

Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1787. Saint John, NB: J. Ryan, 1787.

27 George III – Chapter 10

An Act to enable the Justices of the Peace in the several counties in this province, wherein no sufficient goals are erected, to send persons charged with grand larceny, and other offences of a higher nature, to the Goal of the city and county of Saint John.

Whereas great inconvenience may arise to several counties in this province, for the want of a County goal, for the securing of felons, and other offenders, where the inhabitants have not yet been able to build a goal.

I. Be it enacted, by the Lieutenant-Governor, Council, and Assembly, That from and after the publication of this aid, if any person or persons shall be brought before any Justice of the Peace, in any county in this province, where no sufficient county goal is or shall be built, on any charge of Grand Larceny, or any offence of a higher nature, and such Justice shall find sufficient cause to commit such offender or offender to goal. Then, and in that case it shall and may be lawful for such Justice, by his warrant under his Hand and Seal, to be directed to some Constable or other peace officer in such county, to commit such offender or offenders to the goal of the city and county of Saint John. And the keeper of said goal is hereby required to take and receive such offender or offenders into his custody, and him, her or them, safely to keep until he, she or they shall be thence remanded by warrant of some Justice of the Peace, in the county where such offence shall have been committed, or under his Hand and Seal directed to some Constable or other Peace officer of such county, in order for the trial of such offender or offenders before a court of *Oyer and Terminer*, and general goal delivery to be holden in the county where such felony or offence shall have been committed, or until such offender or offender's shall be otherwise discharged by due course of law.

II. And be it further enacted, That such conveying and reconveying as well as the support of such felon or offender while in goal as aforesaid, shall be at the proper charge of the county where such felony or offence was committed, and the Constable or Constables, or other peace officer who shall have performed such service as aforesaid, shall lay his or their accompt or accompts before the Justices of the General Sessions of the Peace, for the county where such felony or offence was committed, which Justices or the major part of them in General Sessions assembled, shall order and direct the county Treasurer to pay him or them such sum or sums of money, out of the sums raised or to be raised for defraying the contingent expences of the county, as they shall judge adequate to his or their service or services.

III. And in order to ascertain the allowance for the support of such felons or other offenders, while in goal as aforesaid: Be it further enacted, That one of the Justices of the Peace, for the county where such offence shall have been committed as

aforesaid, shall at the City of Saint John meet one of the Justices of the Peace for the County of Saint John, and jointly with him ascertain the sum to be allowed to the goaler, of the said City and County of Saint John, for the support of such felons or other offenders. Which sum so ascertained shall be paid pursuant to the order of the Justices of the General Sessions in the county where such offence shall have been committed, by the Treasurer of such county as aforesaid.

IV. And be it further enacted, That this act shall continue and be in force for two years and to the end of the next Session of the General Assembly thereafter.