

Act 14 V. c. 13,
s. 2, in part re-
pealed.

1. So much of the second section of a local Act passed in the fourteenth year of Her present Majesty's Reign, intituled *An Act to provide for laying down of Common Sewers in the City of Saint John*, as provides that no rate or assessment shall be made for any sewer or drain under the provisions of that Act, unless the same shall be not less than five feet high in the clear, and not less than three feet in width in the clear, is hereby repealed.

Drains and Sewers
to be as directed by
the Common
Council.

2. Notwithstanding anything contained in the said second section, all drains and sewers to be laid down under the provisions of the said Act, shall be of such size and dimensions as the Common Council in their discretion may direct.

See N. L. Vol. 1, Page 140

CAP. XV. *Post. Reparatum*

An Act for the better extinguishing of Fires which may happen in the Parish of Portland, in the County of Saint John.

Passed 18th February 1852.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, as follows:—

Firewards of the
Portland Fire Dis-
trict may appoint
firemen as pre-
scribed by
13 V. c. 30, s. 6;

1. The Firewards of the Portland Fire district as now or hereafter to be defined, may appoint any number of Firemen, not exceeding sixty for each Engine, in the manner directed by the sixth section of the Act of Assembly passed in the thirteenth year of the Reign of Her present Majesty, intituled *An Act to consolidate and amend the Laws relating to the local government of Counties, Towns and Parishes in this Province*.

Also a Hook and
Ladder Company,
and may make
regulations for
them;

2. The said Firewards may appoint a company of Hook and Ladder men for the said Portland fire district, not exceeding twenty men, who shall be entitled to the same privileges as firemen, and may establish regulations for their guidance and control; and may also nominate suitable persons to form a Fire Police for the said Parish, and submit their names from time to time to the Justices of the Peace in Sessions for confirmation; and on a fire breaking out, the Fire Police shall immediately repair to the place where the fire may be, and protect all property which may be either removed or being removed, to preserve the same from destruction or damage; and for that purpose shall and may, within the Fire District, have full power to enter any house, or on any lands and premises connected therewith, and prevent all depredations thereon, and arrest or remove and convey to the common gaol, or any watch house, or police station, or other place of confinement, any person who may be found committing or attempting to commit any felony or any breach of the peace, or any idle or disorderly person, or any person who shall intermeddle with any such property, or shall refuse when required to assist either in carrying water or obeying any other command of such fire policeman, or other person having authority for the purpose of extinguishing the fire or preserving property; and any one or more of the said fire policemen, taking with him or them a Justice of the Peace for the City and County of Saint John, may enter any dwelling house, store, out-house or erection of any kind, or any yard or other land and premises, and search for goods and chattels or articles of any description, stolen or suspected to have been stolen at or during the continuance of the said fire, or missing in consequence of such fire; and the said goods and chattels or articles to convey or cause to be conveyed to some safe place of deposit, or to leave the said goods with the said Justice or any other Justice, to be dealt with according to law; and the said fire policemen to remain in office during the pleasure of the Justices in Session.

Also a Fire Police.

Duty of Fire
Police.

Power.

Possession for forty
eight hours, with-
out notice, of goods,
&c., lost at a fire

3. Whenever it shall appear that any person has had in his possession any goods, chattels or articles of any description whatever, which may have been stolen,

stolen, missing, lost or taken away at any fire within the Fire District, or after any fire, and before the same has been restored to the owner, for the space of forty eight hours after the said fire shall cease, without giving notice to the owner thereof, or to a Justice of the Peace, or to a fire policeman, such possession, without notice, shall be deemed *prima facie* evidence that such person has been guilty of larceny, and on conviction thereof shall suffer punishment as in case of larceny.

to be *prima facie* evidence of larceny.

4. Whenever it shall be determined at any fire by a Justice of the Peace for the City and County of Saint John, with any Fireward, to be necessary to pull down or otherwise demolish any building to stop the progress of any fire, the same may be done by their joint order; and all persons present, if required by the said Justice or Fireward, shall be aiding and assisting thereat.

Joint order for pulling down any building may be made by a Justice and Fireward.

Not Republished

CAP. XVI.

An Act to provide for the erection of a Building for a Registry Office in the City and County of Saint John.

Passed 18th February 1852.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, as follows:—

1. The Justices of the Peace of the City and County of Saint John, at any General Sessions, or any Special Sessions for such purpose to be called, shall by themselves or by any Committee for that purpose appointed, provide, and if necessary, contract and agree with any person or persons for the purchase of a lot or piece of land in the City of Saint John, and for the erection of a suitable Building of stone or brick thereon, with a proper safe, and the same shall be used for the keeping and preserving the Records, Books and Papers of the Registry Office of the said City and County; and any contract for this purpose may be entered into by the name of "The Justices of the Peace for the City and County of Saint John," and may be enforced by the said Justices at law or equity by the name aforesaid.

Justices in General Sessions may purchase land and erect a building for the registry of Deeds.

2. For the purpose of defraying the charges and expences of the same, the Justices at the same or any other General Sessions or Special Sessions to be called for that purpose, may order or direct from time to time a sum or sums of money to be borrowed, not exceeding eleven hundred pounds, to be paid and discharged in the manner hereinafter mentioned, the same to be taken in loans of not less than one hundred pounds each, the interest to be paid semi-annually, namely, on the first days of January and July in each year, and that Debentures in the following form, or to the same effect, shall be prepared and delivered to the persons from whom such loan may be obtained, namely:—

Authority given to borrow on interest £1,100.

Number

Registry Office Debenture.

Form of Debentures.

City and County of Saint John, to wit:

These are to certify that [here insert the name, residence and addition of lender] hath lent and advanced to the Justices of the Peace for the said City and County, the sum of _____ pounds currency, which sum is payable to him or his order, together with lawful interest, the interest to be paid half yearly on the first days of January and July in each and every year, pursuant to an Act of Assembly passed in the fifteenth year of the Reign of Her Majesty Queen Victoria, intituled *An Act to provide for the erection of a Building for a Registry Office in the City and County of Saint John.*

Dated the _____ day of _____ A. D. 185 .

By Order of the Sessions.

G. W., Clerk of the Peace.

A. B., Mayor or Recorder.

Which