

Chamber of Commerce of Saint John, and that I will in all cases in which I shall act as Arbitrator, give a true and just award according to the best of my judgment and ability, without fear, favour, or affection of or for any party or person whomsoever. So help me God.

CAP. XXVIII.

An Act to incorporate the Fredericton Rural Cemetery.

Section.

1. Corporation, how constituted.
2. Capital Stock what, how divided, and payment.
3. First meeting, how called.

Section.

4. Cemetery, when exempt from taxes.
5. Punishment for what offences in Cemetery.
6. Property therein, and owner, from what proceedings exempt.

Passed 1st May 1854.

WHEREAS the want of a suitable place for the Burial of the Dead is much required in or near the City of Fredericton;

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

1. That the Honorable John Ambrose Street, the Honorable William H. Odell, George Botsford, John Simpson, Spafford J. Barker, Robert Chestnut, Samuel W. Babbit, and Robert Gowan, Esquires, their associates, successors, and assigns, be and they are hereby declared to be a body politic and corporate by the name of "The Fredericton Rural Cemetery Company," and by that name shall have all the general powers and privileges made incident to a Corporation by any Act or Acts of the General Assembly now or hereafter to be in force in this Province, for the purpose of procuring and maintaining a Cemetery or Burial Ground in or near the City of Fredericton.

2. The capital stock of the said Corporation shall consist of the sum of two thousand pounds, and shall be divided into one thousand shares, to be paid in such sums and at such times as the Directors of such Corporation shall from time to time appoint.

3. The first meeting of the said Corporation shall be called by Robert Chestnut, Esquire, or in case of his death, neglect, or refusal, by any two of the said Company, by giving ten days notice of the time and place of such meeting.

4. The land purchased and held by the said Corporation for the purposes herein expressed, be and the same is hereby declared to be exempted from all rates, assessments, and taxes, so long as the same shall remain dedicated to the purpose of a Cemetery.

5. If any person or persons shall wilfully destroy, mutilate, injure, or remove any tomb, monument, grave stone, or other structure placed in the Cemetery aforesaid, or any fence, railing, or other work for the protection or ornament of any tomb, monument, grave stone, or other structure aforesaid; or shall wilfully destroy, remove, cut, break, or injure any tree, shrub, or plant within the limits of the said Cemetery, or shall play at any game or sport, or shall discharge any gun or fire arm, save at a military funeral, within the said Cemetery; or who shall wilfully and unlawfully disturb any persons assembled in the said Cemetery for the purpose of burying any body therein, or who shall commit any nuisance within the said Cemetery, shall be deemed guilty of a misdemeanor, and shall, upon conviction thereof before any Justice of the Peace, be punished by a fine of not less than one pound or more than five pounds, or be committed to the common gaol for the space of not more than thirty days, according to the nature and aggravation of the offence; and such offender shall be liable to an action of trespass, to be brought against him in any Court of competent jurisdiction, in the name of the Corporation, to pay all such damages as shall have been occasioned by his or their unlawful act or acts; which money, when recovered, shall be applied by the Corporation to the reparation of the property destroyed or injured as above, and members of the Corporation shall be competent witnesses in such suits.

6. The lots in the said Cemetery shall not be levied upon or taken in execution, but shall be altogether free from seizure, and the property in the same or any part thereof shall not prevent any confined debtor from receiving support under the law for the relief and support of confined debtors.

CAP. XXIX.

An Act to regulate the publication of the Revised Statutes, and other Acts of Assembly.

Section.

1. Revised Statutes, publication of.
2. Mistakes, how remedied.

Section.

3. Remaining Statutes, how to be published.

Passed 1st May 1854.

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

1. The Revised Statutes, together with a Table of Contents in front, and an Index, shall form the first Volume of the Acts of Assembly.

2. If any mistake appear in the arrangement of the Parts, Titles, Chapters, or Sections of the Revised Statutes, as they have passed the Legislature, the same may be corrected before printing.

3. The Public Acts of the present Session, together with those remaining unrepealed, may either be introduced into the Volume of the Codified Laws passed the present Session, or form a second Volume, as the person or persons that may be appointed to superintend the printing and publication thereof may deem most convenient; and the Local and Private Acts shall form another and distinct Volume; in both cases classifying, but not altering any part thereof, except the formal enacting words, "Be it enacted," and words of similar import, omitting any repealed Sections, and supplying the headings of contents to each Act, Title, or Chapter, as the case may be, a Table of Contents in front, and an Index.

CAP. XXX.

An Act to regulate the Circuit Courts and Courts of Oyer and Terminer and Sittings after Term.

Section.

1. Courts of Nisi Prius for the several Counties, and powers.
2. Times of holding same.
3. Courts of Oyer and Terminer for the same, and powers.
4. How opening regulated.
5. Sittings for York, who to be Clerk of.

Section.

6. Adjournment of such Courts.
7. Officers to attend thereon, and other proceedings.
8. Proceedings, how dealt with on adjournment.
9. Acts and parts of Acts inconsistent, repealed.

Passed 1st May 1854.

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

1. There shall be Sittings for the County of York, and Circuit Courts for every County in the Province, at which a Justice of the Supreme Court shall preside, and where issues joined in the Supreme Court shall be tried, and also where all manner of crimes and offences shall be heard, enquired into, tried, determined, and punished, without any Commission.

2. The said Courts shall be holden in the Several Counties at the following periods only:—

In the County of York, on the third Tuesday in February, and fourth Tuesday in June.

In the City and County of Saint John, on the second Tuesday in May, and the first Tuesday in November; and there shall be no Circuit Court held in and for the said City and County during the month of May one thousand eight hundred and fifty four.

In the County of Charlotte, on the fourth Tuesday in April, and the Tuesday next after the fourth Tuesday in October.

In the County of King's, on the second Tuesday in July.

In the County of Queen's, on the first Tuesday in March.

In the County of Albert, on the third Tuesday in July.

In the County of Westmorland, on the fourth Tuesday in July.

In the County of Kent, on the Tuesday next after the fourth Tuesday in July.

In the County of Gloucester, on the first Tuesday in September.

In the County of Northumberland, on the second Tuesday in September.

In the County of Carleton, on the last Tuesday in September.