

warrant under the hand and seal of such Justice, for the term of ten days, unless such fine and costs shall be sooner paid; all which penalties, when recovered to be paid to the Overseers of the Poor, for the Parish where the offence shall be committed, for the support of the Poor thereof.

Penalties applied.

II. *And be it further enacted*, That this Act shall continue, and be in force until the first day of April, which will be in the year of our Lord one thousand eight hundred and twenty-nine.

Limitation.

CAP. XV.

An Act to empower the Justices of the County of Charlotte to make regulations for driving Timber and Logs down the Rivers Saint Croix, Magaguadavic, and Digdeguash, and their branches.

Passed the 19th March, 1827.

WHEREAS much injury has been sustained by many persons lumbering on the Rivers Saint Croix, Magaguadavic, and Digdeguash, and the several branches thereof, in the County of Charlotte, in consequence of the neglect of some of the owners of Timber and Saw Logs (from time to time got out, and intended to be floated down the same) to attend, when there was a sufficiency of water to enable them to float and drive the same down the said Rivers and Branches to the places of rafting or sawing: *And whereas* it would greatly tend to the advantage of the lumbering and mercantile interests of that part of the Province, if suitable regulations were made to remedy the evil,

Preamble.

I. *Be it therefore enacted by the Lieutenant-Governor, Council and Assembly*, That the Justices Peace in and for the said County of Charlotte, of the shall and may have full power and authority, at any

Justices of the Peace empowered to make rules for driving Timber and Saw Logs, and

any General Sessions of the Peace, hereafter to be holden, from time to time to make such Rules and Regulations respecting the mode of driving or floating Timber and Saw Logs down the said Rivers and the several Branches thereof, as they shall think expedient and necessary for the more careful and beneficial management thereof; and the same Rules and Regulations so from time to time made, shall and may at any time thereafter, amend, alter or abrogate, as may by experience be found most advantageous to the said lumbering and mercantile interests.

To amend the same as they shall deem proper.

Commissioners to be appointed by the Justices of the Peace,

And furnished by the Clerk with a Copy of all rules and alterations thereof having an endorsement certifying the appointment of the Commissioners.

Copy of which always to have ready for inspection,

Commissioners not to be superseded, without an opportunity of justification, and being found guilty

II. *And be it further enacted*, That the said Justices at their General Sessions of the Peace, shall and may have full power and authority to appoint two or more suitable persons, in each and every Parish of the said County, to be Commissioners to carry into execution the said Rules and Regulations; and the said Commissioners so appointed, shall and may have full power and authority to carry the same into execution within their separate Parishes and Districts; and the Clerk of the Peace for the said County, shall immediately after the making of, amending, altering or abrogating such Rules and Regulations as aforesaid, furnish the said Commissioners, and each of them, with a true copy thereof, under his hand, as Clerk, on which copies shall be endorsed, a Certificate of the said Clerk, that the said Commissioners are duly appointed and continue such; and at least one copy of which the said Commissioners for the several Parishes shall always have ready upon putting into execution any such Rules and Regulations, and shall shew the same to any person requiring it: And the said Commissioners are not to be superseded in their office, without notice to attend and answer any complaint which may be made against them, and be found guilty of wilful neglect of duty, or other improper conduct.

III.

III. *And be it further enacted*, That the said Commissioners shall make regular returns to the Justices at any General Session of the Peace, or Special Session for that purpose to be holden, of the quantity of Timber and Saw Logs floated down in their respective Parishes or Districts, under their direction, and of the proprietor thereof; specifying particularly the number of Logs and Sticks of Timber belonging to each proprietor, which return shall be attested to by the said Commissioners respectively, and shall be also examined and certified by the Boom Masters of the respective Booms, to which such Logs and Timber shall be brought; and the said Justices shall and may have power to determine and settle such sum or sums of money to be paid to such Commissioners respectively, as they in their discretion may see fit, as a compensation for the services of such Commissioners; and the said Justices shall thereupon make or cause to be made, a rate or Assessment upon the several Proprietors of Saw Logs and Timber for the payment of such sum or sums to such Commissioners, proportionably to the interest of the said Proprietors respectively; and if such Proprietors, or any of them, shall neglect or refuse to pay his or their proportion of such Assessment, and the same shall be and remain unpaid six days after the same shall be demanded, the said Commissioners may proceed for the recovery of the same, with costs of suit in any Court, or before any Justice having competent jurisdiction in the premises: *Provided always*, that no Special Session of the Peace shall be holden for the above purpose, until after twenty days notice of the time and place of holding such Session, shall be published in the St. Andrew's Herald; and that there shall be present at such Session, at least, six disinterested Justices: *And provided also*, That nothing herein contained shall

Commissioners to make returns of the quantity of Timber and Saw Logs, and the particular proprietors.

To be attested by them, and certified by Boom Masters.

Justices to determine the pay of Commissioners.

To assess proprietors of Saw Logs and Timber for the same.

On refusal to pay Commissioners to sue.

30 days notice to be given in the Saint Andrew's Herald of any Special Session and be attended by at least six disinterested Justices.

Not to prevent the Commissioners and proprietors agreeing among themselves as to pay of Commissioners.

shall prevent, or be construed to prevent the said Commissioners and Proprietors respectively agreeing among themselves, as to the compensation and payment of such Commissioners with the consent of all concerned,

IV. *And be it further enacted*, That this Act shall continue, and be in force until the first day of May, in the year of our Lord one thousand eight hundred and twenty-nine.

Limitation.

*Contd. to 1833 by Act 1834 c. 16
9/10
2/10*

CAP. XVI.

An Act to make further provision for sick and disabled Seamen, not being Paupers, belonging to this Province.

Passed the 19th March, 1827.

I. **BE** it enacted by the Lieutenant-Governor, Council and Assembly, That from and after the first day of April next, every Ship or Vessel that shall arrive at the Ports of Saint Andrews and Miramichi, and shall be of the burthen of sixty tons or upwards, shall pay an additional sum of one penny per ton, making in the whole two pence per ton such Ship or Vessel shall be rated at; the same to be paid, recovered and received in the manner directed, in and by the several acts in force for providing for sick and disabled Seamen, and subject to the Rules and Regulations and Restrictions therein contained.

Vessels of 60 tons and upwards arriving at St Andrews and Miramichi to pay an additional duty of one Penny per ton.

To be recovered and received as directed by 60 Geo 3. c. 15. a Geo 4. c. 10.

II. *And be it further enacted*, That the surplus money (if any) raised in the Port of Saint Andrews, shall be applied to the payment of any debt now incurred for the support of sick and disabled Seamen there, or to the erection of a suitable Building as a Hospital for such Seamen, if considered necessary, and that the surplus money, (if any,) raised in the Port of Miramichi, shall

Surplus money at Saint Andrews to be applied in payment of debts or erection of an Hospital.

Surplus at Miramichi to pay debts or erect an Hospital.