

*Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1812.* Saint John, NB: Jacob Mott, Printer to the King's Most Excellent Majesty, 1812.

52 George III – Chapter 10

**An Act to authorise the justices of the Peace for the County of Charlotte, to levy an Assessment for paying off the County debt, and for finishing and completing the County Gaol and Court House, lately erected in said County. Passed the 7th of March, 1812.**

Whereas the building now occupied as a Court House and Gaol, in the town of Saint Andrews, in the County of Charlotte, has so far gone to decay, as that it has been found necessary to erect a new Court House and Gaol near the site of the old building; and whereas the Justices of the Peace in their General Sessions in said County, have already assessed the inhabitants to the amount of four hundred pounds, and granted warrants of assessment for collecting the same for defraying the expence of repairing the old Gaol, and paying off the County debt; And whereas the sum so assessed is not sufficient for that purpose, and a further sum is required to pay off the County debt, and for finishing and completing the Gaol and Court House lately erected, which cannot be assessed agreeably to the Laws now in force.

I. Be it therefore enacted by the President, Council, and Assembly, That the Justices of the Peace, in and for the County of Charlotte, in their General Sessions, or the major part of them be, and they are hereby authorised and empowered to apportion and assess such sum or sums as may be necessary for paying off the County debt, and for finishing and completing the new County Gaol and Court House, in said County, and by warrant under the hand and seal of such Justices or the major part of them, to be directed to the assessors of the several and respective towns or parishes, order such assessors to apportion and assess on their respective towns or parishes, their respective quota or proportion to be paid by the several and respective inhabitants of such town or parish, and such others as by Law are liable to be taxed, as the said assessors in their discretion shall think just and reasonable, and the said Justices as aforesaid, shall and may appoint such collectors as they shall think fit and necessary, who shall be sworn to a faithful discharge of their duty, and in case of refusal after notice of such appointment, every collector so refusing, shall be subject to the penalty of five pounds, and in case of death or refusal of any collector, another may be appointed in his stead, at any General or Special Session, who shall be subject to the same penalty, in case of refusal to accept such appointment, or be guilty of neglect of duty: Provided such assessment does not exceed eight hundred pounds.

II. And be it further enacted, That in case any assessor or assessors, shall neglect or refuse to make such assessment as aforesaid, such assessor or assessors, so neglecting or refusing, shall forfeit and pay to the Treasurer of the same County, the sum of five pounds, to be recovered in a summary way, before any Justice of Peace for the same County, with costs of suit.

III. And be it further enacted, That it shall be the duty of every such collector, appointed as aforesaid, within ten days after receiving his warrant of assessment, to give notice to the several persons contained in his list respectively, of the several sums on them assessed, and in case any

person so notified, shall refuse or neglect to make payment for other ten days, it shall be the duty of such collector forthwith to collect the sums so assessed, and by warrant under the hand and seal of any two Justices of the Peace for the said County, to make distress on the goods and chattels of such person or persons refusing, and within ten days thereafter, shall make sale of such distress to the amount of such assessment with costs, rendering the overplus, if any there be, to the owner or owners thereof.

IV. And be it further enacted, That every such collector shall pay over the monies by him collected, to the Treasurer of the County, deducting five per cent, for collecting, and in case any collector shall neglect or refuse to pay the same to the County Treasurer, every such delinquent collector, shall incur the penalty of five pounds per month, to be paid to the County Treasurer, who may sue for the same, before any Justice of the Peace who shall on conviction, issue his warrant against the goods and chattels of such delinquent, as in other cases of distress.

V. And be it further enacted, That all penalties to be incurred by, or under this Act, shall be applied for the purpose of compleating the said Court House and Gaol.

VI. And be it further enacted, That the proceedings of the said Justices of the Peaces in the said County of Charlotte, in making and collecting an assessment for the purpose aforesaid, and in issuing their warrant of assessment, and levying said sum of four hundred pounds, upon the towns and parishes in said County, be, and the same are ratified and confirmed, and rendered firm and valid in the Law, to all intents and purposes.