

IX. And be it enacted, That in all cases where any damage or injury shall be sustained by any person or persons being a Passenger or Passengers on board any Vessel propelled by Steam, by the exploding, collapsing, blowing up or giving way of any part of the machinery of such Vessel, the fact of such exploding, collapsing, blowing up or giving way, shall in all actions to be prosecuted against the Master or Owner of such Vessel by the person or persons so sustaining injury, be taken to be prima facie evidence of carelessness and negligence in such Master or Owner.

The fact of exploding, &c. to be prima facie evidence of carelessness in action for damages sustained.

X. 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 seven.

Limitation.

CAP. XX.

An Act to authorize the Justices of the Peace in the several Counties of this Province to make Regulations for the Markets.

Passed 11th April 1843.

‘WHEREAS the want of properly established Markets in the several Towns in this Province is found to be attended with great inconvenience to the Inhabitants of the said Towns; for remedy whereof,’

Preamble.

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 for the several Counties in this Province at any General Sessions of the Peace to be holden in and for the said County, to establish and define the bounds of a Market Place in each Town, and to make Regulations for the slaughtering of any animals in the said several Towns, and for the selling or vending of any Dead Meats, except Meats brought in and immediately sold by the Farmers and others from the Country, and to make such Rules and Regulations for the care and management of any Public Market House, now or hereafter to be established in the said several Towns, and to impose and enforce such fines and penalties, not to exceed the sum of forty shillings, for the non-observance of any of such Rules and Regulations, as the said Justices may deem necessary to make, any law, usage or custom to the contrary notwithstanding.

Justices in Sessions authorized to define bounds for a Market Place in each Town, to regulate the slaughtering of animals and selling of dead meats.

II. And be it enacted, That this Act shall not extend or be construed to extend to the City and County of Saint John.

Act not to extend to the City of Saint John.

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 eight.

Limitation.

CAP. XXI.

An Act to authorize the Justices of the Peace for the City and County of Saint John to assess a portion of the Inhabitants thereof for a loss sustained by William Kilpatrick in consequence of the Fire in Portland, in August, in the year one thousand eight hundred and forty one.

Passed 11th April 1843.

‘WHEREAS by the Petition of William Kilpatrick of the Parish of Portland, County of Saint John, Surveyor, verified by a number of Magistrates and others, residing in the said Parish and the City of Saint John, the said William Kilpatrick appears to have had his House and premises situate in the said Parish pulled down by the Public Authorities, in order to stop the further spread of the fire, which happened there in August, in the year one thousand eight hundred and forty one, and which was arrested at the House

Preamble.

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‘ next his said premises, and all further devastation stayed ; and it seems reasonable that such loss should be proportioned upon and among such of the neighbouring premises as may have been in danger thereby ;’

Justices in General Sessions may assess a portion of the Parish of Portland, to reimburse William Kilpatrick for the pulling down of his house.

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 for the City and County of Saint John, at any General Sessions of the Peace hereafter to be holden, if they shall be satisfied the circumstances of the case require it, to issue their Warrant of Assessment directed to the Assessors of Taxes for the said Parish, requiring them to assess such persons being owners of any houses, stores, warehouses, workshops, mills, foundries or other buildings, situated in the vicinity of such fire, as to the said Justices may seem just and meet, regard being had in making up such assessment to the relative value of the buildings so to be assessed, and the benefit derived to the owners thereof, from the pulling down of the House of the said William Kilpatrick for such sum of money for the reimbursing the said William Kilpatrick for the pulling down and destruction of his premises hereinbefore mentioned or such part thereof, together with the expenses of assessing and collecting, as they may deem expedient ; such assessment to be made by such rateable proportion on the value of the said property as will produce the sum so ordered to be assessed ; and when assessed, the same to be levied, collected and paid over to the said William Kilpatrick, and the Assessors and Collectors respectively in like manner as any of the County Rates, under and by virtue of any Act or Acts of Assembly made or to be made in this Province : Provided always, that nothing in this Act contained shall give power to the said Justices to make an assessment for the purpose aforesaid, exceeding in amount the sum of sixty pounds.

Assessment not to exceed £60.

CAP. XXII.

An Act to authorize the Justices of the Peace for the City and County of Saint John to levy an assessment to pay off the County Debt.

Passed 11th April 1843.

Justices authorized to assess not exceeding £750, to pay off contingent and other County expenses.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Justices of the Peace for the City and County of Saint John, at any General Sessions of the Peace hereafter to be holden therein, be and they are hereby authorized and empowered to make such rate and assessment of any sum not exceeding seven hundred and fifty pounds, as they in their discretion may think necessary and proper, for the purpose of paying off the balance due by the said City and County for contingent and other County expenses ; the same to be assessed, levied, collected and paid agreeably to any Act or Acts made or to be made for assessing, collecting and levying of County Rates.

CAP. XXIII.

An Act to authorize the Justices of the Peace for the City and County of Saint John to assess a portion of the Inhabitants thereof for a loss sustained by Angus M'Affee in consequence of the Fire in Portland in August, in the year one thousand eight hundred and forty one.

Passed 11th April 1843.

Preamble.

‘ **W**HEREAS by the Petition of Angus M'Affee, of the Parish of Portland, County of Saint John, Tinsmith, verified by a number of Magistrates and others residing in the said Parish and City of Saint John, the said Angus M'Affee appears to have had his Shop and Warehouse situate in the said Parish ‘ pulled