the transport of goods, or for the purposes of agriculture or manufacture.

Short Title.

12. This Act may be cited as "the Horse and Carriage Tax Act 1877."

Commencement Act.

13. This Act shall come into force on the 1st day of January 1878.

Schedule A.

TABLE OF RATES OF TAX.

For every Horse	£0	8	0
For every Mule	0	2	0
For every carriage with four wheels ...	1	0	0
For every carriage with less than four wheels	0	10	0
For every cart with four wheels employed for hire in the transport of goods, wares and merchandise, and for the purposes of agriculture or manufacture	0	10	0
For every cart with two wheels employed for hire in the transport of goods and merchandise, and for the purposes of agriculture or manufacture.	0	5	0

Schedule B.

RETURN.

Name of Parish and place where Owner is resident.	Name of owner.	No. of Mules.	No. of Horses.	No. of carriages, carts or other vehicles with 4 wheels.	No. of carriages, carts or other vehicles with 2 wheels.	Amount of Tax.

Passed the Legislative Assembly the 27th day of September A. D. 1877.

CHARLES FOSTER,
Clerk Leg. Assembly.

Dated at Antigua the twenty-third day of October 1877, in the Forty-first year of Her Majesty's Reign.

Duly published at Nevis the 27th day of October A.D. 1877.

J. T THIBOU,
Provost Marshal.

NEVIS

No 14--1877.

An Act to amend an Act entitled "An Act to provide for the Collection of an Excise Duty on Rum."

[L. S.]

I assent,

GEORGE BERKELEY
Governor.

WHEREAS it is expedient to amend certain of the provisions of the Act No 11 of 1876 entitled "An Act to provide for the collection of the Excise Duty on Rum."

Be it therefore enacted by the Governor and Legislative Assembly of Nevis as follows :—

Repeals sections 3, 4, & 17 of Act No 11 of 1876.

1. The 3rd, 4th, and 17th sections of the said Act are hereby repealed, and that Act shall be read and construed as if the 2nd, 3rd, and 4th sections of this Act had been therein inserted and enacted in lieu of the said sections.

Seller of rum to make bill of sale in duplicate & give copy to purchaser.

2. On the sale of any Rum other than Rum purchased at retail from the shop or place of sale of any person duly licensed to retail Rum, the person making the sale thereof, shall make in duplicate a bill of sale in writing, specifying the quantity, strength, and price of such Rum, and shall sign each of the copies or parts of such bill of sale; one copy of such duplicate bill of sale shall be delivered to the purchaser of the said Rum, and shall always be in possession of the person in charge of such Rum during its removal from its place of purchase or other acquisition to its place of destination.

Rum for consumption to pay duty & be removed under

3. Any person who shall sell or dispose of any Rum except as is hereinbefore excepted, shall, before delivery of such Rum, lodge in the Treasury a copy of the Bill of sale made as directed in the preceding section of this Act, and any person who shall purchase or acquire any rum except as hereinbefore

excepted, shall, if he intends to use the said rum for consumption in this Presidency, pass a warrant for duty, and shall then pay the duty thereon, and obtain a permit from the Treasurer for the removal of the said rum.

Person in charge of distillery to keep distillery stock book.

4. Every distiller of rum or other spirit, or the manager or overseer or the person in charge of any plantation or estate on which rum or other spirit is or are distilled, shall keep a book to be called "The Distillery Stock Book" which shall be labelled and kept according to the form marked C annexed to Act No 11 of 1876, and any person whose duty it is to keep any such Distillery Stock Book, who shall not keep such book in such form, shall for each and every offence forfeit and pay a sum not exceeding two pounds; or any distiller, manager, overseer or person in charge of any plantation or estate or other place on which rum or other spirits is or are distilled, who shall fail or omit to produce such book when required so to do by the Treasurer or any officer of the Treasury Department or any Excise officer, or shall obstruct, or prevent the Treasurer or any officer of the Treasury Department or any Excise officer from examining the same, or shall prevent or obstruct, or in any way interfere with any such officer when making extracts or calculations from the said book, or who shall in any way alter, erase, or deface any entry, or shall wilfully make any false entry therein, shall for each and every offence forfeit and pay a sum not exceeding ten pounds; provided that in case of any entry made therein by mistake it shall be lawful for the Treasurer or any Revenue or Excise officer to make the correction, and opposite he shall place his name in writing in ink.

Penalty for refusing to produce stock book or obstructing officer not exceeding £10

Bond to be given on exportation of rum.

5- Upon the entry outward of any rum to be exported to any place, the United States, Great Britain, and British North America excepted, the person entering the same shall give security by bond, (paying the Treasurer for such bond for the use of this Presidency the sum of one shilling,) in double the duties payable on the same quantity and strength of such rum when entered for home consumption, with sufficient security to be approved by the Treasurer, that the same shall not be landed illicitly at any place within the limits of this Presidency.

Rum seized & sold may be exported free of duty, but if consumed in island duty payable

6. Any rum seized and sold under the authority of the 9th section of the said Act No 11 of 1876 may be exported without payment of duty, but if used for consumption within this Presidency, the purchaser of such rum shall pay the duty thereon before removal.

Offenders how punished.

7. Persons offending against any of the provisions of this Act shall be dealt with in like manner as the Excise Act No. 11 of 1876 precribes in case of offenders against that Act.

Short Title.

8. This Act may be cited as "The Act to amend the Excise Act 1876"

Passed the Legislative Assembly the 20th day of September A. D. 1877.

CHARLES FOSTER.
Clerk Leg. Assembly.

Dated at Antigua the 1st day of November 1877, in the Forty-first year of Her Majesty's Reign.

Duly published at Nevis this 3rd day of November A. D. 1877.

J. T. THIBOU.
Provost Marshal.

NEVIS.

No. 15--1877

An Act to repeal an Act entitled "An Act to repeal an Act entitled An Act to abolish Excise Duties and to impose an additional tax on Sellers of Liquors," and to make other provisions in lieu thereof.

I assent,

GEORGE BERKELEY,
Governor.

BE it enacted by the Governor and Legislative Assembly of Nevis as follows:—

Repeals Act No 1 of 1867.

1. The Act No 1 of 1867 entitled "An Act to repeal an Act entitled An Act to abolish Excise Duties and to impose an additional tax on Sellers of Liquors," shall be and the same is hereby repealed.

Persons requiring licenses must apply to Magistrate for certificate.

2. Any person desirous of obtaining a license to sell Spirits, Spirituous Liquors, Wines, Liqueurs, Malt and other fermented Liquors, shall make application to the Resident Police Magistrate in Petty Sessions; and if such Resident Police Magistrate shall be satisfied of the character of the person applying for such license as aforesaid, and of the suitability of the situation of the premises proposed to be used for the sale of such Spirits, Spirituous Liquors, Wines, Liqueurs, Malt and other fermented liquors, he may grant to such Applicant a certificate under his hand addressed to the Treasurer, in the Form set forth in schedule A to this Act, specifying the particular license which may be granted to such person, and

Certificate to be required before granting license.

the situation of the premises so approved of; and such certificate shall be required by the Treasurer before any license under the authority and provisions of this Act shall be granted to such person.

Treasurer may grant license to persons presenting Magistrate's certificate.

3. It shall be lawful for the Treasurer of this island to grant to any person who shall apply to him for the same, and who shall present the certificate prescribed in the preceding section of this Act, a license to retail Rum alone, or a license to retail Spirituous Liquors other than Rum, Wines, Liqueurs, Malt and other fermented Liquors, on the payment to him of the sum set forth and for the time set forth and specified in the schedule B to this Act or for any greater length of time not exceeding twelve months for a sum in like proportion. And such license so granted by the Treasurer shall be a sufficient authority for the person named therein to retail such Liquors, for such time and on such premises as shall be mentioned in such license.

License to be affixed to some conspicuous place in shop.

4. Every license to retail Rum or other Liquors shall be hung up or affixed to some conspicuous part of the room, shop, or other place where such Rum or other Liquors shall be licensed to be sold by retail, and if any license shall not be so affixed as aforesaid, the person or persons who shall sell or retail such Rum or other Liquors in such room, shop, or place shall be deemed and taken to be a retailer or retailers of such Rum or other Liquors without a license, and shall be liable to the penalty hereinafter provided for the punishment of such offence.

No person to sell Rum in less quantity than 20 gals, or Wine &c. in less quantity than 5 gals. without having a retail license.

5. If any person shall sell by retail Rum in any less quantity than twenty gallons to any one person at any one time, or shall sell or retail any Spirituous Liquors other than Rum, or any wine, Liqueurs Malt or other fermented Liquors, in any less quantity than five gallons or two dozen bottles commonly called Quart bottles, to any person at any one time, without first taking out a license for such purpose, in either case from the Treasurer of this island, according to the schedule C to this Act, such person being duly convicted of any such offence before any Resident Police Magistrate, shall forfeit and pay any sum not exceeding twenty pounds sterling, and in default of payment shall be committed to the Common Gaol for any time not exceeding three calendar months unless such Fine be sooner paid. One half of any such penalty to be paid to the person who shall inform upon such offender,

and who is hereby declared to be a competent witness; the other half to be paid into the Treasury for the public uses of this island:—Provided always that nothing in this Act contained shall be deemed to extend to Physicians, Surgeons, Apothecaries, or Druggists, as to any spirit or spirituous Liquors that they may use in preparing or dispensing of Medicines.

Persons offending against this Act to be liable to penalty not exceeding £20.

6. Any persons offending against any of the provisions of this Act shall be liable, on conviction before any Resident Police Magistrate, to a penalty in any sum not exceeding twenty pounds; and in default of payment to imprisonment for any time not exceeding three calendar months, unless such Fine be sooner paid.

Licensed place of retail may be removed.

7. If any person who shall have taken out a license to retail Rum or other Liquors shall wish to remove to some other place, room or shop, for the purpose of retailing Rum or other Liquors before the expiration of the time limited in such license, it shall be lawful for the Resident Police Magistrate, on application of the party so wishing to remove, to substitute in his certificate any other fit and proper place, and the Treasurer shall on receipt of such amended certificate, substitute the place last mentioned for the original place, without any additional payment. And if any person who may have taken out a license as aforesaid shall die before the expiration of the time limited in such license, the Executors or Administrators of such person may use or enjoy the benefit and privilege of such license for the residue of the time limited therein.

Fines & penalties how recovered.

8. All fines and penalties imposed under any of the provisions of this Act shall be recovered in a summary manner before the Resident Police Magistrate, by Warrant of Distress, under the provisions of the Act of the Leeward Islands, No 14 of 1873 entitled "An Act respecting the duties of Magistrates out of Sessions in relation to Summary Convictions and Orders."

Short Title

9. This Act may be cited as "The Liquor License Act 1877."

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Schedule A

I certify that is a fit and proper person to be licensed as a retailer of and that the shop or room situate is a fit and proper place to be used for the retail of the said

Given under my hand this day of 187

Schedule B

For a License to retail rum in the town of Charlestown or within one mile from the Conrt House for three calen-months £5 0. 0.

For a License to retail rum in any other part of this island for three calendar months £3. 0. 0.

For a License to retail Spirituous Liquors other than rum, wines, liqueurs, malt and other fermented liquors in the town of Charlestown or within one mlie from the Court House for three calendar months £5 0 0.

For a license to retail Spirituous Liquors other than rum, wines, liqueurs, malt and other fermented liquors, in any other part of this island for three calendar months £2. 0. 0.,

And licenses for six, nine and twelve months for sums in like proportion.

Schedule C

License is hereby granted to to retail at his shop on the premises situate at in the parish of for the space of months from the date hereof.

Given under my hand the day of A. D. 187

Treasurer.

Passed the Legislative Assembly the 27th day of September A. D. 1877.

CHARLES FOSTER.
Clerk Leg. Assembly.

Dated at Antigua the 1st day of November 1877, in the Forty-first year of Her Majesty's Reign.

Duly published at Nevis this 3rd day of November A. D. 1877.

J. T. THIBOU,
Provost Marshal.

NEVIS.

No. 16--1877.

An Act to amend and simplify the Legislature of the Island of Nevis.

(L. S.)

I assent,

GEORGE BERKELEY

Governor.

WHEREAS it is necessary to amend and simplify the Legislature of the Island of Nevis, so as to commit the Government of the said Island more immediately to the care of Our Most Gracious Queen and Her Advisers. Preamble.

BE it therefore enacted by the Governor and the Legislative Assembly of the said Island as follows :—

1. The Legislative Assembly of the said Island shall be and the same is herely abrogated, and all Acts creating or amending the same, and especially those mentioned in the Schedule hereto, shall be and the same are hereby repealed. Abrogating the Legislative Assembly, and repealing Acts creating and amending the same.

2. In place and stead of the said Legislative Assembly hereby abrogated, there shall be established a Legislative Council constituted as hereinafter mentioned. Establishing Legislative Council.

Powers and Authorities vested in Governor and Legislative Council.

3. The Legislative Council hereby established shall have all the powers, authorities, and rights hitherto possessed by the Legislative Assembly in every respect, and the Legislative Authority in the said Island shall be vested in the Governor and Legislative Council as fully as heretofore vested in the Governor and Legislative Assembly.

Designation and Appointment of Members of the Council by Her Majesty.

4. Her Majesty the Queen may from time to time, by any warrants under Her Sign Manual and Signet, or by any Instructions through one of Her Principal Secretaries of State, designate such Officers and appoint such persons, not exceeding six in all, as She may think fit, to be respectively Official or Ex-officio and Un-official Members of the said Council.

Provisional Appointment of unofficial Members by Governor.

5. The Governor may, by an Instrument under the Public Seal of the Island, appoint one or more Person or Persons to act provisionally as an Unofficial Councillor or Councillors in case at any time the number of such Unofficial Councillors present in the Island and capable of acting in the discharge of their duties shall be less than three—Every such appointment may be disallowed by Her Majesty through one of Her Principal Secretaries of State; or may be revoked by the Governor by such Instructions as aforesaid; and every such appointment, or, as the case may be, the last in date of such appointments, shall ipso facto expire whenever by its continuance the number of Unofficial Councillors present in the Island and capable of acting in discharge of their duties would be raised above the number of three.

Duration of Councillor's Office.

6. Every Councillor shall hold his Office during Her Majesty's pleasure.

Governor, or in his Absence Person appointed by him, to preside at Meetings of Council, and have original and Casting Vote.

7. The Governor, or in His absence any member of the Council appointed by him in writing shall preside at every meeting of the said Council. All questions shall be decided by a majority of Votes, and the Governor or member presiding shall have an original vote on all questions, and also a casting vote, if the votes shall be equally divided.

Quorum.

8. Unless otherwise provided by the Council, no business shall be transacted unless there be present three members of Council besides the Governor or presiding member.

Council to make Rules and Orders.

9. The Council may make Standing Rules and Orders for the regulation of their proceedings.

10. The Laws and Regulations heretofore existing as to the assent to Laws and the confirmation and disallowance of the same, shall apply to all Laws passed under the authority of this Act.

Assent to and Confirmation or Disallowance of Laws.

11. If any Councillor shall become bankrupt or insolvent, or shall be convicted of any criminal offence, or shall absent himself from the Island for more than three months without leave from the Governor; the Governor may declare in writing his seat vacant, and it shall immediately become vacant accordingly.

Causes for declaring Seat vacant.

12. The Governor may by writing under his hand, suspend any Councillor from the exercise of his office until Her Majesty's pleasure thereon is known and signified. Proceeding therein in such manner as is or may be laid down as to the suspension of Public Officers.

Suspension of Councillor.

13. In this Act the term Governor shall mean the Governor, or in his absence, the Officer for the time being lawfully administering the Government of the Leeward Islands.

Term "Governor."

14. This Act shall have no force or operation until the same shall have been confirmed by Her Majesty and such confirmation shall have been duly published.

Confirmation of Act.

SCHEDULE.

"An Act for Assembly men to serve, when chosen." Dated 27th October A. D. 1700.

"An Act to repeal an Act entitled an Act for qualifying persons to sit in the Assembly and further to regulate and settle the rights of Voters and the election and qualification of members to serve in that House." Dated the 27th day of December A. D. 1831.

"An Act to amend and simplify the Legislature of Nevis." Confirmed by Her Majesty by Order in Council dated the 10th day of November A. D. 1866.

"An Act to amend an Act entitled an Act to amend the Legislature of Nevis." Published the 19th day of September A. D. 1867.

"An Act to amend the fifth section of an Act entitled an Act to amend and simplify the Legislature of Nevis, dated the 30th day of July A. D. 1866." Dated the 12th day of April A. D. 1872.

"An Act to establish a Registry of Voters for the election of Members to serve in the Legislative Assembly of Nevis." Dated the 20th day of September A. D. 1877.

"An Act to amend an Act entitled an Act to amend an Act entitled an Act to amend and simplify the Legislature of Nevis." Dated the 28th day of September A. D. 1877.

Passed the Legislative Assembly the first day of November A. D. 1877.

CHARLES FOSTER.
Clerk Leg. Assembly.

Dated at Antigua this fourteenth day of November 1877 in the forty-first year of Her Majesty's Reign.

Duly published at Nevis this fifteenth day of November 1877.

J. T. THIBOU,
Provost Marshal.

Her Majesty's Confirmation duly published at Charlestown, Nevis, the 12th day of February A. D. 1878.

NEVIS.

No. 17--1877.

An Act to make Provision for the Service of this Presidency for the year One thousand eight hundred and seventy-eight.

(L. S.)

I assent,

GEORGE BERKELEY,
Governor.

BE it enacted by the Governor and Legislative Assembly of Nevis as follows:—

1. There shall be and there is hereby granted to Her Majesty Her Heirs and Successors, the sum of Eight thousand three hundred and twelve pounds twelve shillings and ten pence, for the Services hereinafter set forth. viz — :

For Fixed Establishments	£4743	3	2
Pensions and Allowances ...	103	18	8
President's Office ex. of Establishments	20	0	0
Treasury exclusive of Establishments	60	0	0
Administration of Justice ex. of Establishments	25	0	0
Carried forward.	£4952	1	10

	Brought up.	£7952	1	10
For	Post Office ex. of Establishments	12	0	0
	Education exclusive of Establishments	200	0	0
	Infirmary and Poor Asylum ..	560	0	0
	Police and Gaols ex. of Establishments	400	0	0
	Rents	119	16	0
	Conveyance of Mails ...	34	0	0
	Works and Buildings ...	510	0	0
	Roads and Bridges ...	420	0	0
	Miscellaneous	632	15	0
	Repayment of Loans with Interest	472	0	0
	Total.	£8312	12	10

2. The Treasurer is hereby authorized to pay from time to time, on the warrant of the Governor, the aforesaid sums out of the Public Revenue of the Presidency.

Passed the Legislative Assembly the 29th day of October A. D. 1877.

CHARLES FOSTER,
Clerk Leg. Assembly.

Dated at Antigua the twenty-sixth day of November 1877, in the Forty-first year of Her Majesty's Reign.

Duly published at Nevis the 6th day of December A. D. 1877.

J. T THIBOU,
Provost Marshal.