

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1863. Fredericton, NB: G. E. Fenety, Printer to the Queen's Most Excellent Majesty, 1863.

26 Victoria – Chapter 19

An Act to provide for the more efficient discharge of the duties of certain Parish Officers in Incorporated Counties, and for other purposes therein mentioned. Passed 20th April, 1863.

Section.

1. Overseers, when to make returns.
Penalty for neglect.
2. Duty of Collectors.

Section.

3. Powers vested in General Sessions
by Act 25 V. c. 16, also vested in County
Councils.
4. Fines to be prosecuted within six months.

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

1. That the Overseers of the Poor for the several Parishes in Incorporated Counties, unless otherwise directed by any special Act or Acts of the General Assembly, shall, on or before the first day of January in each and every year, make returns in writing, under oath, to the Secretary Treasurers of their respective Counties, containing a detailed account of all moneys placed in their hands, or in the hands of any of them, for the support of the Poor, or otherwise, in their capacity of Overseers of the Poor, with the expenditure or other disposition of the same, accompanied by vouchers for the sums expended or disposed of, under a penalty against such Overseers of the Poor as may neglect the duty hereby imposed, of a sum not exceeding ten pounds, to be recovered before any Justice of the Peace of the County, with costs, in the name of the Secretary Treasurer, under the provisions of Chapter one hundred and thirty eight, Title xxxvii, of the Revised Statutes, 'Of Summary Convictions,' or of any Act made or to be hereafter made in addition to or in amendment of the same; and such penalty, when recovered, shall be paid over to the Secretary Treasurer for the use of the County in which such offence may have been committed.

2. That it shall be the duty of the Collectors of Rates for the several Parishes in such Counties, and they are hereby required to file with the Secretary Treasurers in their respective Counties, the true account of every sum of money received, with vouchers, and correct list of defaulters, verified on oath, and the list given them by the Assessors, in the manner and at the time in which such account should be filed with the Clerk of the Peace under the provisions of the twenty seventh Section of the fifty third Chapter of the Revised Statutes, Title viii, 'Of Rates and Taxes,' under a penalty of a sum not exceeding ten pounds, to be recovered and applied in the manner directed by the preceding Section.

3. That all powers and authority vested in the Justices of the Peace in General Sessions in their respective Counties, under the provisions of an Act made and passed in the twenty fifth year of the Reign of Her present Majesty, intituled *An Act in amendment and consolidation of the Laws relating to Highways*, or of any Act or Acts in addition to or in amendment or explanation of the same, now made or hereafter to be made, shall be and are hereby vested in the Municipal or

County Councils of the several Incorporated Counties; and that all Commissioners of Highways for the several Parishes in such Counties shall deliver to the Secretary Treasurers of their respective Counties, at the times directed in and by the said Act, all lists, returns and accounts therein mentioned and required to be filed by the said Secretary Treasurers in their respective offices; and the said Commissioners of Highways in Incorporated Counties shall be subject and liable to all the fines, penalties and forfeitures prescribed by the said Act, to be sued for, recovered and applied as hereinbefore directed.

4. Every prosecution for any of the fines, penalties and forfeitures in this Act mentioned, shall be commenced within six calendar months after the offence has been committed, and not after.