



BY AUTHORITY.

ANNO VICESIMO QUINTO VICTORIÆ REGINÆ.

CAP. LIV.

An Act to enable the Governor and Trustees of the Madras School in New Brunswick to raise Money upon Mortgage of certain Lots of Land situate on the north side of King Square in the City of Saint John.

Governor and Trustees authorized to mortgage Lands.

*Passed 23rd April 1862.*

WHEREAS the said Governor and Trustees are seized and possessed of certain lots of Land situate on the north side of King Square in the City of Saint John, known and distinguished on the plan of the said City by the number three hundred and fourteen (314), three hundred and fifteen (315), and three hundred and sixteen (316); and also of a portion of another lot situate in the rear of the said lots, purchased by the said Governor and Trustees, and being part of a lot known as lot number one hundred and eighty (180): And whereas the said Governor and Trustees have incurred certain liabilities in carrying out the objects of the Charter, and doubts have arisen as to the power of the said Governor and Trustees under their Charter to mortgage lands;—

Be it therefore enacted by the Lieutenant Governor, Legislative Council, and Assembly,—That the Governor and Trustees of the Madras School in New Brunswick be and they are hereby declared to be empowered under their Charter to dispose of and convey by way of mortgage, the said lots of lands or any of them, in order to raise the requisite means for liquidating such debts; and any other debts heretofore incurred, and also to pay off or purchase all such improvements made or to be made on said lots by the present lessees under and by virtue of their present leases, and for that purpose to make and execute under their Corporate Seal, to any mortgagee or mortgagees, good, legal and sufficient conveyances, by way of mortgage, any former law to the contrary notwithstanding; provided that the said Governor and Trustees shall, out of the moneys to be raised under the authority of this Act, in the first place pay and refund with interest to the several special funds, all moneys drawn or borrowed therefrom and applied to the uses and purposes of the Madras School in the City and County of Saint John, and shall invest the same at interest for the benefit of the said special funds respectively.

CAP. LV.

An Act for establishing and maintaining a Police Force in the Town of Newcastle, in the County of Northumberland.

Section.

1. Police, how appointed.
2. Justices to make regulations, fix salaries, and define powers of Police.
3. Additional powers to Justices in Newcastle.
4. Power to arrest without warrant in certain cases.
5. Certain Sections in 11 Vic. chap. 12, adopted.
6. Justices authorized to erect lamps.

Section.

7. Assessment, how made.
8. Rules, &c. to be first approved by Lieutenant Governor in Council.
9. Fines, &c. collected, to whom paid.
10. Money received by Treasurers subject to order of Justices.
11. Fees received by Policemen paid over to Treasurer.

Table of Fees.

*Passed 23rd April 1862.*

WHEREAS offences against the peace, as well as injuries to property, have become frequent in the Town of Newcastle, and

it is expedient to establish an efficient system of Police in the said Town;—

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

1. The Justices of the Peace for the said County shall and may at any General Sessions appoint a sufficient number of fit and able men, not exceeding three, to be and act as a Police Force within the Town of Newcastle, who shall be severally sworn in by any Justice of the said County, to act as Constables for the preserving the peace and the preventing of all felonies and misdemeanors, and apprehending offenders against the peace; and the men so sworn shall, within the said Town, have all such powers, authorities, privileges, and advantages, and be liable to all such duties and responsibilities as any Constable duly appointed now has or hereafter may have, or is, or may be liable to within his constableness, by virtue of the common law, or any Statute or Act of Assembly made or to be made, and shall obey all such lawful commands as they, or any of them, may from time to time receive from any Justice of the Peace within the said Town, for conducting themselves in the execution of their office.

2. The Justices of the Peace aforesaid shall have power, by regulations to be by them made, to fix the salaries and allowances of the persons to be employed under this Act, and define the powers and duties of the said Policemen or Constables, and the districts within which such powers and duties shall be exercised and performed; provided that in no case shall any greater or further power be given to any of such Policemen, than is now by law given to the Policemen in the Parish of Portland, in the City and County of Saint John.

3. The Justices of the Peace residing within the Town of Newcastle shall, in addition to the powers they now by law possess, be invested with and shall exercise and execute all such other duties and powers as shall be required to be executed under this Act.

4. That it shall and may be lawful for any Constable belonging to the said Police Force, during the time of his being on duty, to take into custody, without warrant, all loose, idle and disorderly persons whom he shall find disturbing the public peace, or whom he shall have just cause to suspect of having committed, or being about to commit any felony, misdemeanor, or breach of the peace, and all persons whom he shall find between the hours of nine P. M. and five o'clock, A. M., during the months of March, April, May, June, July, August, September, and October, or between the hours of seven o'clock P. M. and six o'clock A. M. during the months of November, December, January, and February, lying or lurking in any highway, yard, wharf, or other place, and not giving a satisfactory account of himself or themselves; and also to take into custody without warrant as aforesaid, any person who, within the limits of the Town aforesaid, shall be charged by any other person with committing any aggravated assault, in every case in which such Constable shall have good reason to believe that such assault has been committed, although not within view of such Constable, and that by reason of the recent commission of the offence, a warrant could not have been obtained for the apprehension of the offender, in order that any such person may be secured until he can be brought before a Justice of the Peace in the said Town, to be dealt with according to law.

5. The sixth, eighth, ninth, tenth, eleventh, twelfth, thirteenth, fourteenth, fifteenth, sixteenth, seventeenth, eighteenth, nineteenth, twentieth, twenty second, twenty ninth, thirtieth,