

CAP. XXXIII.

An ACT in addition to, and in amendment of, an Act, passed in the fiftieth year of the Reign of His late Majesty King George the Third, entitled, An Act to alter and extend the Times of holding the Supreme Court, in several of the Counties and Districts in this Province; and for declaring the qualification of Persons hereafter to be appointed Justices of the said Court, their number and salaries.

Preamble

WHEREAS the annexation of the Island of Cape-Breton to this Province, and the extending the Sitting of the Supreme Court to that Island, has considerably increased the Duties of the Justices of that Court, and His Excellency the Lieutenant-Governor, having, by His Message to the House of Assembly, been pleased to recommend that the sum of One Hundred Pounds, hitherto voted annually, be made a permanent provision for them:

Salaries of the Assistant Justices of Supreme Court made permanent

BE it therefore enacted, by the Lieutenant-Governor, Council and Assembly, That, instead of the sum of Five Hundred Pounds allowed by the Act of which this is an amendment, to each of the three Assistant Justices of the Supreme Court, mentioned in the said Act, the sum of Six Hundred Pounds be granted, established and paid, as the yearly salary of each of the said three Assistant Justices of the said Court, in addition to the allowance of travel already allowed.

CAP. XXXIV.

An ACT to extend an Act, passed in the forty-first year of His late Majesty's Reign, entitled, An Act for the repairing, keeping in repair, cleaning and paving, the Streets in the Town and Peninsula of Halifax, to the Towns of Liverpool and Lunenburg.

Act 41st Geo. III. extended to Liverpool and Lunenburg

BE it enacted by the Lieutenant-Governor, Council and Assembly, That the Act, passed in the forty-first year of His late Majesty's reign, entitled, An Act for repairing, cleaning and paving, the Streets in the Town and Peninsula of Halifax, and for removing obstructions therein, and every matter, clause and thing, therein contained, save and except the first and tenth clause thereof, be extended, and the same are hereby extended, to the Towns of Liverpool and Lunenburg.

Appointment of Road Commissioners

II. And be it further enacted, That it shall and may be lawful for the Lieutenant-Governor, by and with the advice of His Majesty's Council, to nominate and appoint three fit and proper persons, Inhabitants of the Towns of Liverpool and Lunenburg, respectively to be Commissioners for the repairing, paving, and keeping in repair, the streets and lanes of the said Towns, and for ascertaining and removing obstructions therein; and in case of the death, removal or refusal, of any of the Commissioners so appointed, his or their places from time

time to time to be filled up by such person or persons, being Inhabitants of the said Towns, and respectable Freeholders there, as the Governor, Lieutenant-Governor, or Commander in Chief, for the time being, with the advice of His Majesty's Council, shall nominate and appoint.

III. *And be it further enacted*, That the limits of the said Town of Liverpool, subject to the control and superintendance of the Commissioners so to be appointed as aforesaid, shall extend from Fort Point, by the Western side of Liverpool Harbour, to the Bridge crossing the main road leading to the Falls near Moore's Tan Yard; from thence South-West one mile, thence South-East one mile, thence North-East until it strikes the Harbour of Liverpool, thence by the said Harbour to Fort Point.

Limits of Liverpool subject to control of Commissioners

IV. *And be it further enacted*, That the limits of the said Town of Lunenburg, subject to the control and superintendance of the Commissioners to be appointed as aforesaid, shall extend East to the Garden Lots, South-West to Burns's Tan Yard, West to Fener's Tavern, and North to the Bridge in the rear of the Town of Lunenburg.

Limits of Lunenburg subject to control of Road Commissioners

V. *And be it further enacted*, That, from and after the first day of May next, the power and authority now vested in the Surveyors of Highways, within the limits above described in the Townships of Liverpool and Lunenburg respectively, shall cease and determine, any law, usage or custom, to the contrary notwithstanding.

Power of Surveyors of Highways in Liverpool and Lunenburg to cease

CAP. XXXV.

An ACT to revive, continue, alter and amend, an Act, made and passed in the fifty-seventh year of the Reign of His late Majesty King George the Third, entitled, An Act for the Summary Trial of Actions.

BE *it enacted by the Lieutenant-Governor, Council and Assembly*, That the said Act, passed in the fifty-seventh year of the reign of His late Majesty King George the Third, entitled, An Act for the Summary Trial of Actions, and every matter, clause and thing, therein contained, except such parts thereof as are hereinafter altered and amended, be revived and continued in force, for the Township of Halifax, for one year from the publication hereof, and from thence to the end of the next Session of the General Assembly.

Act 57th Geo. III revived and continued, with exceptions

II. *And be it further enacted*, That when the whole dealing or cause of Action shall not exceed three pounds, no more fees than seven shillings and six pence shall be taxed in the said cause; and where the cause of Action shall not exceed twenty shillings, no more fees than five shillings shall be taxed. *Provided always*; that where the Debt or cause of Action, or the sum for which judgment shall be obtained, shall not exceed five shillings, no costs shall be taxed or allowed: *And provided also*, That no greater sum than three shillings shall be taxed or allowed to the Board of Commissioners in any one Cause.

Fees to be taken in Commissioners' Court

III. *And be it further enacted*, That the Commissioners, appointed or to be appointed under the said Act, shall proceed to hear and determine all Causes in which they have jurisdiction in a summary way, by examining Witnesses on Oath, and determine the same with the least possible delay, and to give judgment thereon.

Duty of Commissioners

IV. *And be it further enacted*, That the said Court shall be held four times in every year, to wit: on the first Monday in the Months of February, May, August and November, and that each Term shall not continue more than four days.

Times of holding Court

CAP.