

CAP. XXIII.

An Act to establish and regulate Public Landing Places in  
Fredericton.

Passed the 19th March, 1827.

**W**HEREAS great inconvenience and delays  
in the lading and unlading of vessels have  
arisen for the want of regular and unobstructed  
Landing places in the Town of Fredericton,—  
For remedy whereof,

Preamble.

*I. Be it enacted by the Lieutenant-Governor,  
Council and Assembly,* That there shall be eleven  
Public Landing Places in the said Town of Fre-  
dericton in the County of York, for Vessels and  
Boats to lade and unlade their cargoes, that is to  
say, the first or lower, commonly called, Avery's  
Landing, opposite to the Inn, called the Golden  
Ball, to measure two hundred feet in length, on  
the margin of the River : the second Landing  
to be a continuation of Sunbury-street, and to  
extend on the margin of the River up Stream  
from the lower line of the said Street two hun-  
dred feet : that the third Landing be a continua-  
tion of Church-street, to measure also two hun-  
dred feet in length on the margin of the River :  
the fourth landing to be a continuation of Saint  
John's-street to measure also two hundred feet in  
length on the margin of the River : the fifth  
Landing to be bounded by a continuation of the  
side lines of the Lot granted to the Justices of  
the Peace of the County of York for a Market: the  
sixth, commonly called the Steam Boat Landing,  
at the junction of Regent-street with the River,  
to measure from the lower line of the said Street,  
three hundred feet in length, on the margin of the  
said River up Stream, and at the continuation of  
the five following Streets, namely Carleton-street,  
York-street, Westmorland-street, Northumber-  
land-

Eleven Public  
Landing Places  
constituted and  
described.

1st Landing.

2d Landing.

3d Landing.

4th, 5th, 6th,  
Landing.

7th to 11th Land-  
ing.

land-

land-street, and Smyth-street, there shall be similar Landing Places, each measuring two hundred feet on the margin of the River: which said Landing places shall be considered to extend to the top of the bank, and shall be surveyed and distinctly marked out by posts or other sufficient marks by such person as the Governor or Commander-in-Chief for the time being shall appoint, and a return and plat thereof, and of the avenues leading thereto, made and returned into the Surveyor General's Office.

To extend to the top of the Bank and be marked by posts.

And plat thereof filed at the Surveyor General's Office.

The avenues to these Landings to be deemed Public Highways, to be protected in same manner.

Persons incumbering the landing so as to prevent the easy access of Boats, &c.

Liable to a penalty of 40s recoverable before a Justice of the Peace,

and levied with costs by warrant of distress and sale.

For want of goods to suffer imprisonment 3 days.

Penalties for the

II. *And be it further enacted*, That the said avenues leading to the said several Landing Places shall be deemed Public Highways, and persons obstructing the same, liable to the same penalties, as for obstructing any other Highways in the said Town, and incumbrances thereon may be removed and disposed of agreeably to the provisions of the laws for regulating Highways.

III. *And be it further enacted*, That any Person incumbering or obstructing either of the said Landing Places, by laying on the shore, or leaving in the water, any logs, wood or timber, or any other means, so as to prevent the easy and convenient access of Vessels and Boats to the same, and discharging their cargoes; shall for every such offence incur the penalty of forty shillings, to be recovered upon conviction before any one of His Majesty's Justices of the Peace, upon the oath of a credible witness, or view of the Justice, and levied with full costs by warrant of distress and sale of the goods of the offender, rendering the overplus, if any, after deducting charges to the owner; and for want of such goods the offender to be committed to Gaol by warrant from such Justice; there to remain for eight days, unless the penalty and costs and charges shall be sooner paid—which penalties when recovered shall be paid to the Commission-

ers of the Alms House in Fredericton for the use of the poor thereof.

Benefit of the poor.

IV. *And be it further enacted,* That the lower one hundred feet of the said Steam Boat Landing shall be reserved exclusively for the accommodation of the present or any other Steam Boats which may come to the place; and any person in any way incumbering the same, or any bridge or wharf thereon, so as to obstruct the approach of any Steam Boat to the same, or incommode such Boat in the landing of Passengers or discharging of Goods, or Freight, or Baggage, or shall remove the said bridge, shall incur the penalty of forty shillings for each and every offence, to be recovered and applied in manner as aforesaid.

The lower 100 feet of landing No 6. reserved exclusively for Steam Boats.

Persons incumbering it or any Bridge, &c. on it

liable to a Penalty of 40s.

V. *And be it further enacted,* That in order to secure the safe and convenient landing of Passengers, it shall and may be lawful for the Proprietors of any Steam Boat, at their own expense, to retain any one or more of the constables of Fredericton to attend at the bridge to which any such Steam Boat is expected to come, to prevent persons from crowding the same upon the arrival of any such Boat—and that such Constable (having his staff of office in his hand) shall have power to prevent persons, at his pleasure, from going or remaining on any such bridge, at the time of the arrival of any such Boat: and in so doing he shall, at all times, be considered to be in the due execution of his office as Constable.

Proprietors of Steam Boats empowered to retain Constables to prevent crowding or annoying of Passengers.

Constables to have their staffs.

And to be considered in the execution of their duty.