

Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1836. Fredericton, NB: John Simpson, Printer to the King's Most Excellent Majesty, 1836.

6 William IV – Chapter 29

An Act in amendment of the Act relating to Trespasses. Passed 8th March 1836.

'Whereas by an Act made and passed in the first year of the reign of His present Majesty, intituled *An Act to repeal all the Acts in force relating to trespasses, and to make more effectual provision for the same*, it is enacted, that the Justices in their General Sessions of the Peace may have power to make regulations for preventing trespasses by horses, sheep, swine, goats and neat cattle, but they are not empowered to levy a fine for any breach thereof, by reason of which the Act is ineffectual for the purposes intended,'

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Justices in their General Sessions of the Peace shall be and are hereby empowered, in addition to the sum to be paid to the hog reeve and pound keeper for their services, to order and direct that a fine of five shillings be levied on the owner for each horse, swine, goat or neat cattle, and sixpence for each sheep found going at large contrary to any regulations so made, to be specified in such regulations; which fines shall be collected by the pound keeper in the way he is directed to receive the fees of the hog reeve by the third section of the Act of which this is an amendment, or by complaint to any Justice of the Peace, and when collected to be paid by the said Justice and pound keeper respectively into the hands of the overseers of the poor of such town or parish for the use of the poor thereof.

II. And be it enacted, That all horses, swine, sheep, goats and neat cattle impounded by virtue of this Act, or by virtue of the third section of the Act of which this is an amendment, shall be advertised at least fourteen days, and if no owner appears to pay the said fine and charges for taking up, keeping and advertising, then the pound keeper shall publicly sell the same, rendering the overplus after paying such fine and charges aforesaid to the owners thereof, and if no owner appears in fourteen days after such sale to demand the same, then the said overplus to be paid to the overseers of the poor of such town or parish for the use of the poor thereof.