

which a reference to arbitration shall be made at Nisi Prius, and it shall be ordered that the award of the arbitrators shall be returned on the postea as the verdict of a Jury, and the award shall be filed with the officer who returns the postea after the last day of the sitting of the Court, such officer shall set down in the margin thereof the day on which such award shall be so filed with him, instead of the last day of the sitting of the Court; and no rule for judgment on the postea shall be entered until the expiration of twenty days after the day so set down; and any judge of the said Court, in any such case in which justice may appear so to require, may either upon summons or not, according to the circumstances of the case, order the returning of the postea and the entry and signing of judgment to be stayed until the Court shall make order in the matter at the next succeeding term.

to arbitration made at Nisi Prius, officer returning the Postea to set down the date of the filing of the award on the margin.

II. And be it enacted, That the time for any defendant in any summary action in the Supreme Court putting in bail or entering his or her appearance and filing the General Issue shall be and is hereby enlarged to the period of thirty days after the day on which the writ is returnable.

Time for putting in bail, entering appearance and filing the general issue enlarged.

III. And be it enacted, That it shall and may be lawful for the defendant in all personal actions pending or to be brought in the Supreme Court of this Province, (except actions for assault and battery, false imprisonment, libel, slander, malicious arrest or prosecution, criminal conversation or debauching of the Plaintiff's daughter or servant,) by leave of the said Court or of a Judge of such Court, to pay into the said Court a sum of money by way of compensation or amends, in such manner and under such regulations as to the payment of costs, and the form of pleading, as the said Court or any three of the Judges thereof shall, by any rules or orders by them to be from time to time made, order and direct.

Defendants in personal actions may, by leave, pay into Court money by way of compensation.

IV. And be it enacted, That in any Act of the General Assembly of this Province which may be passed at the present or at any future Session, the word "Person" shall extend to a body politic or corporate, as well as to an individual; and every word importing the singular number only, shall extend and be applied to several persons or things as well as one person or thing; and every word importing the plural number shall extend and be applied to one person or thing as well as several persons or things, and every word importing the masculine gender only shall extend and be applied to a female as well as to a male: Provided always, that those words and expressions occurring in this clause, to which more than one meaning is to be attached, shall not have the different meanings given to them by this clause in those cases in which there may be any thing in the subject or context repugnant to such construction, and in which such construction could not reasonably be supposed to have been intended.

Meaning of the word "person," the use of the singular or plural numbers, and genders occurring in Acts of Assembly enlarged.

#### CAP. XIV.

An Act to alter the times of holding the Circuit Courts in the County of Gloucester and Queen's County.

Passed 9th March 1838.

**W**HEREAS the times for commencing and holding the Circuit Courts in the County of Gloucester and Queen's County respectively prescribed in an Act passed in the eighth year of the reign of His late Majesty King William the Fourth, intituled "An Act to establish Circuit Courts in this Province, and to provide for the travelling expenses of the Judges holding such Courts," have been found inconvenient;

Preamble.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly,

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Circuit Court in Gloucester to be held on the Wednesday before the first Tuesday in September.

That from and after the passing of this Act the time for commencing and holding the Circuit Court in the County of Gloucester shall be the Wednesday before the first Tuesday in September in each and every year, instead of the first Tuesday in September as in the said recited Act is prescribed.

Circuit Court in Queen's County to be held on first Tuesday in March.

II. And be it enacted, That after the present year one thousand eight hundred and thirty eight the time for commencing and holding the Circuit Court in Queen's County shall be the first Tuesday in March in each and every year, instead of the second Tuesday in March, as in the said recited Act is prescribed.

*Repealed by 13 Vic Cap 30  
CAP. XV*

An Act to alter the times for the appointment of Sheriffs and Supervisors of Great Roads.

Passed 9th March 1838.

*1-1-11*

The Sheriffs of Counties except for the City and County of Saint John, to be appointed on the first Tuesday in March annually.

I. **W**HEREAS by an Act made and passed in the sixth year of the reign of His late Majesty King William the Fourth, intituled "An Act for the better regulating of the office of Sheriff in this Province," it is provided that annual appointments to that office shall be made on the first Tuesday in April in each year: And whereas the time for such appointments is found to be inconvenient; Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Sheriffs of the several Counties in this Province (except the Sheriff for the City and County of Saint John) shall after the present year one thousand eight hundred and thirty eight, be appointed on the first Tuesday in March in each and every year instead of the first Tuesday in April in each year: Provided always, that the said Sheriffs so to be appointed shall not enter upon the duties of their respective offices until the first Tuesday in April, and shall continue in office until the first Tuesday in April next ensuing.

*Repealed by 9  
Vic. Cap. 26  
app. the 1st March*

Supervisors of Great Roads to be appointed on the first Tuesday in March annually.

II. And whereas by an Act made and passed in the seventh year of the reign of His late Majesty King William the Fourth, intituled "An Act relating to the great roads of communication through this Province," it is provided that the appointment of Supervisors shall be made in the first week in April in each and every year: And whereas the time for making such appointments is found to be inconvenient; Be it enacted, That the respective Supervisors of great roads shall after the present year one thousand eight hundred and thirty eight be appointed on the first Tuesday in March in each and every year instead of the first week in April in each year.

*repealed by Act  
-71  
to the appointment  
of Supervisors*

CAP. XVI.

An Act to authorize the Justices of the Peace in and for the City and County of Saint John to establish a House of Correction for the said City and County, and to extend the provisions of two Acts of Assembly to the same.

Passed 9th March 1838.

*See the 25  
c. 44  
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**W**HEREAS it is deemed advisable that the House of Correction for the City and County of Saint John, should be separate and distinct from the Common Gaol in and for the said City and County;

Justices of Saint John authorized to establish a house of correction;

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That it shall and may be lawful for the Justices of the Peace in and for the City and County of Saint John, and they are hereby authorized and empowered, at any general Sessions or at any special Sessions to be for that purpose convened,

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*Repealed by 11 Vic. Cap. 44*