

of this Act, shall be known, he or she shall be liable to pay a fine of ten shillings in addition to the tax, to be recovered and applied as directed by the fourth section of this Act.

Tax to be collected on and after 1st June, and on default to be sued for.

Application of Tax.

Compensation to Collectors.

Collectors to account to Sessions.

Limitation.

IV. And be it enacted, That the said Collectors of the said Dog Tax, shall and they are hereby required, on the first day of June in each and every year, and as often thereafter as may be necessary, to proceed to the collection of the tax imposed by this Act; and in case the said tax be not paid to each or either of the said Collectors within six days after the same shall have been demanded, that then the said Collectors shall, and they are hereby required, in their own name to sue for and recover the same with costs, by action of debt, before any one of Her Majesty's Justices of the Peace of the County of Restigouche; and the said tax when collected, shall be paid into the hands of the Overseers of the Poor of the respective Parishes, where the same may be collected, and to be applied by them toward the support of the Poor of the said Parishes, respectively, where the same may have been collected; such Collectors retaining for their trouble at and after the rate of ten per centum on all sums actually paid in by them respectively.

V. And be it enacted, That the said Collectors of the said tax shall render Accounts to the Justices at every General Sessions of the Peace to be holden in and for the said County, of their collections under and by virtue of this Act, which Accounts shall be audited by the said Justices; and the said Collectors shall be liable to all the pains and penalties for neglect and refusal to account for or pay over the monies so to be collected by them, as any Collector of Rates are made liable to by the Laws now in force.

VI. And be it enacted, That this Act shall continue and be in force until the first day of June which will be in the year of our Lord one thousand eight hundred and forty seven.

#### CAP. XI.

6 W. 4, c. 21.

An Act to amend an Act, intituled *An Act to regulate the fencing, occupation and grazing of the several Marshes, Low Lands and Meadows in the County Westmorland.*

Passed 25th March 1844.

Preamble.  
6 W. 4, c. 21.

**W**HEREAS certain provisions of an Act made and passed in the sixth year of the Reign of His late Majesty King William the Fourth, intituled *An Act to regulate the fencing, occupation and grazing of the several Marshes, Low Lands and Meadows in the County Westmorland*, have been found to operate to the inconvenience and adversely to the interests of the proprietors of the said Marshes, Low Lands and Meadows;

6 W. 4, c. 21, s. 2 & 3, repealed.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the second and third sections of the above recited Act be and the same are hereby repealed.

Justices to regulate the occupation and grazing.

II. And be it enacted, That Her Majesty's Justices of the Peace in and for the said County of Westmorland, at their General Sessions, on application made in the manner and form directed in and by the first section of the said recited Act, shall be and they are hereby authorized and empowered to make such rules and regulations for the occupation and grazing of such Marshes, Low Lands and Meadows within the said County, as to them in their discretion may appear most expedient and necessary, and agreeable to the nature and circumstances of the case; and if any Neat Cattle, Horses, Sheep or Hogs shall be found going at large, or grazing upon any of the said tracts of Marshes, Low Lands and Meadows, contrary to any such regulations so made, it shall and may be lawful for any Field driver or Field drivers to be appointed by the said Justices at any General Sessions for the special purpose, and who alone shall exercise the power and authority of Field driving on the said tracts of Marshes, Low Lands and Meadows, to drive the same to any Pound in the Parish where such offence shall be committed; and it shall be the duty of the Keeper of the said Pound to receive and detain such Neat Cattle, Horses, Hogs or Sheep, until the owner or owners thereof shall pay for the use of the Field driver or Field drivers so impounding such Cattle, Horses, Hogs or Sheep, the sum of five shillings for each head of Neat Cattle, Horse or Hog, and the sum of one shilling for each Sheep; also one shilling per diem for feeding each head of Neat Cattle, Horse or Hog, and three pence per diem for feeding each Sheep, together with the usual charges for impounding the same.

Cattle at large contrary to regulations, to be impounded by a Field Driver.

Pound Keeper to retain cattle till payment of compensation.

Cattle may be impounded by proprietors or occupants of Marshes,

III. Provided always, and be it enacted, That whenever any owner, proprietor or person occupying any part of the said tracts of Marshes, Low Lands or Meadows, shall find any Neat Cattle, Horses, Sheep or Hogs going at large, or grazing on