

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1841. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1841.

4 Victoria – Chapter 25

An Act to authorize the Justices of the Peace for the County of Northumberland to erect a Lock up House in the Town of Chatham, in the said County. Passed 19th March 1841.

'Whereas from the great increase of the Town of Chatham, in the County of Northumberland, and in consequence of the distance therefrom to the County Gaol, and the difficulty of crossing the River Miramichi thereto at certain seasons of the year, great inconvenience is often times experienced by the Magistrates residing in the said Town for the want of a Lock up House or place of safe keeping, in which to confine persons committing breaches of the Peace and other minor offences; in remedy whereof,'

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Justices of the Peace for the County of Northumberland or the major part of them, may and they are hereby authorized and required at their first General Sessions of the Peace hereafter to be holden, to purchase a piece of ground in the Town of Chatham, on which to erect a Lock up House, and to contract and agree with able and sufficient workmen for the erection and finishing of a suitable Lock up House on the said piece of ground in the Town of Chatham, and the said Justices or the major part of them at any General Sessions of the Peace, are hereby authorized and required to make a rate and assessment for a sum not exceeding two hundred and fifty pounds to defray the expense of purchasing the said land, and erecting and finishing the said Lock up House; such assessment to be levied and collected in such proportions and in such manner on the Inhabitants of such County, residing on the front Lots situate between the lower side of Clark's Cove and the upper side of Saint Andrew's Church, in the Parish of Chatham in the said County, including all the Inhabitants of the Town or Village of Chatham, living within the above named limits, whether residing in the front or rear of the said Town, as the said Justices or the major part of them may direct; which sum subject to the limits aforesaid shall be assessed, levied and paid agreeably to any Act now or which may hereafter be in force for the assessing, levying and collecting County Rates.

II. And be it further enacted, That when and so soon as the said Lock up House shall be erected, completed and fit for use, it shall and may be lawful for the Justices of the Peace for the said County, and they are hereby required annually at the first Court of General Sessions of the Peace for the year, by order of the said Court upon the County Treasurer, to cause to be paid out of the County funds a sum not exceeding thirty five pounds towards the payment of the keeper and the support and maintenance of the said Lock up House, if there be County funds to meet such payment, if not, the same to be annually assessed, levied and collected off the Inhabitants of the County in the same manner as other County assessments are assessed, levied and collected.

III. And be it further enacted, That the said Justices of the Peace for the said County of Northumberland, shall and they are hereby authorized and required at any General Sessions of

the Peace to be holden in the said County, to make such rules and regulations for the custody and management of the said Lock up House as may from time to time be necessary and expedient.

IV. And be it further enacted, That it shall and may be lawful for the High Sheriff of the said County of Northumberland or any other Officer who shall have arrested or have in legal custody any person or persons charged with any crime or misdemeanor whatsoever, for which such person, shall be liable to be committed to the Gaol of the said County, to commit such person or persons to the said Lock up House until he or they can be conveyed to the County Gaol: Provided always, that no such person or persons shall be longer kept or detained in the said Lock up House than thirty six hours from the time of his or their commitment thereto, except when the River is in an impassable state during the spring and fall from the ice, and then only till the same can be crossed with safety.

V. And be it further enacted, That it shall and may be lawful for any Justice or Justices of the Peace for the said County of Northumberland, before whom any Mariner or Seaman shall be hereafter convicted under and by virtue of any Laws now in force or that may be hereafter in force in this Province for the regulation of Seamen, to commit such Mariner or Seaman to the said Lock up House instead of the County Gaol, if such Justice shall find it necessary and advisable so to do: Provided always, that no such Mariner or Seaman shall remain or be longer confined in the said Lock up House than forty eight hours, and if such Seaman or Mariner be subject and liable to longer confinement, then to be conveyed to the County Gaol, and all charges to be defrayed by the Ship Master or person so confining said Mariner or Seaman.