

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1848. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1848.

11 Victoria – Chapter 33

An Act to authorize the Justices of the Peace for the City and County of Saint John to raise a sum of money for making certain alterations in and additions to the Common Gaol of the said City and County. Passed 30th March 1848.

Whereas in order to the preservation of the health and comfort of the inmates of the Common Gaol of the City and County of Saint John, it is found necessary to make certain additions to and alterations in the said building;

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the said Justices of the Peace for the said City and County of Saint John, at any General Sessions of the Peace hereafter to be holden, or the major part of them so assembled, be and are hereby authorized and empowered by themselves, or one or more Committees of Management for that purpose to be appointed, to contract and agree with able and sufficient workmen for erecting, placing and finishing in or connected with the said Common Gaol, suitable and necessary privies or water closets for the comfort and accommodation of the inmates of the said Common Gaol.

II. And be it enacted, That the said Justices, at any General Sessions of the Peace for the said City and County, be and are hereby authorized to borrow such sums as may be necessary for the purpose aforesaid, not exceeding the sum of five hundred pounds, the same to be taken in loans of not less than fifty pounds, and that Certificates or Notes in the following form, or to that effect, shall be prepared and delivered to the persons from whom such loans may be obtained, to wit:—

Number —

City and County of Saint John, ss.

These are to certify, that [here insert residence and addition of lender] hath lent and advanced to the Justices of the Peace for the said City and County, the sum of _____ pounds currency, which sum is payable to him or his order, together with interest, at and after the rate of _____ per centum per annum, pursuant to an Act of Assembly made and passed in the eleventh year of the Reign of Her Majesty Queen Victoria, intituled *An Act to authorize the Justices of the Peace in and for the City and County of Saint John to raise a further sum of money for making certain alterations and additions to the Common Gaol of the said City and County.* Dated the ___ day of _____ in the year of our Lord one thousand eight hundred and forty _____.

By order of the Sessions.

A. B., Presiding Justice.

Which same certificates or notes shall be signed by the Justice presiding at the said Sessions, and counter signed by the Clerk, and shall be respectively numbered according to the time in which

the same may be made and issued, and a memorandum thereof shall be duly entered by the Clerk in the Minutes.

III. And be it enacted, That the said certificates and notes shall be negotiable in the same manner as promissory notes, and that the holders thereof shall be entitled to receive interest for the same annually, to be paid by the Treasurer of the said County out of the assessments hereinafter mentioned.

IV. And be it enacted, That it shall and may be lawful for the said Justices of the Peace of the said City and County, and they are hereby authorized and required to make a rate and assessment each and every year, of such a sum of money, besides the charge for assessing and collecting, as will discharge the interest of the loan contracted by virtue of this Act, until the total amount of the loan, and all interest thereon heretofore obtained by virtue of the Act of Assembly made and passed in the first year of the Reign of Her Majesty Queen Victoria, intituled *An Act to authorize the Justices of the Peace in and for the City and County of Saint John to establish a House of Correction for the said City and County*, and to extend the provisions of two Acts of Assembly to the same, and until the total amount of the loan, and all interest thereon heretofore obtained by virtue of the Act of Assembly made and passed in the third year of the Reign of Her present Majesty, intituled *An Act to authorize the Justices of the Peace in and for the City and County of Saint John to erect a building in the said City for a Common Gaol, and to raise a sum of money for erecting and completing the same*, are severally paid off and discharged; and from and after the time of payment and discharge of the total amount of said several loans so contracted by virtue of the said several Acts, it shall and may be lawful for the said Justices, and they are hereby authorized and required to make a rate and assessment of the said sum, not exceeding five hundred pounds, besides the charge for assessing and collecting, for the purpose of discharging the principal and interest then due upon the loan contracted by virtue of this Act, for the purpose of paying off the same; which said sums of money are to be assessed, levied, collected and paid, in such proportion, and in the same manner as other County Rates for public charges are or may be assessed, levied, collected and paid under and by virtue of any Act or Acts made or to be made for assessing, levying and collecting rates for public charges.

V. And be it enacted, That the Interest upon the money to be raised by virtue of this Act, with the charge for assessing and collecting the same, shall be assessed and levied under one rate, with the interest of the loans heretofore contracted under the said Act, intituled *An Act to authorize the Justices of the Peace in and for the City and County of Saint John to erect a building in the said City for a Common Gaol, and to raise a sum of money for erecting and completing the same*, in the same manner as if the money raised by virtue of this Act had been raised, and were a part of the sum of money borrowed under and by virtue of the said last recited Act.

VI. And be it enacted, That the monies so to be assessed as aforesaid shall be applied, after discharging all interest due on the loans contracted by virtue of this Act, to the payment of the principal sums mentioned in such certificates or notes; and that the Treasurer of the said City and County shall give one month's public notice by advertisement in one of the newspapers published in the said City, for calling in the said notes, when he is prepared to pay off the same, and that

from and after the time specified in such notice the interest on said certificates or notes shall cease.

VII. And be it enacted, That the County Treasurer shall be entitled to have and retain the sum of one pound per centum on every hundred pounds for his services in receiving and paying the said monies so to be assessed under the provisions of this Act, and no more.