

said money so intrusted to them respectively, together with a reasonable compensation for actual labour and work performed by them on the said several Roads and Bridges.

V. And be it enacted, That the said Commissioners shall expend the said several and respective sums of money on the Roads on or before the first day of October: Provided always, that nothing herein contained shall extend or be construed to extend to prevent any Commissioner from expending money after the first day of October, when it shall be necessary to expend the same for building Bridges, removing rocks, swamps, trees or other obstructions.

Money to be expended before the 1st day of October.

VI. And be it enacted, That none of the before mentioned sums of money, or any part thereof, shall be laid out or expended in the making or improving any alteration that may be made in any of the Roads, unless such alterations shall have been first duly laid out and recorded.

No money to be expended on alterations not recorded.

CAP. LXXXV.

An Act to amend the Act to regulate Sales by Public Auction.

Passed 14th April 1845.

WHEREAS the Duty of two and one half per cent. at present chargeable 'by Law on Goods sold by Public Auction, has been found so oppressive and burthensome on Trade as to greatly limit and prevent Public Sales;

Preamble.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the second section of an Act made and passed in the first year of the Reign of His late Majesty King William the Fourth, intituled *An Act to regulate Sales by Public Auction*, be and the same is hereby suspended for the period of two years; and in lieu thereof,

1 W. 4, c. 42, s. 2, suspended.

II. Be it enacted, That there be granted to the Queen's Most Excellent Majesty, Her Heirs and Successors, for the use of this Province, and for the support of the Government thereof, the Rate and Duty hereinafter mentioned on Goods sold by Auction or Public Outcry, that is to say: on all goods, chattels, wares, merchandize and effects whatsoever, sold by Public Vendue, Auction, or Outcry, within this Province, the sum of one pound for every one hundred pounds in value sold as aforesaid, and at and after the same rate for every greater or lesser sum; subject nevertheless to the exceptions contained in the third section of the said recited Act: Provided always, that the Auction Duties imposed by this section, shall not extend to any Teas imported direct from China.

Duty of one per cent. granted on Goods sold at Auction,

Teas imported direct from China excepted.

III. Be it enacted, That no licenced Auctioneer shall be called upon for the payment of any dues to the County in which he may reside, unless he shall have actually made sales at Auction within the year in which such local dues could be claimed.

No County dues to be exacted if no sales be effected within the year.

CAP. LXXXVI.

An Act to repeal an Act, intituled *An Act to amend an Act to provide for maintaining Light Houses within the Bay of Fundy*, and to substitute other enactments in lieu thereof.

3 W. 4, c. 30.

Passed 14th April 1845.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That an Act made and passed in the third year of the Reign of His late Majesty King William the Fourth, intituled *An Act to amend an Act to provide for maintaining Light Houses within the Bay of Fundy*, be and the same is hereby repealed; and in lieu thereof,

3 W. 4, c. 30, repealed.

II. Be it enacted, That there be and are hereby granted to the Queen's Most Excellent Majesty, Her Heirs and Successors, for the support of Light Houses already

Duty granted on Vessels arriving at any Port within the Bay of Fundy.

Rates.

2 W. 4, c. 9.

already erected, or which may hereafter be erected upon any of the Coasts of the Bay of Fundy, or upon any of the Islands or Rocks in or adjacent thereto, a Duty of three pence per Ton, for each and every Ton, which each and every Vessel shall admeasure agreeably to their Registers, which shall arrive at any Port or or place within the Bay of Fundy, excepting Coasters and Fishing Vessels, and new Vessels not registered; and for registered Coasters and Fishing Vessels as defined and described in and by an Act made and passed in the second year of the Reign of His late Majesty King William the Fourth, intituled *An Act for maintaining Light Houses within the Bay of Fundy*, when under thirty five Tons, twelve shillings per annum, from thirty five to fifty Tons, twenty five shillings per annum, from fifty to seventy five Tons, thirty shillings per annum; and for all such Vessels over seventy five Tons, thirty five shillings per annum: Provided always, that Vessels arriving from any Port or place without the Bay of Fundy shall not be liable to pay the Duties herein imposed more than once, notwithstanding they may, in order to complete their voyages, have occasion to visit several Ports or places within the said Bay: And provided also, that no Ship or Vessel shall be liable to pay the Light Duties herein imposed more than six times in any one year.

Duties to be collected and applied as in Act 2 W. 4, c. 9.

III. And be it enacted, That the several Rates and Duties imposed by this Act shall be levied, collected, paid, received, recovered and applied as directed in and by the provisions of the Act made and passed in the second year of the Reign of His late Majesty King William the Fourth, intituled *An Act to provide for maintaining Light Houses in the Bay of Fundy*.

CAP. LXXXVII.

An Act to make provision for the regulation of Seamen shipped on board of or belonging to all Ships or Vessels registered in or belonging to the Province of New Brunswick, while such Ships or Vessels shall be within the precincts thereof.

Passed 14th April 1845.

Preamble.

WHEREAS by an Act of Parliament made and passed in the seventh and eighth years of the Reign of Her Majesty Queen Victoria, intituled *An Act to amend and consolidate the Laws relating to Merchant Seamen, and for keeping a Register of Seamen*, it is in and by the sixty first section thereof, among other things, enacted, that the said Act shall not extend or apply to any Ship registered in or belonging to any British Colony having a Legislature, or to the Crew of any such Ship while such Ship shall be within the precincts of such Colony; by reason whereof, the provisions of the said Act, so far as the same relate to Ships or Vessels registered in or belonging to this Province of New Brunswick, or to the Crew of any such Ship while such Ship shall be within this Province, do not extend to the same;

3 V. c. 62, repealed.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That an Act made and passed in the third year of the Reign of Her present Majesty, intituled *An Act to make more effectual provision for the regulation of Seamen in this Province*, be and the same is hereby repealed.

No Capias for a debt contracted without the allowance of the Master of the Vessel, while within the precincts of the Province, to have effect against a Seaman belonging to a Provincial Vessel, until after the voyage.

II. And be it enacted, That immediately after the passing of this Act, if any person or persons in this Province shall trust or give credit to any Mariner or Seaman belonging to any Ship or Vessel registered in or belonging to this Province, while such Ship shall be within the precincts of this Province, without the knowledge or allowance of the Master or Commander thereof, no Capias or other process of arrest of the person of such Mariner or Seaman, for any debt so contracted, shall be issued against or secured upon the person of such Mariner or Seaman,