

*Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1824.* Fredericton, NB: George K. Lugin, Printer to the King's Most Excellent Majesty, 1824.

5 George IV – Chapter 8

**An Act to authorize the justices of the Peace for the County of Charlotte, to make regulations for the Market Wharf at Saint Andrews. Passed 11th March, 1824.**

Whereas the Town Landing in St. Andrews, has been granted to the Justices of the Peace for the County of Charlotte, in trust for the use of the said Town of Saint Andrews, as a scite for a Public Market House, and such Buildings and Fabrics as may by them be deemed necessary from time to time to be erected for the accommodation of said Town: And whereas a Wharf has been erected on said Town Landing, and a Market-House and other Buildings built thereon—

I. Be it enacted by the President, Council, and Assembly, That the Justices of the Peace for the County of Charlotte, at their General Sessions, shall and may, and they are hereby authorized and empowered to make such orders and regulations for the due ordering of Vessels lying at the said Market Wharf in Saint Andrews, or coming to or removing from the same, and for the lading and unloading of Goods and Merchandise at the said Market Wharf, and for preventing nuisances, obstructions and incumbrances, by the depositing and leaving of Goods and Merchandise, or otherwise howsoever, on the said Market Wharf, and generally for the safe keeping and well ordering of the said Market Wharf in all respects, and from time to time to repeal, alter and amend, such rules and regulations, and to substitute others in their place, as to the said Justices, or the major part of them, at such General Sessions, shall seem fit and reasonable, and to enforce such orders and regulations by pecuniary fines and penalties, so always that such fines and penalties shall not in any case exceed the sum of Forty Shillings, which shall be sued for and recovered, on the oath of one or more credible witness or witnesses, before any Justice of the Peace of the said County, and be levied by warrant of distress and sale of any Goods and Merchandise, that by conviction of such Justice may appear to be an incumbrance or nuisance on the said Wharf, contrary to the said regulations, or otherwise by warrant of distress and sale of the goods and chattels of the offender, rendering the overplus, if any, after deducting the charges of prosecution and sale, to the owner or owners of such goods or the offender or offenders as the case may be; such fines and penalties to be paid, one moiety to the Wharfinger of the said Wharf, to be appointed as hereinafter directed, and the remainder to the Overseers of the Poor for the Parish of Saint Andrews, for the use of the Poor of the said Parish.

II. And be it further enacted, That the said Justices of the Peace for the County of Charlotte, shall and may at the time of making the annual appointment of Town and Parish Officers, have power and authority to appoint a fit person to be Wharfinger of the said Market Wharf, who shall be sworn to the faithful discharge of his duty, and be in every respect subject to the same rules and regulations, penalties and forfeitures, as any other Town or Parish Officers are, or shall be made subject to, by virtue of any Laws now in force, or hereafter to be enacted, for the appointment and regulation of Town or Parish Officers, in the several Counties of this Province, and it shall be the duty of said Wharfinger to carry into force and effect the orders and regulations of the said

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Justices, so to be made as aforesaid, respecting the said Market Wharf, and in his own name to sue for all fines and penalties incurred under the said regulations, and to account from time to time to said Justices at their General Sessions, as they at such Sessions shall from time to time order and direct.