

CAP. VII.

An Act to continue and amend an Act more effectually to provide for the support of a Nightly Watch and Day Police in that part of the City of Saint John lying on the eastern side of the Harbour of Saint John, and for lighting the same, as also for other purposes.

Passed 14th April 1853.

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

Act 11 V. c. 13, except so far as repealed by 12 V. c. 68, continued for five years.

1. That an Act made and passed in the eleventh year of the Reign of Her present Majesty, intituled *An Act more effectually to provide for the support of a Nightly Watch and Day Police in that part of the City of Saint John lying on the eastern side of the Harbour of Saint John, and for lighting the same, as also for other purposes*, (except so much thereof as is repealed by the twelfth section of an Act made and passed in the twelfth year of the Reign of Her present Majesty, intituled *An Act in further amendment of the Charter of the City of Saint John*), be and the same is hereby continued in full force for five years from the first day of May next.

Assessment may be made before the 10th of May.

2. The assessment to be made under the said Act may be made at any time in every year prior to the tenth day of May.

Certain sections of 7 W. 4, c. 7, incorporated with the Act 11 V. c. 13.

3. The fifth, sixth, seventh and thirteenth sections of an Act made and passed in the seventh year of the Reign of His Majesty King William the Fourth, intituled *An Act to provide for the collection of County and Parish Rates*, be and the same are hereby continued and incorporated with the Act hereby continued, and the provisions contained therein shall be held to apply to and be in force in respect of any assessment ordered and made by the Mayor, Aldermen and Commonalty of the City of Saint John, under the said Act so hereby continued, and any proceedings taken under such assessment.

Moneys received for fines at the Police Office to be paid over monthly to the City Chamberlain.

4. All moneys received for fines or penalties levied in any case in which the Police Magistrate shall sit alone, or with any other Magistrate at the Police Office of the said City, shall be once in each and every month paid to the Chamberlain of the said City, to the use of the Watch and Police Fund, any thing to the contrary thereof in the law imposing such fine or penalty notwithstanding.

Wages of Superintendent and Policemen to be fixed by the Common Council.

5. The rate of wages of the Superintendent and Policemen shall be fixed and established by the Common Council, notwithstanding any thing to the contrary in any law contained.

CAP. VIII.

An Act relating to the Fire Police of the City of Saint John.

Passed 14th April 1853.

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

Powers of the Fire Policemen extended to forming lines for water, and preventing interference with such lines, employment of persons at fires, &c.

1. The Fire Policemen of the City of Saint John, in addition to the powers given them by the seventh section of an Act made and passed in the thirteenth year of Her present Majesty's Reign, intituled *An Act for the better extinguishing of Fires which may happen in the City of Saint John*, shall also have full power and authority, of the breaking out of fire within the City, to order and direct persons present to form lines for the passing of water or otherwise, as may be necessary, and to prevent any persons interfering with such lines, and to prevent persons passing through or across any street, alley, or highway, in the vicinity of the fire, and to keep persons at a proper distance therefrom, and to give orders and directions as to the employment of the people present, for the purpose of extinguishing the fire, or preserving property, or protecting the engines, hose, and

and other fire apparatus, and for such purposes to extend chains or ropes along, through or across such streets, alleys or highways; and any person obstructing or opposing, or assaulting a Fire Policeman in the discharge of his duty, or using violent, abusive or insulting language to a Fire Policeman, shall forfeit and pay a sum not exceeding ten pounds, to be recovered before the Police Magistrate of the City, in the same manner and to the same effect as any other pecuniary penalty may be recovered before such Magistrate.

Penalty for obstructing Fire Policemen in the discharge of their duty.

2. If any person shall at any time or place whatsoever, wantonly or maliciously spoil, break, injure, damage, or render useless any engine, or any of the hose, materials or apparatus belonging to the engines, or used for the purposes of the Fire Department, he shall be guilty of felony.

Maliciously damaging fire engines, hose, &c., made felony.

CAP. IX.

An Act to restrain the going at large of Dogs within the City of Saint John.

Passed 14th April 1853.

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

1. The Common Council of the City of Saint John, by any bye laws may impose a tax on Dogs, to be levied yearly upon persons owning or keeping Dogs within the City, not exceeding five shillings for each Dog, and to be levied, paid and applied and appropriated as may be directed by such bye laws, and to restrain, licence, regulate, or entirely prevent Dogs going at large within the City, under such restrictions, regulations and conditions as the Common Council may direct, and to order the destruction of Dogs going at large contrary to the provisions of such bye laws, and to impose reasonable penalties and forfeitures for any breach thereof; provided that no such penalty shall exceed forty shillings for each offence, and that no person shall be obliged to pay more than five shillings annually for any one licence granted under the provisions of this Act.

Common Council authorised to levy a tax on dogs, and regulate or prevent the going at large of dogs.

2. An Act passed in the forty first year of the Reign of His Majesty George the Third, intituled *An Act for the further and better support of the Poor in the City of Saint John*, is hereby repealed.

Penalty not to exceed 40s. for each offence

Act 41 G. 3, c. 8, repealed.

CAP. X.

An Act relating to the Public Debt of the City of Saint John.

Passed 14th April 1853.

‘WHEREAS a Suit is now pending in the Court of Chancery in this Province, in which Her Majesty's Attorney General, by and at the relation of John C. Littlehale, Esquire, and others, of Carleton, in the City of Saint John, John M'Lauchlan, of the same place, Shipbuilder, James Stackhouse, Senior, of the same place, House Joiner, Josiah Wetmore, Junior, of the same place, Esquire, and William C. Dunham, of the same place, Farmer, for and on behalf of themselves and all other the inhabitants of that part of the City of Saint John called Carleton, are the Complainants; and the Mayor, Aldermen and Commonalty of the City of Saint John, Hugh Johnston, John Robertson, Alfred Smithers, Thomas Merritt, William Wright, George Swinney, and Frederick A. Wiggins, are Defendants: And whereas the objects for which the said suit was instituted have been arranged by and between the parties thereto, and by and between the Honorable Robert L. Hazen, the Solicitor of the said Complainants, and the Honorable William B. Kinnear, the Solicitor for all the said Defendants, excepting the Defendant John Robertson, and by Duncan Robertson, Esquire, the Solicitor of the said Defendant John Robertson, that the said suit shall be discontinued; and in order to give effect to the terms,

Preamble.

Be