

to impose any duty or liability on the Sheriff of the said County of Westmorland : provided also, that in case of any Debtor who may be so imprisoned by the Sheriff of the County of Albert in the Gaol of the said County of Westmorland, shall and may be examined under the Insolvent Debtors' Act, by the Justices of the Inferior Court of Common Pleas, or any Justice of the Peace for the said County of Westmorland, in the same manner, and entitled to the same relief, in all respects the same as if such Debtor had been arrested and committed to Gaol by the Sheriff of the said County of Westmorland.

Examinations and relief under the Insolvent Debtor's Act.

IV. ' And whereas it would be more convenient that the appointment of Town or Parish Officers for the said County of Albert should be made at the General Sessions to be holden on the second Tuesday in November in each year ;' Be it therefore enacted, That the Justices of the Peace for the said County of Albert shall, and they are hereby empowered, at the General Sessions of the Peace to be holden in the said County on the second Tuesday in November in each year, to appoint the Town or Parish Officers for the said County ; and that so much of an Act made and passed in the twenty sixth year of the Reign of His Majesty King George the Third, intituled *An Act for the appointment of Town or Parish Officers in the several Counties in this Province*, as requires the appointment to be made at the first General Sessions annually, shall, so far as regards the said County of Albert, be and the same is hereby repealed.

Appointment of Parish Officers to be made annually on the second Tuesday in November.

26 G. 3, c. 28.

V. And be it enacted, That the powers and authorities of the present Town or Parish Officers within the said County of Albert, who were appointed by the Court of General Sessions of the Peace for the County of Westmorland, holden on the third Tuesday in November last, shall continue in all respects as Town or Parish Officers for the said County of Albert, until the second Tuesday in November next.

Officers within Albert, appointed by the Westmorland Sessions, continued in office.

VI. ' And whereas in all cases where the Surrogate for the said County of Westmorland may have granted Probate, Letters Testamentary, or of Administration, before the said first recited Act came into operation, it is expedient that such Surrogate should be empowered still to proceed in any matter relating thereto to the same extent as if the said Act had not passed ;' Be it therefore enacted, That in all cases where the Surrogate of the said County of Westmorland may have granted Probate, Letters Testamentary on any Will, or Letters of Administration on any Estate, before the said first recited Act came into operation, it shall and may be lawful for such Surrogate still to proceed with any matter relating to any such Administration, whether by way of hearing, decree or otherwise, in all respects the same as if the said first recited Act had not been passed : provided always, that any notice or process which he may direct or issue as such Surrogate, which may require to be served, posted up, or levied within the said County of Albert, shall be directed to and executed by the proper Officer of the said County of Albert, within the limits of the said County of Albert, in the same manner as the like process or notice could be executed if issued by the Surrogate of the said County of Albert.

Proceedings commenced before the Surrogate for Westmorland to be continued as if Act 3 V. c. 104, had not passed.

Notices or processes to be posted or levied by the Sheriff of Albert within his County.

## CAP. XXII.

An Act to establish Polling Places in the County of Albert.

Passed 11th April 1846.

**B**E it enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, the Polling Places for the Election of Representatives to serve in General Assembly for the said County of Albert, shall be as follows, that is to say :

Polling Places for Elections in Albert County established.

In

In the Parish of Hopewell, at or near the site of the new Court House ;  
 In the Parish of Coverdale, at or near the house of Lazarus Colpits ;  
 In the Parish of Hillsborough, at or near the house of John Beatty ;  
 In the Parish of Harvey, at or near the house of John Read, of Germantown.

## CAP. XXIII.

An Act relating to the Fencing, Occupation and Grazing of the several Marshes, Low Lands and Meadows in the County of Albert.

*Passed 11th April 1846.*

Preamble.

**6** WHEREAS the County of Albert is formed of certain Districts, which, ' before the erection of the said County of Albert, constituted part of ' the County of Westmorland, and doubts have arisen whether certain Acts of ' the General Assembly of this Province made and passed before the erection of ' the said County of Albert, to regulate the Fencing, Occupation and Grazing of ' the several Marshes, Low Lands and Meadows in the said County of West- ' morland, are to be deemed and taken to be in force and effect in the County of ' Albert ; for remedy whereof,'

Provisions of Acts  
6 W. 4, c. 21, and  
7 V. c. 11, extended  
to Albert County.

I. Be it therefore enacted and declared by the Lieutenant Governor, Legislative Council and Assembly, That the provisions of an Act of the General Assembly of this Province made and passed in the sixth year of the Reign of His late Majesty King William the Fourth, intituled *An Act to regulate the Fencing, Occupation and Grazing of the several Marshes, Low Lands and Meadows in the County of Westmorland*, and also the provisions of another Act made and passed in the seventh year of the Reign of Her present Majesty, intituled *An Act to amend an Act, intituled " An Act to regulate the Fencing, Occupation and Grazing of the several Marshes, Low Lands and Meadows in the County of Westmorland,"* be and the same are hereby extended to and in all respects made applicable to the said County of Albert.

Powers, &c. of Jus-  
tices of Westmor-  
land under said  
Acts extended to  
those for Albert.

II. Provided always, and be it further enacted, That from and after the passing of this Act, the several powers given and granted to and the duties imposed upon the Justices of the Peace of the County of Westmorland in and by the said recited Acts, are hereby given and granted to and imposed upon Her Majesty's Justices of the Peace of the said County of Albert, in their General Sessions, so far as the same may in any wise relate to the County of Albert, any thing in the said recited Acts contained to the contrary notwithstanding.

## CAP XXIV.

An Act to facilitate the carrying into effect conditional Pardons granted by the Crown.

*Passed 11th April 1846.*

Preamble.

**6** WHEREAS it is expedient to make further provision for carrying into ' effect conditional Pardons of capital offences ;'

The Court (or any  
Judge of the Su-  
preme Court) to  
which a pardon,  
conditional on im-  
prisonment to hard  
labor in the Provin-  
cial Penitentiary,  
may be communi-  
cated, to make an  
order for the im-  
prisonment of the of-  
fender on the pre-  
scribed conditions.

Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That if Her Majesty shall be pleased to extend mercy to any offender convicted of any crime punishable with death, upon condition of imprisonment to hard labour in the Provincial Penitentiary, either for the term of life or for any number of years, and such intention of mercy shall be signified by the Lieutenant Governor or Administrator of the Government for the time being to the Court before which such offender hath been or shall be convicted, or any subsequent Court with the like authority, such Court shall allow to such offender the benefit of a conditional Pardon, and make an order for the immediate imprisonment of such offender, under and upon the terms and conditions therein expressed ; and in

case