

Councillors to be Justices of the Peace to the same extent as the Mayor.

The Mayor to be deemed a Justice of the Inferior Court of Common Pleas.

City Council may award a salary to the Mayor.

Sheriff of York, Register of Deeds, resident Coroners, to be Sheriff Register and Coroners of the City.

Certain officers of Corporations may be assessed as the owners of the capital stock; but separately from the assessment to which they may be individually liable.

Recovery of fines, penalties or forfeitures.

Mayor and one Councillor, or two Councillors in the absence of the Mayor, constituted a Court for the trial of controversies to which penalties are attached.

12 V. c. 31.

At the first election of Mayor, Councillors and Assessors, payment of rates due for the year 1849 to be deemed the pecuniary

LXXVI. And be it enacted, That the several Councillors of the said City, while in office as such, shall also be and be deemed Justices of the Peace in the same manner and to the same extent as is provided in the case of the Mayor.

LXXVII. And be it enacted, That the Mayor for the time being of the said City, shall also be and be deemed a Justice of the Inferior Court of Common Pleas in and for the County of York, and shall have and use all the powers and privileges incident to such office.

LXXVIII. And be it enacted, That the City Council may order such amount of salary (not exceeding fifty pounds per annum) as they may see fit, to be paid to the Mayor; and all fees or costs accruing from the performance of his duties, except the fees to be received by him as a Justice of the Common Pleas, shall be paid to the City Treasurer for the use of the said City.

LXXIX. And be it enacted, That the High Sheriff, and the Register of Deeds and Wills for the County of York, and such and so many of the Coroners of the said County as shall be resident in Fredericton, shall be respectively High Sheriff, Register of Deeds and Wills, and Coroner or Coroners in and for the said City; and the Common Gaol of the County of York shall be deemed and taken to be the Common Gaol of the said City.

LXXX. And be it enacted, That for the purposes of assessments within the said City, the President or other Chief Officer, or the Cashier, Agent or Manager of any Company or Corporation, shall be deemed and taken to be and assessed as the owner of its capital stock; provided always, that such assessment shall be made separate and distinct from the proper assessment of such President, Chief Officer, Agent, or Manager; and the name, style or firm of any copartnership in trade or business shall be entered in the assessment roll as assessed for the property or income of such copartnership, and the assessed amount may be recovered from and levied upon any member of such copartnership; and in case of mortgaged property, the party in possession shall be deemed the owner for the purposes of assessment; and the form of the assessment roll, and the construction of the terms 'real estate' and 'personal estate,' shall in all respects be the same as prescribed in an Act made and passed in the thirteenth year of the Reign of Her present Majesty, intituled *An Act to consolidate and amend the Laws relating to the local government of Counties, Towns and Parishes in this Province*.

LXXXI. And be it enacted, That all fines, penalties or forfeitures to be recovered by the provisions of this Act, or by any of them, or by virtue of any bye law to be made and enacted under the authority hereof, shall and may be sued for, recovered and enforced on the oath of one or more credible witness or witnesses, before the Mayor of the said City and any one of the City Councillors; and in case of the sickness or absence of the said Mayor from the said City, before any two of the said Councillors, who are hereby authorized and empowered to be, and are hereby constituted a Court for the trial of all complaints, suits, prosecutions or controversies arising under this Act, or the said bye laws or any of them, within the limits of the said City, and to which any fine, penalty or forfeiture is or shall be attached by virtue of this Act or of any such bye law; and such fine, penalty or forfeiture may be levied and recovered by Warrant of distress of the offender's goods and chattels, under the hands and seals of the said Mayor and City Councillor; and in default of payment of such fine, penalty or forfeiture, or for want of sufficient goods and chattels of the offender whereon to levy such fine, penalty or forfeiture, together with costs and the charges of distraining and selling the same, to commit the offender or offenders to the common gaol or house of correction for such period not exceeding six months, as the said Mayor and City Councillor shall direct; and all such complaints, suits, prosecutions or controversies shall be prosecuted by Summons or Warrant, in the discretion of the said Mayor and City Councillor, in the name of the City Treasurer, or any one of the Councillors not engaged in the suit and trial of the cause, and the proceedings shall be *viva voce*, and conducted in a summary way, and regulated by the provisions of an Act made and passed in the twelfth year of the Reign of Her present Majesty, intituled *An Act to facilitate the performance of the duties of Justices of the Peace out of Sessions, within this Province, with respect to summary convictions and orders*, so far as the same are applicable to and not altered by the provisions of this Act; and judgment shall be given as the very right of the matter may appear, without regarding technical objections, imperfections or defects which do not affect the substantial justice of the case.

LXXXII. 'And whereas by reason of the assessment upon the inhabitants of the said City for the year of our Lord one thousand eight hundred and fifty having been made and ordered but a short time before the passing of this Act, it may so happen that the whole amount thereof may not have been paid in and