

Passed 20th April, 1863.

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

1. That from and after the passing of this Act, it shall be the duty of every Justice of the Peace to whom any List of Defaulters in payment of Rates or Assessments shall be given by any Collector of Rates or Commissioner of Highways, for the purpose of being recovered by such Justice, on the first day of the General Sessions of the Peace, or general meeting of Councillors in Incorporated Counties, next after the receipt of such List, to lay before such General Sessions of the Peace, or meeting of Councillors, a detailed statement in writing under the hand of such Justice, setting forth his doings thereon, shewing the names of defaulters as first given to him, the names of the persons against whom he has taken legal proceedings, and the several amounts collected and paid over, and to whom paid; and any Justice of the Peace hereafter neglecting or refusing to fulfil the duty hereby imposed upon him, shall be liable to a penalty of twenty dollars, to be sued for and recovered in any competent Court, in the name of the County Treasurer, or Secretary Treasurer in Incorporated Counties.

2. The fines collected or imposed under this Act to be paid to the County Treasurer and to be applied for County purposes.

CAP. XIII.

An Act in addition to an Act intituled *An Act in amendment of and in addition to certain Chapters of Title viii, of the Revised Statutes, 'Of the local government of Counties, Towns, and Parishes.'*

Passed 20th April, 1863.

BE it enacted by the Lieutenant Governor, Legislative Council, and Assembly,—That all fines and penalties which may be hereafter imposed under the authority of the ninth Section of an Act made and passed in the twenty fifth year of the Reign of Her present Majesty, intituled *An Act in amendment of and in addition to certain Chapters of Title viii, of the Revised Statutes, 'Of the local government of Counties, Towns, and Parishes,'* shall be forthwith paid to the Justice or Justices imposing the same, together with the costs of conviction;

and such fine or penalty, as soon as may be after receipt thereof, shall be paid over and applied by such Justice or Justices as may be directed by the regulations or order of Sessions relating to such fines and penalties; and if such fine or penalty, together with the costs, be not paid as hereinabove directed, the said Justice or Justices shall and may commit the offender to jail, there to remain one day for every forty cents of the said fine or penalty and costs, unless the same shall be sooner paid.

CAP. XIV.

An Act to prevent Nuisances upon Public Highways.

Section.

1. What erections prohibited. Penalty.
2. Sale of liquor prohibited. Penalty.
3. Magistrate or Special Constable may order and enforce removal of nuisance.

Section.

4. Special Constables, how appointed.
5. Violations when committed in Saint John, how prosecuted.

Passed 20th April, 1863.

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

1. That no person shall erect or place any booth, shanty, shed, tent, house, or other incumbrance, upon any road, highway or street within this Province, under the penalty not exceeding twenty dollars, together with costs of prosecution, or of imprisonment for a period of not more than thirty days.

2. That no person shall directly or indirectly barter or sell any liquor upon any road, highway, or street, or within any booth, shanty, tent, shed, house, or other erection, placed wholly or in part upon any road, highway, or street, under a penalty not exceeding twenty dollars, together with costs of prosecution, or imprisonment not more than thirty days.

3. That any Magistrate or special Constable to be appointed under the authority of this Act, may take down and remove any booth, shanty, tent, shed, house, or other erection, placed, after the passing of this Act, upon any road, highway, or street, and may direct and require any persons found therein, to move on and away from such booth, shanty, tent, shed, house, or other erection, and on refusal of such persons so to move on and away, may remove them, and shall have all other the powers incident to the office