

*Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1846.* Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1846.

9 Victoria – Chapter 67

**An Act to revive, continue and amend the several Acts relating to Fires in the Parish of Fredericton. Passed 14th April 1846.**

Whereas an Act made and passed in the fifth year of the Reign of His Majesty King George the Fourth, intituled *An Act to repeal the Laws now in force for appointing Firewards, and the letter extinguishing of Fires so far as the same relate to the Town of Fredericton, and to make regulations more suitable to the said Town*; also an Act made and passed in the seventh year of the Reign aforesaid, intituled *An Act to extend the power of the Firewards in the Parish of Fredericton, and to make further regulations for the better extinguishing of Fires that may happen in the said Parish*; and an Act made and passed in the seventh year of the Reign of King William the Fourth, intituled *An Act to continue and amend the Acts relating to Firewards in the Town of Fredericton*, have lately expired;

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the said recited Acts be and the same are hereby revived and continued, and declared to be in full force during the continuance of this Act, except in so far as the provisions of the said recited Acts or any of them shall be inconsistent with the terms of this Act.

II. And be it enacted, That the Firewards in the said Parish of Fredericton shall be increased to ten in number, and appointed in the manner provided in the second section of said first recited Act; and that each of the said Firewards shall not be required to carry the staff heretofore used for the purpose of distinction, and required by the third section of the said second recited Act; that such Firewards so soon as they conveniently can after their appointment, shall elect from their own body a Captain or Chief Fireward, and such other subordinate Officers as may be deemed necessary by them, and make and ordain such rules of precedence and order among themselves for the orderly government of the Firewards, and to promote unanimity and decision on occasions of fire, as may seem necessary; provided that such Captain or Chief Fireward shall be annually elected in the month of May in each and every year.

III. And be it enacted, That the said Firewards shall and may from time to time, as to them or the major part of them it shall seem meet, enlarge the number of Enginemen for the Engines of the said Parish, in such proportion to each Engine as the size thereof and other circumstances may make advisable, so that the number of Enginemen attached to any one Engine shall not exceed twenty five; and that the additional Enginemen so appointed shall have and enjoy the privileges and exemptions specified in that behalf in the said recited Acts; that the said Firewards, or the major part of them, shall have power to establish and organize one sufficient Company of Hosemen, not exceeding ten in number, one Company of Axemen and Hook and Ladder Men, not exceeding twenty in number, and that the said Firewards have power to appoint some distinguishing badges to be worn or carried at Fires by the members of said Companies.

IV. And be it enacted, That no person or persons shall wilfully set on fire, or cause or permit to be set on fire, any combustible materials within two hundred feet of any fence, gate or building in the said Parish, and that every person or persons so offending shall forfeit and pay a sum not exceeding twenty shillings, in the discretion of the Justice before whom the offender or offenders may be convicted for each and every offence, to be recovered and applied as other fines mentioned in the said recited Acts.

V. And be it enacted, That the Firewards for the time being, or any two of them, shall have full power to direct and order that every loft, barn or building within the limits of the said Parish, in which hay, straw or other light combustible material is kept and being, shall be closed and protected so that such hay, straw or other light combustible material be not exposed to ignition by sparks from the adjoining chimnies; and every owner or holder of such loft, barn or building, who shall not so close and protect the same on such order given and due time allowed therefor, shall be liable to pay a fine not exceeding twenty shillings, in the discretion of the Justice before whom the offender or offenders may be convicted for such neglect or refusal as aforesaid.

VI. And be it enacted, That the Justices of the Peace for the County of York, or the major part of them, in their General Sessions, are hereby required to raise by assessments such sum or sums, not exceeding one hundred pounds in any one year, on the said Parish, as the said Firewards may from time to time, by estimate in writing, produced to such Justices in Session, deem to be necessary for the efficient management and support of the Fire Department and Apparatus of the said Parish; such assessment to be made and levied as is directed in the said first recited Act.

VII. And be it enacted, That this Act shall continue and be in force until the first day of May which will be in the year one thousand eight hundred and forty eight.