

Common Council
may appoint
Commissioners
of streets, and
specify their duties.

Chamberlain to
keep separate
Accounts of the
moneys raised for
each side of the
harbour.

Commissioners
to deliver to the
Assessors, list of
persons assessable
for the streets.

Names of boarders,
lodgers, servants,
workmen, &c.,
to be furnished
within twenty four
hours of the
demand.

Penalty.

Bye laws for
perfecting election
by ballot
may be made.

Act not to affect
election for Mayor,
or other vacancies
before April next.

Assessment under
sec. 31 may be
ordered before
20th May.

Bye laws to be
transmitted to the
Lieutenant
Governor for
disallowance or
confirmation.

Line dividing
King's & Well-
ington Wards, altered.
Cap. 11.

32. The Common Council may appoint from time to time, and remove at pleasure, one or more Commissioners of Streets for the said City or any district thereof, and by any bye laws, orders, regulations or resolutions of the Common Council, may direct and appoint the times, places, districts, and mode of exercising the duties required of such Commissioner or Commissioners.

33. The Chamberlain shall keep separate and distinct Accounts for each side of the Harbour, of all moneys received by him in respect of such assessments, and shall apply and appropriate the same from time to time upon the orders of the Common Council, and as they shall direct, for the purposes of this Act; and the amount raised on either side of the Harbour shall be expended for the separate and exclusive benefit of that side; and the Chamberlain shall in each and every year make out full, complete and detailed Accounts under oath to be taken before a Justice of the Peace, made up to the thirty first day of December, with vouchers, of all moneys received and paid by him on these Accounts, and shall without delay thereafter file such Accounts and vouchers in the Common Clerk's Office.

34. Every such Commissioner of Streets when thereunto required by the Common Council, shall make out and deliver to the Assessors a list or lists of all persons in his district liable to be assessed for Streets under this Act, which list or lists shall be filed in the Common Clerk's Office by the Assessors, together with their assessment list, so soon as the same shall be made.

35. Any person when called upon by any Commissioner of Streets, or by any other person appointed by the Common Council to assist such Commissioner in this behalf, shall within twenty four hours give and render to such Commissioner or other person as aforesaid, a particular account and statement in writing, containing the names of all persons who may be in his or her employ, or who may be resident in the house kept or occupied by him or her, and who may be liable to be assessed for Streets; such statement to contain not only the names of persons belonging to his or her family, but also the names of any boarders, lodgers, or domestic servants, who may be liable as aforesaid; and if any person shall neglect or refuse to render such account or statement, he shall forfeit and pay the sum of five pounds, to be sued for and recovered in the name of the Chamberlain, in the like manner and with the like effect as any penalty imposed by any law of the City may be sued for and recovered.

36. The Common Council are authorised to make such bye laws as may be necessary for perfecting the conducting of the Elections by Ballot in accordance with the intention of this Act.

37. Nothing in this Act contained shall affect the election of the Mayor of the City of Saint John for the present year, which shall take place as if this Act had not been passed, in all respects as directed by *An Act in further amendment of the Charter of the City of Saint John*, passed in the twelfth year of Her present Majesty's Reign; and provided that the assessment under the thirty first section of this Act may be directed for the present year at any time before the twentieth day of May; and nothing in this Act contained shall be held to apply to the election to be held in Wellington Ward for the present year; and in case any Mayor, Alderman, Councillor, or Constable, shall die, remove from the City, or resign his office, or in case of any vacancy occurring either by the election of any Alderman or Councillor to the office of Mayor, or in any other manner, before the first Tuesday in April next, the election for supplying such vacancy shall be held and conducted in every respect as if this Act had not been passed.

38. Every Bye Law or Ordinance made by the Corporation shall be forthwith transmitted to the Lieutenant Governor, who by and with the advice of the Executive Council, shall within three months from the receipt thereof disallow or confirm the same, and all bye laws and ordinances shall be in force until such disallowance shall be transmitted to and received by the Common Clerk.

CAP. XXXVIII.

An Act to amend an Act for the division of King's Ward, in the City of Saint John, into two separate Wards.

Passed 3rd May 1853.

BE it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the point described in the first section of an Act passed at the present Session of the Legislature, intituled *An Act for the division of King's Ward, in the City of Saint John, into two separate Wards*, shall be formed by lines drawn through the centre of King and Charlotte Streets in the said City, instead of Union Street,