

said overseers of the poor for the use of the poor of the said City or Parish, according to the place where the offence shall be committed.

CAP. XXII.

An Act to authorize the Justices of the Peace in General Sessions in certain Counties in this Province to exempt the Acadian French from the assessment of Poor Rates.

Passed 1st March 1837.

WHEREAS the Acadian French in this Province are in the habit of supporting their own poor;

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That it shall and may be lawful for the Justices of the Peace in the several Counties of Westmorland, Kent, Northumberland and Gloucester, at their General Sessions of the Peace, who may allow and order any assessment of the accounts of any overseers of the poor, pursuant to the direction of the Act of the General Assembly of this Province for regulating and providing for the support of the poor in this Province, at the same time, if they in their discretion shall think proper, to exempt the Acadian French inhabitants who may be resident in the Parish in which such assessment is to be made, from the whole or any part of such assessment.

Justices of specified Counties may exempt the Acadian French from assessment for poor rates.

II. And be it enacted, That when any such exemption shall be so made, the same shall be expressed in the warrant of assessment which may thereupon issue, and the assessors to whom the same may be directed shall conform thereto in making their assessment.

Exemption to be expressed in the warrant.

III. And be it 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 forty one.

Limitation.

by the 4th vic. c. 5

CAP. XXIII.

An Act in addition to the laws now in force for the protection of the Fisheries in the Counties of Northumberland, Kent and Gloucester.

Passed 1st March 1837.

WHEREAS the erection of brush and wooden wears or traps in the place of nets in the River Miramichi and its branches, and in the other navigable Rivers on the Gulf of Saint Lawrence, has a tendency very seriously to injure the fisheries in the Counties of Northumberland, Kent and Gloucester;

acted 1845 by 3 vic. c. 16

cont. to act 1/50 by 8 vic. c. 41

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That no person or persons shall after the passing of this Act, under any pretence whatsoever, erect, build, make or set up, or make use of in the said River Miramichi and its branches, or in any of the navigable Rivers on the Gulf of Saint Lawrence, within the limits of any of the said Counties, any brush or wooden wear or wears, trap or traps for the purposes of taking gaspereaux, salmon, shad, bass, or other fish, under a penalty of not less than five pounds nor more than thirty pounds, for each and every breach of this law, to be recovered at the suit of the party prosecuting for the same, with costs of suit, before any two of His Majesty's Justices of the Peace of the County in which the offence shall be committed, on the oath of one or more credible witness or witnesses, and to be levied by warrant of distress and sale of the offender or offenders' goods and chattels,

No person to erect brush or wooden wears or traps to take fish.

Repealed Act 1845 by 8 vic. c. 41

Penalty. Recovery.

chattels, rendering to him or them the overplus (if any) after deducting the costs and charges of prosecution and of the levying and sale of the said goods, and if no goods and chattels can be found whereon to levy the same, then the offender to be committed by the warrant of such Justice to the common gaol of the County in which the offence shall be committed, there to remain for any time not exceeding thirty days, unless the amount of the penalty and costs awarded by such Justices shall be sooner paid; and such penalty when recovered shall be paid, one half into the hands of the overseers of the poor of the Parish where the offence shall be committed and the other half to the person or persons who shall prosecute for the same.

Application.

Authority given to destroy such wears or traps.

II. And be it enacted, That in all cases where any fish wear or wears, trap or traps shall be erected in any of the rivers or the branches thereof within the limits of any of the said Counties, contrary to the provisions of this Act, it shall be the duty of the overseers of the fisheries of the Parish in which such wear or wears, trap or traps, shall be so erected, and all other person or persons are hereby fully authorized and empowered immediately or at any time thereafter to pull down, remove and destroy such wear or wears, trap or traps.

Limitation.

III. And be it enacted, That this Act shall continue and be in force until the first day of March which will be in the year of our Lord one thousand eight hundred and forty.

CAP. XXIV.

Repealed by 15th Cap 17

An Act to alter the additional Terms of the Inferior Court of Common Pleas for the County of Kent.

Passed 1st March 1837.

Additional Terms to be held on the last Tuesdays in April and September. No process to abate by reason of the alteration.

I. **B**E it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the additional terms of the Inferior Court of Common Pleas for the County of Kent shall in future be held on the last Tuesdays in April and September instead of the first Tuesdays in April and September in each year.

II. And be it enacted, That no process shall abate, or other business of what nature or kind soever shall abate or be discontinued by reason of the alteration of the said Terms, but shall and may be proceeded upon, heard and determined at the times herein appointed in the same manner as they might have proceeded upon had no alteration been made.

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CAP. XXV.

Repealed by 15th Cap 17

An Act for erecting a part of the Parishes of Saint Mary's and Douglas in the County of York, into a separate or distinct Town and Parish.

Passed 1st March 1837.

Preamble.

WHEREAS the division line between the Parish of Saint Mary's and the Parish of Douglas in the County of York, passes through the flourishing settlement of Stanley, in the tract of land granted to the New Brunswick and Nova Scotia Land Company, and thereby occasions difficulties in the regulation of roads in the vicinity thereof; And whereas the increased population of the said settlement renders it desirable that it should be erected into a separate Parish, including a part of both the said Parishes of Saint Mary's and Douglas;

Repealed by 15th Cap 17

I.