

this _____ Day of _____ in the Year of
Our Lord One thousand eight hundred and
_____.

Whereas in pursuance of an Act of Assembly passed in the First Year of His Majesty's Reign, intituled *An Act to regulate Sales by public Auction*, the above bounden _____ has been duly licensed and appointed an Auctioneer or Vendue Master, within the _____ County of _____ :

Now the Condition of the above written Obligation is such, that if the above bounden _____ shall and do from Time to Time, and at all Times hereafter, so long as he shall continue an Auctioneer or Vendue Master as aforesaid, render just, exact, and true Account upon Oath, to the Treasurer of the Province for the Time being, or the Deputy Treasurer (if any there shall be) within the District, of all and singular the Goods, Chattels, Wares and Merchandize which he the said _____ may from Time to Time sell, and which are liable to Duty under the said Act, and shall and do from Time to Time, well, truly and punctually pay to the said Treasurer or Deputy Treasurer, as in and by the said Act required, the full Amount of Auction Duty or Duties on such Sales, pursuant to the said Act, and shall in all Things well and truly obey and observe the Provisions of the said Act, then the said Obligation to be void, otherwise to remain in full Force and Virtue.

Sealed and delivered }
in the Presence of }

CAP. XLIII.

An Act to amend the Laws in Force relating to insolvent confined Debtors.

Passed 31st March 1831.

Preamble.

WHEREAS by an Act made and passed in
the

the Tenth and Eleventh Years of the Reign of His late Majesty King George the Fourth, intituled *An Act to repeal all the Laws now in Force for the Support and Relief of confined Debtors, and to make other and more effectual Provision in lieu thereof*, it is enacted that One Justice of the Inferior Court of Common Pleas is authorized and empowered to carry into Effect the Provisions of the said Act: And Whereas it is considered expedient to repeal so much and such Part of the said Act as authorizes One Justice of the Inferior Court of Common Pleas to examine the confined Debtor upon Oath, and make an Order of Maintenance, and in lieu thereof to enact that not less than Two Justices of the Inferior Court of Common Pleas shall be authorized to examine such Debtor and make an Order of Maintenance:

10 & 11 Geo. 4.
c. 30.

I. Be it therefore enacted by the President, Council, and Assembly, That so much of the said recited Act as authorizes any One Justice of the Inferior Court of Common Pleas for any County in this Province to examine on Oath such Person so confined, touching his or her Ability to support him or herself, and if found unable to support him or herself to make an Order of Maintenance, be and the same is hereby repealed; and in lieu thereof, be it further enacted, that Two Justices of the Inferior Court of Common Pleas shall be invested with the Power to examine any confined Debtor or Debtors, and to make an Order for the Support and Relief of such confined Debtor or Debtors, and to suspend the same if Occasion may require: Provided always, that in case Two Justices of the Inferior Court of Common Pleas cannot attend, that then it shall and may be lawful for any Justice of the Peace of the County, being of the Quorum, to act in the Stead of such Justice of the Inferior Court of Common Pleas who shall not attend upon such Examination. II.

Repeal of so much of the recited Act as allows One Justice of the Common Pleas to examine Debtors and make an Order of Maintenance.

That Power vested in Two such Justices.

Proviso.

Maintenance to
be paid to the
Gaoler.

These Two Sec-
tions not to ap-
ply to Saint
John.

Persons confi-
ned for One
Year, and not
strictly entitled
to the Benefit
of the Act, may
apply to the
Supreme Court
for Relief or
Discharge.

II. And be it further enacted, That such Allowance after passing of this Act shall be paid to the Gaoler of the County in which such Debtor may be confined, at any Time during the Day (between Sunrise and Sunset) such Allowance becomes due, for the Use and Support of such confined Debtor : Provided always, that nothing in the Two foregoing Sections of this Act contained shall extend to the City and County of Saint John.

‘ III. And Whereas it is expedient in certain Cases to authorize and empower the Supreme Court of Judicature of this Province to grant Relief or discharge confined Debtors who by the strict Provisions of the said Act may not be entitled to the Benefit thereof :’ Be it therefore further enacted, That when any Person may have been confined in any Gaol or Limits thereof, in this Province, for the Space of One Year, at the Suit of any Person for either Debt, Costs or Damages, such confined Person may apply to the said Supreme Court in Term Time, on Affidavit of the Circumstances, for Relief or Discharge ; which said Court, on Notice having been given of such Application to the adverse Party or his Attorney, may inquire into the Matter, on Affidavit or otherwise, and if it shall thereupon appear to said Court that the Person so confined has no Property whatever, real or personal, within his Possession, Power or Control, wherewith he can satisfy such Demand, or any Part thereof, or support himself in Custody, such Court may in its Discretion make an Order either for the Maintenance or Discharge of such Person so confined, in the same Manner as any Judge of such Court may now do by virtue of said Act ; and which Order or Discharge shall in all Respects have the like Force and Effect as any Order or Discharge made by any Judge pursuant to the Directions of said Act.

IV. And be it further enacted, That this Act shall continue and be in Force so long as the said Act to which this is an Amendment. Limitation.

CAP. XLIV.

An Act further to amend the Acts relative to Streets and Highways in the City and County of Saint John.

Passed 31st March 1831:

WHEREAS the Inhabitants and Residents of the City and County of Saint John are by Law liable to perform an equal Number of Days' Labour on the Roads and Bridges in and throughout the said City and County as other Inhabitants of the Province in their respective Parishes: And Whereas by an Act passed during the present Session, intituled *An Act to repeal all the Laws now in Force for regulating, laying out and repairing Highways and Roads, and for appointing Commissioners and Surveyors of Highways in the several Towns and Parishes in this Province; and to make more effectual Provision for the same, all the former Laws relative to Highways throughout the Province (the City and County of Saint John excepted) are repealed, and several of the Provisions which were contained in the same consolidated in the new Act, and various Alterations made in the Apportionment of Labour: And Whereas in and by the Thirtieth Section of the said Act it is declared that nothing therein contained should extend or be construed to interfere with the Rights and Powers granted by Charter to the Mayor, Aldermen and Commonalty of the City of Saint John: And Whereas it is necessary to make Regulations for the Assessment of Labour within the County of Saint John, and Doubts may arise as to the Extension of the new Scale of Labour to the said County:*

I.