

Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1819. Fredericton, NB: George K. Lugin, Printer to the King's Most Excellent Majesty, 1819.

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An Act for the more effectual punishment of Persons who shall be guilty of the Trespasses therein mentioned, in the City of Saint John. Passed the 24th of March, 1819.

Whereas evil minded Persons have of late broken, taken down, or carried away the Glass Lamps hung out or fixed before the Dwelling Houses of many of the Inhabitants, and elsewhere, in the Streets of the City of Saint John, to light the said Streets, or have extinguished the Lights therein, and have also been guilty of committing divers other trespasses and enormities, injurious to the property of the Inhabitants, and to the disturbance of the peace in the said City: For prevention whereof in future,

I. Be it enacted by the Lieutenant-Governor, Council, and Assembly, That if any person shall wilfully break, take down, or carry away any Glass Lamp already hung or fixed, or hereafter to be hung or fixed in or upon any of the Streets of the said City, to light the same, or shall extinguish the lights therein, or be aiding or abetting in the same, or shall wilfully break or deface any Glass Window, Porch, Knocker, or other Fixture in the said City, and shall thereof be convicted before the Mayor, or Recorder, and any one of the Aldermen of the said City, either by the confession of the party or by the oath of one or more credible witness or witnesses, or upon view of the said Mayor, Recorder, or any one of the said Aldermen, or any other of His Majesty's Justices of the Peace for the said City and County, every such person so offending shall, for each offence, forfeit and pay a sum not exceeding Two Pounds, lawful money of this Province, to be recovered with costs, and levied by warrant of distress and sale of the goods and chattels of every such offender; one moiety of which forfeiture, when recovered, to be paid to the Chamberlain of the said City for the time being, to be applied to the purpose of providing new Lamps in the room of such as shall be so taken down or carried away, and of repairing such of them as shall be broken or injured as aforesaid, and towards the payment of the expenses of the Nightly Watch in the said City; and the other moiety of such forfeiture to be paid to the person or persons who shall prosecute for the same; and for want of goods and chattels whereon the same can be levied, it shall and may be lawful to commit every such offender to the common Gaol of the City and County of Saint John, there to remain without bail or main-prize for a term not exceeding Two Months, or until such forfeiture and costs are paid. And if any such offence shall be committed by any Apprentice or Servant, such forfeiture and costs shall be paid by his or her Master or Mistress, or in default thereof, such Apprentice or Servant shall be committed to such Gaol in manner aforesaid.

II. And be it further enacted, that in case any person shall commit any or either of the offences aforesaid, in the presence of any Sheriff, Deputy-sheriff, Constable, Marshal, or Watchman, that then every such Sheriff, Deputy-Sheriff Constable, Marshal, or Watchman, shall forthwith arrest such offenders and give information thereof to the Mayor, or Recorder, or some one of the Aldermen of the said City as aforesaid, in order that such offended may be convicted thereof in manner and form as herein before directed.

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III. And be it further enacted, that this Act, or any thing herein contained, shall not bar or preclude any person or persons from recovering his, her, or their damages against any person or persons who shall be guilty of any of the mischiefs or trespasses aforesaid, hut that the same may be recovered in the same manner as if this Act had not been passed.

IV. And for the more easy detection and discovery of such offenders, Be it further enacted that if two or more persons shall have been jointly concerned in committing any of the offences aforesaid, and one or more of them (not having been informed against) shall within the space of one Month after the offence committed, inform against any or all the other or others concerned in the same offence, so as to convict him, her, or them, the person so informing shall not be liable to the payment of any part of the forfeiture herein before mentioned.

V. And be it further enacted, that this Act shall continue and be in force for five years, and thence to the end of the next Session of the General Assembly and no longer.