



BY AUTHORITY.

ANNO VICESIMO QUARTO VICTORIÆ REGINÆ.

CAP. XXIX.

An Act to amend an Act intituled *An Act relating to the levying, assessing, and collecting of Rates in the City of Saint John.*

Section.

1. Receiver on eastern side of harbour may issue execution for unpaid taxes: proof of non-payment;
- 2 May direct the Sheriff to make sale of real estate.
3. Receiver on western side to possess similar powers;

Section.

4. And his commission to be on the amount collected.
5. The Auditor of City accounts to be Auditor of those of the Receivers.
6. Fees on executions.
7. Assessment Act of 1859 in part repealed

Passed 12th April 1861.

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

1. If any person assessed on the eastern side of the Harbour in the City of Saint John, under and by virtue of the Saint John Assessment Act of 1859, or in accordance with the provisions thereof, in pursuance of any Act or Acts of Assembly made or to be made, shall not pay the amount for which he is liable under such assessment, either on his own account or by virtue of the seventeenth section of the hereinbefore recited Act, within ten days after notice of demand thereof, the Receiver of Taxes of the City of Saint John on the eastern side of the Harbour, may issue Execution (A) against the person so assessed, specifying in such Execution whether it be on the person's own account, or under the seventeenth section of the hereinbefore recited Act; which Execution may be executed by any of the Marshals of the City Court of the said City, according to the tenor thereof; provided always, that proof of such notice of assessment, and the non-payment of such assessment, shall be verified by the affidavit of the Collector.

2. It shall be lawful for the said Receiver of Taxes instead of the Police Magistrate, by warrant under his hand and seal, to order the Sheriff of the City and County of Saint John to make the sale of real estate under the provisions of the twenty fourth section of the said recited Act; which sale shall be made and conducted in every respect, and have the like effect as if the same had been made under the warrant of the Police Magistrate prior to the passing of this Act.

3. The Receiver of Taxes on the western side of the Harbour in the said City, shall have the like power and authority in respect to the collection of taxes on the said western side of the Harbour in the said City, and the issuing of Executions and Warrants, as is hereby given to the Receiver for the eastern side in respect to assessments on the said eastern side of the said City; and such Executions and Warrants shall be obeyed and executed by the Marshals and by the Sheriff respectively in the same manner.

4. The Receiver of Taxes on the said western side of the City, shall be entitled to receive his Commission on the amount of Taxes collected by him, and not on the amount assessed.

5. The Auditor for the time being of City Accounts in the City of Saint John, shall be Auditor of the Accounts of the Receivers of Taxes respectively of the said City, any law or

bye law of the Corporation of the said City to the contrary notwithstanding.

6. The fees on Executions under this Act shall be as follows :—

To the Receiver on issuing every Execution for the use of the Corporation, the sum of ten cents.

To the Marshal for executing Warrants, forty cents.

7. So much of the Saint John City Assessment Act of 1859, as is inconsistent with this Act, is hereby repealed; provided, that nothing in this Act shall be construed to prevent the Police Magistrate from collecting as heretofore, any Accounts for City and County Taxes that may have been placed in his hands prior to the passing of this Act.

A.—Execution.

To any Marshal of the City Court of the City of Saint John.

Levy and sell of the goods and chattels of A. B. within the City of Saint John, the sum of                      which has been assessed upon him [if under the 17th Section say under the seventeenth section of the Saint John Assessment Act of 1859.] and also                      for costs of execution and levying, the whole being                      , and have that money at my office on the                      day of [not less than ten nor more than thirty days from the date of the Execution] and for want of goods and chattels whereon to levy, take the said A. B. and deliver him to the keeper of the Gaol of the City and County of Saint John, who is hereby required to receive him and keep him safely                      days, unless the same with costs be sooner paid, and make return hereof at the day and place aforesaid.—Dated this                      day of                      A. D. 18                      .

C. D. Receiver of Taxes,  
City of Saint John.

CAP. XXX.

An Act in addition to and in amendment of an Act intituled *An Act relating to the Police of the City of Saint John.*

Section.

1. Report of disorderly houses to be made. Police Magistrate to issue warrant of apprehension.
2. Trial and fine.
3. Persons standing together or using indecent language may be requested by the Mayor, &c. to move on: penalty;
4. Penalty for returning.
5. Chief of Police to report in writing persons selling liquors without licence or on Sunday.

Section.

6. Imprisonment for assaults in the night time when fine not paid
7. Fighting near a place of worship during divine service
8. This Act not to prevent proceeding as directed by other Acts.
9. Power to compel attendance at trials under this Act.

Passed 12th April 1861.

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

1. It shall be the duty of the Chief of the Police force of the City of Saint John, or of any of the said Police force, to make report to the Police Magistrate or Justice of the Peace sitting in the Police Court of the said City, of all bawdy or other disorderly houses in the said City; and the said Police Magistrate, upon information made before him on oath, shall issue his warrant to apprehend and bring before him any person suspected of being the keeper of any such house, to answer the charge of keeping the same.

2. Such Police Magistrate, with two Justices of the Peace for the said City and County, shall have power thereupon to try such person for any such offence, and if they shall adjudge him guilty thereof, to impose upon him a fine of not less than fifty dollars nor more than one hundred dollars, at