

Tuesday in April next, the election for supplying such vacancy shall be held and conducted in every respect as if this Act had not been passed.

Bye laws to be transmitted to the Lieutenant Governor for disallowance or confirmation.

38. Every Bye Law or Ordinance made by the Corporation shall be forthwith transmitted to the Lieutenant Governor, who by and with the advice of the Executive Council, shall within three months from the receipt thereof disallow or confirm the same, and all bye laws and ordinances shall be in force until such disallowance shall be transmitted to and received by the Common Clerk.

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CAP. XXXVIII.

An Act to amend an Act for the division of King's Ward, in the City of Saint John, into two separate Wards.

*Passed 3rd May 1853.*

Line dividing King's & Wellington Wards, altered. Cap. 11.

**B**E it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the point described in the first section of an Act passed at the present Session of the Legislature, intituled *An Act for the division of King's Ward, in the City of Saint John, into two separate Wards*, shall be formed by lines drawn through the centre of King and Charlotte Streets in the said City, instead of Union Street, and a continuation of Charlotte Street, as described in the said Act; and the line running from said point shall run northwardly through the centre of Charlotte, Coburg and Garden Streets, to the City line, any thing in the said Act to be contrary notwithstanding.

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CAP. XXXIX.

An Act to revive and amend an Act to regulate the Herring Fishery in the Parishes of Grand Manan, West Isles, Campo Bello, Pennfield, and Saint George, in the County of Charlotte.

*Passed 3rd May 1853.*

Preamble.

**W**HEREAS great injury has been done to the Herring Fishery within the County of Charlotte by the erection of weirs, fishgarths, and other obstructions, and the placing and setting of seines and nets across the several Havens, Rivers, Creeks and Harbours therein;

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

The placing of seines or nets restricted in certain places in the County of Charlotte.

1. No seine or net shall be set across the mouth of any haven, river, creek or harbour within the Parishes of Grand Manan, West Isles, Campo Bello, Pennfield, and Saint George, in the County of Charlotte, and no seine or net shall be set in any such haven, river, creek or harbour, which shall extend more than one third the distance across the same, or be within forty fathoms of each other, or which shall be set within twenty fathoms of the shore at low water mark of the same.

Penalty for offending, &c.

2. Any person offending against the preceding section, upon due conviction thereof, or by confession before one of Her Majesty's Justices of the Peace for the County of Charlotte, shall for the first offence forfeit the sum of five pounds, to be levied by warrant of distress and sale of the offender's goods; and for the second offence shall forfeit the sum of ten pounds, to be recovered with costs in an action of debt in any Court of Record in this Province; and for the third and any subsequent offence, shall forfeit the sum of fifteen pounds, to be recovered with costs in like manner; one half of such penalties, when recovered, to be paid to the Overseers of the Poor of the Parish where the offence was committed, for the use of the Poor, and the other half to the person who shall sue for the same.

Recovery and application.