

that the forms of the Process and proceedings, for the recovery thereof, shall be as hath at any time heretofore been accustomed, under and by virtue of the Charter of the said City, and the Act of Assembly, made and passed in the twenty-sixth year of His MAJESTY'S Reign, intituled "An Act for regulating the Courts of Law, as established in the several Counties for the trial of causes to the value of *forty shillings.*"—*Provided also,* that all executions, to be issued from the said City Court, shall be made returnable at the first or second sitting of the said Court, next after the time of issuing such execution, as the Clerk of the said Court, in his discretion, shall think fit.

Forms of Process in that Court to be as heretofore accustomed.

Executions from the Clerk's Court to be returnable.

XVII. *And be it further enacted,* That no greater or other costs, shall be allowed or taxed in actions brought before any Justice of the Peace, by virtue of this Act, than the following, to wit. Justices fees, Summons, *six pence,* Capias and Affidavit, *one shilling,* Trial and Judgment, *one shilling,* Subpœna, *four pence,* Venire, *six pence,* Execution, *nine pence.* To every witness who shall appear in the opinion of the Justice to have been necessary, for attendance *one shilling* per day, and *three pence* per mile, from his place of residence to that of the Justice by whom the Process has been issued. Constable or proper Officer for serving a Capias or Summons, *six pence,* serving an Execution, for every pound *six pence,* mileage for one mile or under, *one shilling,* for every mile more, *three pence;* the travel to be computed from the place of residence of the Officer to that of the defendant, or where he shall be found, and from thence to the Justices residence, before whom the process is returnable. Constable for summoning a Jury, *one shilling,* for serving a Subpœna for less than one mile, *six pence,* and *three pence* for every other mile. Jurors, *one shilling* each.

Costs.

Justices Fees.

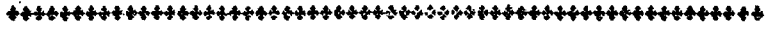
Witnesses Fees.

Constables Fees.

Jurors Fees.

XVIII. *Provided always, and be it further enacted,* That the Justices of the Peace, in the several Counties, shall respectively have concurrent jurisdiction with the Clerk's Courts, in the respective Counties, in all causes by Law cognizable by the same Courts, where the sum or thing in demand, does not exceed *forty shillings,* any Law, usage, or custom to the contrary notwithstanding.

Justices to have concurrent jurisdiction with the Clerk's Courts, where the matter in demand does not exceed forty shillings.



CAP. XVIII.

An ACT, in addition to an Act, intituled "An Act to empower the Justices of the Sessions, in the several Counties in this Province, to make such regulations respecting Markets and Ferries within such Counties as may be found necessary." Passed the 14th of March, 1810.

WHEREAS it may be convenient to extend the powers given to the Justices of the General Sessions of the Peace, in the several Counties in this Province, in and by an Act, made and passed in the twenty-eighth year of His MAJESTY'S Reign, intituled

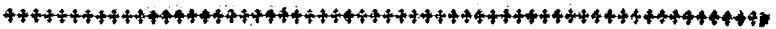
Preamble.

intituled " An Act to empower the Justices in the Sessions of " the several Counties in this Province, to make such regulati- " ons respecting Markets and Ferries; within such Counties as " may be found necessary." And to enable the said Justices in like manner to make regulations respecting causeys; promenades, or walks, made and provided for the accommodation of foot passengers in the public Streets or squares in the several Towns and Parishes; where the same may be found necessary.

Justices in Sessions may make regulations respecting Causeys, Promenades, Walks, &c. provided for the accommodation of foot passengers in the public streets, squares or other public places in any Town or Parish except St. John.

And for preventing injuries to the same under the like penalties as are provided by the recited Act.

Be it enacted by the President, Council, and Assembly, That in such of the Towns and Parishes in the several and respective Counties wherein, any causey, promenade, walk, pavement, or other structure shall be made and provided for the accommodation of foot passengers in the public streets, squares, or other public places in any such Town or Parish, except the Parish of Saint John, in the County of Saint John, it shall and may be lawful for the Justices of the General Sessions of the Peace, in the several and respective Counties to make such orders, rules, and regulations, respecting the same, and to prevent any injury being done to the same by riding with horses, carts, or carriages over the same, or by wilfully cutting down, injuring or destroying any posts, railings, trees or other defences placed and erected for the ornament or protection of the same, or otherwise howsoever, as such Justices in their discretion, shall from time to time think expedient and necessary under such and the like penalties, to be recovered, levied, and applied in like manner as is provided in and by the said herein before recited Act, for carrying into execution the powers given and granted to such Justices, in and by the same Act, any Law, usage or custom to the contrary thereof, in any wise notwithstanding.

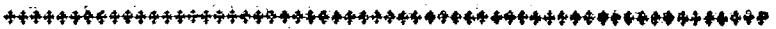


CAP. XIX.

An ACT, to make perpetual an Act, for the further and better support of the Poor in the City of Saint John. Passed the 14th of March, 1810.

Made perpetual.

Be it enacted by the President, Council, and Assembly, That an Act made and passed in the forty-first year of His MAJESTY'S Reign, intituled " An Act for the further and better support of " the Poor in the City of Saint John," be, and the same is hereby made perpetual.



CAP. XX.

An ACT, for the further regulation of Fisheries, and for preventing their decay. Passed the 14th of March, 1810.

Preamble.

WHEREAS by an Act, made and passed in the thirty-third year of His MAJESTY'S Reign, intituled " An Act for regulating the Fisheries in the different rivers, coves and creeks " of