

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 39

An Act to regulate the Navigation of the River Saint John at or near Indian Town, in the County of Saint John. Passed 12th April 1855.

Section.	Section.
1. Free use of River between Marble Point and Rankin's Mills, regulations for, to be made.	2. Harbour Master to be appointed; duty. 3. Compensation. 4. Penalties, recovery of.

Whereas the unnecessary obstructing of that part of the River Saint John in front of Indian Town, by wood boats and other crafts, is inconvenient and dangerous, and subversive of the common right of free navigation and user of the same; for remedy whereof,—

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

1. It shall be the duty of the General Sessions of the Peace of the City and County of Saint John, at their General Sessions from time to time, or at any Special Sessions to be by them for that purpose holden between the time of the passing of this Act and the meeting of the next General Sessions, to make and ordain rules, regulations, and orders, with penalties for the breach of the same, by fine not to exceed five pounds, in order to the preservation of the free and unobstructed use of that part of the said River lying between Marble Point and Rankin's Mills.
2. The said General Sessions of the Peace, or Special Sessions to be holden as aforesaid, shall and may from time to time nominate and appoint one or more suitable person or persons to act as Harbour Master or Harbour Masters for that part of the said River Saint John between Marble Point and Rankin's Mills as aforesaid, whose duty it shall be to enforce the provisions of this Act, and of all such rules, regulations, or orders as shall or may from time to time be made under the authority thereof, and to regulate the coming to, and assign proper berths or mooring places of and for such wood boats and other crafts, as well as such rafts as may come to in the said River, within the space hereinbefore described.
3. The said General Sessions, or Special Sessions, shall also regulate the amount or sum of money which the Harbour Master or Harbour Masters so to be appointed shall be entitled to receive as compensation for his or their services, and shall also regulate the charge for wharfage; and out of the fines, penalties, and forfeitures recoverable under the authority of this Act, or of any rule, regulation, or order as aforesaid, pay to the said Harbour Master his compensation as aforesaid.

4. All forfeitures, fines, and penalties shall be sued for in the name of such Harbour Master or Harbour Masters, or of either of them, in case two or more shall be appointed, under the provisions as near as may be of Chapter 138, of the Revised Statutes.