

*Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1866.* Fredericton, NB: G. E. Fenety, Printer to the Queen's Most Excellent Majesty, 1866.

29 Victoria – Chapter 6 (Session 1)

**An Act to establish a Board of Health for the City of Fredericton. Passed 16th April, 1866.**

Section.

1. Board of Health, how appointed.
2. Who shall constitute the Board.
3. Regulations, how made.
4. & 5. Powers of Board.
6. Hospitals, &c. how provided.

Section.

7. Infected or sick persons, how dealt with.
8. Penalties, how recovered.
9. When this Act may be extended to Town of Woodstock.

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

1. The Governor in Council may establish a Board of Health for the City of Fredericton, and at any time dissolve or renew the same, or add to its numbers.
2. The Mayor, and one Alderman of the said City, with so many residents of the said City as may be appointed by the Governor in Council, shall be members of such Board: the Mayor, or in his absence the said Alderman, or in the absence of both, any other member nominated by the Board, shall be Chairman thereof: every member of the Board, immediately after his appointment, shall be sworn to the faithful discharge of his duty before any Magistrate resident in said City, and shall sign a roll kept for that purpose; any three members of the Board shall be a sufficient number to proceed to business; the Board may appoint a Clerk or Secretary, and the Orders and Regulations of the Board, signed by the Chairman and Clerk or Secretary, shall be valid.
3. The Board may make regulations for the preservation of the public health and prevention of disease within its jurisdiction, under penalties for the breach thereof, not in any case exceeding the sum of two hundred dollars, and enforce any Quarantine Laws which may be made by the Mayor and Aldermen of the said City.
4. The members of the Board, or other persons by them appointed, may enter into any house, building, yard, enclosure or land not enclosed, within the jurisdiction of the Board, remove any obnoxious or offensive matter therefrom, cleanse, fumigate, or use any proper means for purifying the same, and cause any street or other passage-way to be enclosed and prevent all persons from entering therein.
5. The Board may regulate or prohibit the intercourse between the District under its jurisdiction, or any portion thereof, and any other part of the Province; and may cause any persons who violate its regulations or prohibitions to be apprehended and conveyed to the vessel or place whence they last came, or elsewhere beyond the District for which the Board is appointed, or to an hospital or other place within the same; and may adopt prompt measures to prevent the

spread of disease or communication with any vessel, house, family or place infected; and may exercise such powers as in the opinion of the Board the circumstances of the case and the public good may require.

6. The Board may build or hire hospitals, furnish the same, employ proper persons to attend the sick placed therein, do whatever is necessary with regard thereto, and provide for the interment of the dead; may appoint Committees of one or more of the Board to execute its orders; which Committees may sue and be sued for any contract or engagement entered into by them in fulfilment of their duties; and in order to defray the expenses, the Governor in Council may grant a Warrant on the Provincial Treasurer for payment thereof, but for no larger amount in any one year than the sum of two thousand dollars, and no money shall be expended by the Board without the sanction of the Governor in Council.

7. The Board may, within its jurisdiction, remove to the hospital, or other fit place, any infected or sick person, and keep him there until cured or sufficiently recovered to discharge with safety; and if any person shall violate the orders of the Board, or resist, oppose, or obstruct any of its Committees, or any person acting in their aid, he shall be guilty of a misdemeanor, and be liable to a penalty not exceeding two hundred dollars, nor less than twenty dollars for each offence.

8. Prosecutions for the recovery of penalties shall be brought by and in the name of the Board of Health of the City of Fredericton, (or as the case may be) and the offender, when the penalty exceeds eighty dollars, may be held to bail as in Civil causes, by the order of a Judge of the Court where the action may be brought, and all penalties when recovered, after deducting expenses, shall be paid to the Treasurer for the use of the Province.

9. The provisions of this Bill may apply to the Town of Woodstock, in the County of Carleton, upon being accepted by the Town Council.