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County of Saint John, or in the City Court of the City of Saint John; and also shall be exempt and free from all statute labour on the Highways and Streets within the said Parish of Portland.

Repealed by 15 Nov Cap 9

CAP. XXIII.

An Act relating to Buoys and Beacons in the Harbour of Shediac, in the County of Westmorland.

Passed 19th March 1841.

Preamble.

WHEREAS it is deemed necessary that a small duty be imposed upon 'all Vessels entering the Harbour of Shediac, in the County of Westmorland, for defraying such expences as may be incurred in erecting, repairing and replacing Buoys and Beacons in the said Harbour;

One penny per ton on vessels entering Shediac Bay granted to erect Buoys &c.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That there be and are hereby granted to Her Majesty, Her Heirs and Successors for defraying such expences as may be incurred in erecting, building, re-building, re-placing and supporting such Buoys and Beacons, on all Vessels entering the Bay or Harbour of Shediac, the sum of one penny per ton for each and every ton such Vessels admeasure per register: Provided always, that no coasting Vessel under the register of sixty tons shall pay more than once in each year, and no coasting Vessel between sixty and one hundred tons shall pay more than twice in each year, and that all Vessels clearing from any Ports in this Province, Canada, Prince Edward's Island, Nova Scotia and Newfoundland, and Vessels on a fishing voyage, shall be considered coasters under this Act.

Proviso for coasting vessels.

Tonnage duties how collected and accounted for.

II. And be it enacted, That the tonnage duties herein imposed shall be collected by the Deputy Treasurer of the District of Shediac, or such person as he may appoint for that purpose, and that the Commissioners of Buoys and Beacons for the Harbour of Shediac shall have full power and authority to call upon the said Deputy Treasurer or the person to be by him appointed as aforesaid, for all such sum or sums of money as they shall from time to time respectively have collected, an account of which sum so to be collected by the said Deputy Treasurer or the person appointed by him shall respectively when called upon as aforesaid, render upon oath to the said Commissioners, deducting from the amount collected ten per centum, which it shall be lawful for the Deputy Treasurer to retain for the trouble of collecting and paying the same.

Penalty for neglect or refusal to pay.

Recovery.

III. And be it enacted, That every Master of such Ship or Vessel who shall refuse or neglect to call upon the Deputy Treasurer of the District of Shediac, and pay to him or the person authorized by him to receive the same, the said tonnage duty as hereinbefore imposed within twenty four hours after his arrival, shall forfeit and pay for such neglect the sum of three pounds, to be sued for by the said Deputy Treasurer and recovered before any one of Her Majesty's Justices of the Peace, and applied for the purpose of erecting, repairing and replacing such Beacons and Buoys.

Deputy Treasurer to account annually to the Treasurer of the Province.

IV. And be it enacted, That the Deputy Treasurer shall annually make return of an account of the duties respectively by him received for the District to the Treasurer of the Province, with proper vouchers of the payment of the money to the Commissioners already or who may hereafter be appointed by virtue of this Act.

Commissioners to render accounts annually to the Treasurer; and furnish a copy to

V. And be it enacted, That Commissioners already appointed, or who may hereafter be appointed, shall on the twentieth day of December in each and every year render an account duly attested of the monies from time to time received and

and expended by them in pursuance of this Act to the Treasurer of the Province, to be by him transmitted, with his account, to the Secretary's Office, and shall likewise render a copy of such account to the first General Sessions in the County of Westmorland in each and every year, and the balance (if any) of the monies so received by them in the hands of the Commissioners or the major part of them, for the purposes of further improving the navigation of the said Bay and Harbour.

the first General Sessions in Westmorland.

VI. And be it enacted, That if any person or persons shall take away, destroy, deface or remove any of the said Beacons or Buoys, such offender or offenders shall on due conviction thereof, by the oath of one or more credible witness or witnesses before any one of Her Majesty's Justices of the Peace, forfeit and pay a sum not exceeding fifteen pounds, to be recovered and applied as aforesaid, and on failure of payment or want of goods and chattels whereon to levy, such offender or offenders shall be committed by such Justice or Justices to the Common Gaol of the County, there to remain for a space of time not exceeding three months.

Destroying the Beacons or Buoys.

Penalty, recovery and application.

VII. 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 fifty.

Limitation.

Repealed 15th Dec 1847
CAP. XXIV.

*See original Charter 45 Geo. 3. c. 10
35 " " c. 2*

An Act to alter the times for holding the Terms of the Inferior Courts of Common Pleas and General Sessions of the Peace for the County of Sunbury.

Passed 19th March 1841.

WHEREAS the times of holding the Terms of the Inferior Court of Common Pleas and General Sessions of the Peace for the County of Sunbury, have been found inconvenient; for remedy whereof,

Preamble.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, the Terms of the said Inferior Courts of Common Pleas and General Sessions of the Peace heretofore held on the third Tuesday in January, fourth Tuesday in March, third Tuesday in June and October respectively in each and every year, shall hereafter be holden on the second Tuesday in January, third Tuesday in March, June and October respectively in each and every year, any law, usage or custom to the contrary in any wise notwithstanding.

Terms altered to the second Tuesday in January, third Tuesday in March, June and October.

II. And be it further enacted, That no suit, process or proceeding instituted or commenced before the passing of this Act, shall abate or be discontinued by reason of the altering of the times of holding the said Terms respectively, but all actions, processes, suits and proceedings shall be carried on and continued to final judgment in the same manner as if this Act had not passed, any thing herein contained to the contrary notwithstanding.

No process to abate by reason of the alteration.

CAP. XXV.

An Act to authorize the Justices of the Peace for the County of Northumberland to erect a Lock up House in the Town of Chatham, in the said County.

Passed 19th March 1841.

WHEREAS from the great increase of the Town of Chatham, in the County of Northumberland, and in consequence of the distance therefrom to the County Gaol, and the difficulty of crossing the River Miramichi thereto

Preamble.