

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1859. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1859.

22 Victoria – Chapter 36

An Act to extend the jurisdiction of the Police Magistrate of the City of Saint John to Carleton, and for other purposes. Passed 13th April 1859.

Section.

1. Jurisdiction of Police Magistrate of Saint John City extended to Carleton.
2. Authority of the Chief of Police likewise extended.

Section.

3. Policeman to be appointed; duties.
4. Remuneration of Police Magistrate, &c.
5. Separate account of fines to be kept.
6. Assessment for deficiency in funds.

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

1. The authority and jurisdiction of the Police Magistrate, and of any Justice of the Peace sitting as Police Magistrate at the Police Office in the City of Saint John, appointed under and by authority of the Act of Assembly 12th Victoria Chapter 68, shall extend to and be exercised over all that part of the City of Saint John lying on the western side of the Harbour; and all and every the acts, omissions, matters, and things, made, deemed, or regarded as offences by and by virtue of the said Act, or any Act or Acts of Assembly, or bye law of the Corporation of the said City, and cognizable by the said Police Magistrate or Justice, shall be and be deemed and taken to be offences, when committed, omitted, done, suffered, or happening in the said City, on the western side of the Barbour aforesaid, and shall be dealt with in the same manner in every respect as like offences committed or happening on the eastern side aforesaid; and all and every the provisions of the said Act, and of an Act made and passed in the eleventh year of Her present Majesty's Reign, intituled *An Act more effectually to provide for the support of a Nightly Watch and Day Police in that part of the City of Saint John lying on the eastern side of the Harbour, and for other purposes*, also an Act made and passed in the nineteenth year of Her said Majesty's Reign, intituled *An Act relating to the Police of the City of Saint John*, and of any Act incorporated with or made part of the said Acts, or either of them, touching offences, or the apprehension, safe keeping, dealing with, trial, and punishment of offenders, or persons chargeable with offences, or relating to witnesses or evidence, or the payment of costs, shall be deemed, taken, and adjudged to apply to this Act, in the same manner as if the same had been enacted herein, and so far as they may be consistent herewith.

2. The power and authority of the Chief of Police of the said City, shall extend over all that part of the City lying on the western side of the Harbour, and shall be as effectual as respects the ordering of any Policeman appointed for the said western part of the City, or any thing done or to be done therein, as if such order were made in relation to any like thing on the eastern side of the said City.

3. The said Chief of Police shall appoint a fit and proper person to act as Policeman on the said western part of the City, who shall be sworn as provided by the second Section of the Act of

Assembly made and passed in the nineteenth year of Her present Majesty's Reign, intituled *An Act relating to the Police of the City of Saint John*, and shall have all the powers, authorities, privileges, advantages, exemptions, and immunities, and shall be subject to all the duties and responsibilities, orders, regulations, fines, penalties, and forfeitures, provided for, given to, or imposed upon Policemen in and by the said Act, or in and by any Act of Assembly or bye law of the Corporation of the City of Saint John relating to the Police of the said City, whether acting on the said western side or engaged in conveying or conducting prisoners thence, to, or from the Police Office, the Watch House, or other place of safe keeping on the eastern side of the Harbour, except that such Policeman shall not be subject to do the ordinary night duty of a Policeman, and it shall be the duty of the said Policeman to attend every morning at the Police Office, for the purpose of making reports and receiving instructions.

4. The Police Magistrate shall be entitled to, and shall receive the sum of fifty pounds, the Chief of Police, and the Police Clerk, the sum of twenty five pounds each per annum, for the additional services required of them by this Act; and the said Policeman shall be paid a sum not exceeding ninety pounds per annum: all which sums shall be payable out of the funds hereinafter provided.

5. The Police Magistrate shall keep a separate account of all fines, costs, and sums of money imposed or collected by him under and by virtue of this Act, and shall pay the same into the hands of the Chamberlain of the said City, who shall place the same to the credit of a fund to be called 'The Carleton Police Fund.'

6. The Mayor, Aldermen, and Commonalty of the said City shall have power, from time to time, to order and levy an assessment on that part of the City of Saint John lying on the western side of the Harbour, and the inhabitants thereof, for any sum that may be necessary to make up any deficiency in the said fund for the purposes of this Act, not exceeding in the whole the sum of one hundred and ninety pounds in any one year; which assessment shall be ordered, levied, and collected in the same manner as any assessment for Police purposes of the said City on the eastern side of the Harbour may be ordered, levied, assessed, and collected.