

*Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1855.* Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1855.

18 Victoria – Chapter 35

**An Act in addition to Title Eight, of the Revised Statutes, Chapter Fifty nine, "Of preventing Fires." Passed 12th April 1855.**

Section.

1. Buildings may be pulled down to stop fire.
2. Value to be assessed on the District by the Sessions.

Section.

3. Districts to be defined by the Sessions.
4. An assessment for loss by Thomas Mealy authorized.
5. Act not to extend to Fredericton.

Be it enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:--

1. Three or more Firewards present at any fire shall have full power whenever a fire is raging in their district, and they shall deem it necessary to pull down or otherwise destroy any houses or buildings for the purpose of staying the progress of such fire, to order and direct all or any such buildings as may by such Firewards be deemed necessary for the purpose aforesaid, to be pulled down or otherwise destroyed; and no action shall be maintained against such Firewards, or any person or persons acting in their aid or under their direction for the purpose aforesaid, for any damage or loss resulting therefrom.
2. The Sessions upon due proof to them of the loss sustained, are authorized to assess upon the district in which the buildings so pulled down or destroyed for the purpose aforesaid were situated, the reasonable value thereof, to be paid by way of compensation to the person or persons whose buildings were so pulled down and destroyed; such amount to be assessed and collected in like manner as prescribed in Title VIII, of the Revised Statutes, for other rates.
3. The Justices of the Peace shall have full power at any General Sessions or Special Sessions for that purpose called, to define by metes and bounds, Fire Districts for the purpose of the preceding Section; where Cities or Municipalities are incorporated, the Councils shall have the power hereinbefore given to the Sessions. When no district shall be defined by said Justices or Council, this Act shall not apply.
4. The Sessions of the City and County of Saint John are hereby authorized, if they deem it proper so to do, to make an assessment for the loss sustained by one Thomas Mealy, of the Parish of Portland, in the County of Saint John, in consequence of the destruction of his building to stay the progress of a fire in that Parish in the month of January one thousand eight hundred and fifty five, upon satisfactory proof made to them of the cause of such destruction, and of the value of the property; such assessment to be collected as hereinbefore provided.
5. This Act shall not apply to the City of Fredericton.