

THE PROHIBITION MEASURE.

AN ACT PROHIBITING THE SALE OF INTOXICATING LIQUOR.

CAP. III.

"An Act Prohibiting the Sale of Intoxicating Liquor."

[Assented to 9th June, 1900.]
Enacted by the Lieutenant Governor and Legislative Assembly of the Province of Prince Edward Island, as follows:

1. This Act may be cited as "The Prohibition Act, 1900."
2. In this Act unless the context otherwise requires (a) the expressions "Liquor" "Liquors" or "Intoxicating Liquor" shall include all spirituous and malt liquors and all combinations of liquors and drinks and drinkable liquids which are intoxicating;
(b) the expression "persons" shall include any person, firm or corporation;
(c) the expression "wholesale" shall mean the sale of liquors in quantities not less than five gallons at any time.

3. From and after the coming into force of this Act, all Acts and parts of Acts inconsistent with this Act are hereby repealed.

4. (1) From and after the coming into force of this Act no person shall by himself, his clerk servant or agent, directly or indirectly on any pretense or upon any device, sell or barter or in consideration of the purchase of any other property give to any other person any intoxicating liquor.
(2) Provided always that the sale of liquor by wholesale may be made by vendors appointed under this Act to legally qualified physicians, chemists or druggists within this Province for medicinal purposes only.
(3) Provided also that the sale for exclusively sacramental purposes may, on the certificate of the clergyman affirming that the wine is required for sacramental purposes be made by vendors thereto specially appointed as hereinafter mentioned.

4. Provided also that the sale of intoxicating liquors for exclusively medicinal purposes or for bona fide use in some art, trade or manufacture may be made by such appointed vendors but such sale when for medicinal purposes shall be made on a certificate of a medical man affirming that such liquor has been prescribed for the person named therein for use as a medicine and not as a beverage and when such sale is for its use in some art, trade or manufacture, the same shall be made only on a certificate signed by an Inspector appointed under the provisions of this Act of the good faith of the application accompanied by the affirmation of the applicant that the liquor is to be used only for the particular purpose set forth in the affirmation and such vendors shall file the certificates and keep a register of all sales made by him indicating the name of the purchaser and the quantity sold and shall make a semi-annual return of all sales on the first days of June and December in each year to the Provincial Secretary-Treasurer.

(5) Provided also, that the sale by legally qualified physicians, chemists and druggists may be made of physician's prescriptions containing spirituous liquors mixed with any other drug or medicine and not intended for use as a beverage.

5 The Lieutenant Governor in Council may, and he is hereby authorized to appoint one or more vendors for each County and one or more for the City of Charlottetown and each of such vendors shall be subject to such orders and regulations as the Lieutenant Governor in Council shall from time to time prescribe.

6 The Lieutenant Governor in Council shall appoint one or Inspectors whose duty shall be the enforcement of the provisions of this Act; the salary of such Inspector or Inspectors shall be such amount as the Lieutenant Governor in Council shall direct.

7. Every one who by himself, his clerk, servant or agent, directly or indirectly on any pretence or on any device sells or barter or in consideration of the purchase of any other property gives to any other person any intoxicating liquor in violation of this Act, shall upon summary conviction before the Stipendiary Magistrate for the city, Town or County in which the offence is committed, be liable to a penalty of One hundred dollars for the first offence, and in default of payment of the penalty imposed the said Magistrate shall commit the person so convicted to the Common Jail of the County wherein such conviction shall take place for a period of three months, unless the said penalty and all costs and charges, and all costs of the commitment and carrying the offender to the said Jail are sooner paid; and for a second offence the offender shall be liable to a penalty of Two hundred dollars, and in default of payment forthwith of the said penalty, the said Magistrate shall commit the person so convicted to the common Jail of the County wherein such conviction shall take place for a period of four months, unless the said penalty, and all costs and charges and all costs of the commitment and carrying the offender to the said Jail are sooner paid, and for a third and every subsequent offence the offender shall be liable to imprisonment for a term of six months.

8. Any prosecution for any penalty under this Act may be brought by or in the name of the Inspector appointed pursuant to this Act, and within whose district the offence is committed or by or in the name of any person.

9. Every such prosecution shall be commenced within three months after the date of the offence, and shall be heard and tried in a summary manner either in person or by the deposition of the defendant or of a witness or otherwise.

10. In any prosecution against a person

for having sold liquor by wholesale contrary to the provisions of sub-section two of section four of this Act, it shall lie upon the defendant to furnish satisfactory evidence of having good reason for believing that such liquor would be forthwith removed beyond the limits of this Province for consumption outside same.

11. Every offence against this Act may be prosecuted and the penalties and punishments therefore enforced in the manner directed by the Summary Convictions Act contained in the Criminal Code of Canada, 1892, and the amendments thereto, so far as no provision is hereby made for any matter or thing which is required to be done with respect to such prosecution; and all the provisions contained in said Act, and amendments, shall be applicable to such prosecutions and to the judicial and other officers before whom the same are hereby authorized to do brought in the same manner as if they were incorporated in this Act, and amendments, and as if all such judicial and other officers were named in the said Act, provided always that in no instance shall a warrant to distrain to levy the amount of the fine imposed under this Act be issued, but on default of payment forthwith of the fine imposed with costs, the offender shall be committed to Jail.

12. In proving the sale or barter or other unlawful disposal of liquor for the purpose of any proceeding relative to any offence under this Act, it shall not be necessary to show that any money actually passed or that any liquor was actually consumed, if the Magistrate hearing the case is satisfied that a transaction in the nature of sale or barter or other unlawful disposal actually took place.

13. In any prosecution under this Act for the sale or barter or other unlawful disposal of intoxicating liquor, it shall not be necessary that any witness should depose directly to the precise description of the liquor sold or bartered, or the precise consideration therefor or to the fact of the sale or other disposal having taken place with his participation or to his own personal and certain knowledge; but the Magistrate trying the case, so soon as it appears to him that the circumstances in evidence sufficiently establish the violation of law complained of shall put the defendant on his defence, and in default of his rebuttal of such evidence shall convict him accordingly.

14. In describing any offence under this Act in any information, summons, conviction, warrant or other proceedings, it shall be sufficient to state the unlawful sale, barter or disposal of liquor simply without stating the name or kind of such liquor or the price thereof or any person to whom it was sold, bartered or disposed of, and it shall not be necessary to state the quantity of liquor so sold, bartered or disposed of, except in the case of offences where the quantity is essential, and it shall then be sufficient to allege the sale or disposal of more or less than such quantity, and it shall not be necessary in any such summons, conviction, warrant or proceedings to negative the circumstances, the existence of which would make the act complained of lawful, but upon any such circumstances being proved in evidence the defendant shall be acquitted.

15. The proceedings upon any information for committing an offence against the provisions of this Act in case of a previous conviction or convictions being charged shall be as follows:—

(a) The Magistrate shall in the first instance inquire concerning such subsequent offence only, and if the accused is found guilty thereof he shall then, and not before, be asked whether he was so previously convicted as alleged in the information, and if he answers that he was so previously convicted he may be convicted accordingly, but if he denies that he was so previously convicted, or stands mute of malice or does not answer directly to such question, the Magistrate shall then inquire concerning such previous conviction or convictions.

(b) The number of such previous convictions shall be provable by the production of a certificate under the hand of the convicting Magistrate with out proof of his signature or official character of by other satisfactory evidence.

(c) A conviction may in any case be had as for a first offence notwithstanding that there has been a prior conviction or convictions for the same or any other offence.

(d) In the event of any conviction for any second or subsequent offence becoming void or defective after the making of by reason of any previous conviction,

Protruding, Itching Piles

Rev. S. A. Duprau, Methodist Minister, Conception, Prince Edward County, Ont., states:—"I was troubled with itching and bleeding piles for years, and they ultimately attained to a very violent form. Large lumps or abscesses formed, so that it was with great difficulty and considerable pain that I was able to stool. At this severe crisis I purchased a box of Dr. Chase's Ointment, but I had little or no faith in it, as I had tried various remedies before and to no purpose. "Now, imagine how great and joyous was my surprise to find that just the one box cured me, so that the lumps disappeared, and also the external swelling. I feel like a different man to-day, and have not the least doubt that Dr. Chase's Ointment saved me from a very dangerous and painful operation and many years of suffering. You are at perfect liberty to use this testimonial as you see fit for the benefit of others similarly afflicted."

60c at all dealers.
Dr. Chase's Ointment.

being set aside, quashed or otherwise rendered void, the Magistrate by whom such second or subsequent conviction was made, may by summons under his hand, require the person convicted to appear at a time and place to be named in such summons, and may therefore upon proof of the due service of such summons if such person fails to appear, or on his appearance amend such second or subsequent conviction and adjudge such penalty or punishment as might have been adjudged had such previous conviction never existed and such amended conviction shall thereupon be held valid to all intents and purposes as if it had been made in the first instance.

16. (1) No conviction, judgment or order in respect of any offence against this Act shall be removed by certiorari or otherwise into any of her Majesty's Courts of Record.
(2) No appeal shall be allowed from any such conviction, judgment or order to any Court whatsoever.

17. Summonses to persons against whom information is laid for an offence or offences against this Act, and to witnesses, may be served anywhere in this Province, and a warrant such person or against a witness or may be executed anywhere in this Province by the constable, police officer or other peace officer holding the same without endorsement by a Justice of the Peace for the County in which such person or witness is found, and upon an arrest the person so arrested shall be brought before the Magistrate who issued the warrant to be dealt with according to the requirement of such warrant.

18. The forms given in the Schedule to "The Canada Temperance Act" and amendments, or any forms to the like effect framed in accordance with this Act shall be sufficient in the cases thereby respectively provided for.

19. All fines and penalties recovered under this Act shall be paid into the Treasury to and for the use of the Government, but when the prosecution shall be brought by any person other than the duly appointed Inspector, one-fourth of the fine or penalty imposed shall, when recovered, be paid to such prosecutor, provided that for offences under this Act committed in the City of Charlottetown one-third of all fines or penalties recovered shall be paid to the Treasurer of the said City for the use of the said City.

20. This Act shall come into force on the Fifth day of June, A. D. 1901, but shall not apply or take effect in those portions of this Province in which the second part of "The Canada Temperance Act" is in force: provided nevertheless that should the Order in Council by which the second part of "The Canada Temperance Act" is brought in force in any County or Counties of this Province be at any time hereafter revoked then this Act shall immediately come into force and take effect in such County or Counties to which such revocations shall apply.

A THOUSAND THANKS.

A Grateful French Lady Cured of Rheumatism by Dodd's Kidney Pills, Expresses Her Gratitude.

St. FLAVIE, Que., April 15.—Madame Maria Guilmond of this place, is loud in her praises of Dodd's Kidney Pills. She says:—

"I have followed the treatment of the first doctor in Montreal for Rheumatism, from which I have been suffering for over six years. I got no relief whatever from any or all of them. I heard of Dodd's Kidney Pills for Rheumatism and I tried them.

"I have taken in all seven boxes, and I am perfectly cured, and as well as ever. Of course, I am telling all my friends of the excellence of this great remedy. I thank Dodd's Kidney Pills a thousand times for my wonderful cure. Dodd's Kidney Pills will do for anyone suffering with Rheumatism just what they did for Madame Guilmond. No one used suffer a moment longer, when a sure, safe, and speedy remedy is at hand.

RUSSIAN PRECAUTIONS.

St. PETERSBURG, April 11.—An order has been issued prohibiting the export of firearms from Black Sea ports through the Sea of Azov.

TO CURE GRIPPE IN TWO DAYS
Laxative Bromo-Quinine removes the cause

THE MUSKOKO FIRST.

QUEENSTOWN, April 11.—The British ship Muskoko, 101 days and 20 hours from Portland, Oregon, for this port, arrived here to-day. She is the first to arrive of four sailing vessels that started from the same port at the same time. Considerable money was wagered on the result of the race between the four ships.

STINGING CHILBLAINS.

As distressing and annoying as are Chilblains they can be immediately relieved by the application of Dr. Chase's Ointment. Try it when you have retired with itching, stinging feet and expect to spend a sleepless night in suffering. Such a trial will convince you that as a cure for Chilblains Dr. Chase's Ointment is the standard of excellence. It is the world's greatest cure for all itching of the skin.

LIBEL CASE DECIDED.

HAMILTON, Ont., April 14.—Mayor Teetzel yesterday secured a verdict of one dollar and costs against the Spectator newspaper for libel.

Dr. Chase's Ointment.
Laxative Bromo-Quinine Tablets
The remedy that cures a cold in one day

Your Business

is to buy your boy's clothing where they are cheapest, that's sure.

Nice little suit 2 pieces all wool at \$1.75.
Another solid all wool Tweed school suit at \$2.75.
Good Suit 3 pieces good wearing Tweed \$3.00.
A solid hard serge suit 3 piece \$4.00. Better ones up \$8. each and there

Is

no doubt we can save your money on your own suit.
A perfect fitting suit hard solid tweed at \$10. better than many made by the tailors at \$15.
Another at \$12 solid English Clay Worsted Sack suit.

Your Own

interest now lies in buying clothing as cheap and good as possible don't doubt that do you? And our interest lies exactly in the same thing, don't doubt that either do you? Well let us get together will you?

Prowse Bros

The Wonderful Cheap Men

A GOOD CHANCE

TO

Buy Your Boots Cheap

J. B. MacDonald & Co

Will close out their Boot and Shoe department and want to do it quickly.
Will clear at from 25 to 50 per cent.
No reasonable offer refused.
A lot of new stock will be included in the sale.
Terms Cash—No goods on approval.

J. B. MacDonald & Co.

April 13 d & w tf.

CROP BULLETINS FAVORABLE.
WINNIPEG, April 14.—Crop bulletins from all sections of Manitoba report seeding conditions most favorable and general increase in acreage to be given about fifteen per cent.

Piles

Chase's Ointment is a sure and absolute cure for all every form of itching, bleeding and protruding piles. It is the standard of excellence. It is the world's greatest cure for all itching of the skin.

MOBILIZING FOR WAR.

YOKOHAMA April 14.—The preparations which the Japanese here are making for an early start indicate that they still expect war between Russia and Japan. Vessels arriving at Taku from Magasaki reports the mobilization of the Japanese fleet and the continuance of preparations on board ship for the anticipated struggle.

C. C. RICHARDS & CO.
Dear Sirs,—For some years I have had only partial use of my arm, caused by a sudden strain. I have used every remedy without effect, until I got a sample bottle of MINARD'S LINIMENT. The benefit I received from it caused me to continue its use, and now I am happy to say my arm is completely restored.
Glamis, Ont. R. W. HARRISON.

STEYN'S HEALTH FAILING.
BLOMFOURTEIN, April 14.—It is reported that the health of former President Steyn has broken down. It is also said that he has advised all Boers on command to surrender immediately.

CORN SOWING.
Is a process excited by vanity backed up by good tight boots—you may wear any size boots you please up to three sizes too small if you use Putnam's Painless Corn and Wart Extractor Druggists sell it.

UNPUBLISHED POEM OF LONGFELLOW FOUND.
Boston, April 13.—An unpublished hymn written by Henry Wadsworth Longfellow has been discovered among worthless papers and old letters at the Longfellow house. The hymn is entitled "Christo et Ecclesiae," and was written for the dedication of Appleton chapel which took place on October 17, 1838.

A TONIC FOR MOTHERS.
The happiness that comes to a home with baby's advent is too frequently shadowed by the ill-health or weakness of the mother. To restore the mother's strength, to bring back vigor and energy and to sustain her during the nursing period, Dr. Chase's Tonic Food is undoubtedly the most effective preparation obtainable. It is a rich, restorative, and invigorating tonic, revitalizes the whole system, and restores the mother to her normal condition. 50 cents a box, all dealers.

Wanted an experienced Saleslady. None other need apply.—James Paton & Co. Victoria Baw. 19th.
Molasses Kisses only 10c a lb. at the Crown Confectionery.—W. A. Hutcheon 176t

Carters' Seeds Grow
Wanted—Boot and shoe Salesman desires position. Best references, good connections—extensive experience Address B., P. O. Box 671 City.

WANTED AT ONCE.—
Three or four girls to learn the millinery at Weeks & Co. 10c.

Reserve Friday night 19th, for concert in Wright's Hall under the auspices of the New King Edward Division. An excellent program is being prepared. Cake and coffee (free) during the intermission. Tickets 15c each. On sale at J. B. MacDonald & W. P. Colwell's stores, also from committee and members of the Division. 16 4t.
Men's heavy strong solid leather boots regular \$1.50 qualities for \$1.00. J. B. MacDonald. 13 4t.