

land, on the Wednesday following the election of such Councillors as aforesaid, at four o'clock in the afternoon, or at such other time and place as the Sheriff of the City and County of Saint John, who shall notify such Councillors elect of the said meeting, shall provide; and at such meeting the Councillors present, after taking the oath of office hereinbefore prescribed, shall proceed to choose a Chairman, and do and execute all such other acts, matters, and things, as, under the provisions of this Act, may by the Town Council be done, executed, or performed, and may adjourn such meeting from day to day, or to any other day or time, and to such place as to them shall seem fit; and until such time as the Town Council shall otherwise determine and provide, the said Council shall meet on the second Monday in each month, at four o'clock in the afternoon, at the Police Office aforesaid; and a special meeting of the said Town Council may at any time be summoned by the Chairman, or in case of his death, absence, or refusal to act, by any three Councillors, at such time and place as the said Chairman or Councillors in summoning the said meeting shall direct and appoint.

51. Notice of the time and place of all meetings of the Town Council shall be given by the Town Clerk, or such other person as the Chairman or Councillors summoning any such meeting shall direct, to each member of the same, in such manner as the Council shall by bye law provide; and any qualified elector of the said Town shall be entitled to be present at all meetings of the Council, in such part of the room or place where the same shall be held as the Council shall direct.

ADJOURNMENTS.

52. Any meeting of the Town Council may be adjourned from day to day, for three days in the whole, and no longer, except as hereinbefore for the first meeting of the Town Council under this Act specially provided.

QUORUM.

53. At all meetings of the Town Council seven members of the said Council, in which number the Chairman may be included, shall constitute a quorum for the transaction of business, and except as herein otherwise for the choice of a Chairman specially provided, a majority of the Councillors present shall determine the questions and matters submitted for consideration; and it shall be the duty of the Town Clerk at all meetings to keep a minute of the proceedings, in which he shall enter the names of the members who shall be present at the opening or during the continuance of such meetings, and the persons whose names have been so entered shall be deemed and taken to be to all intents and purposes present at such meeting, until the same shall be finally adjourned or dissolved by the presiding officer; and the bye laws, ordinances, rules, regulations and decisions of such meeting shall not be deemed illegal or contrary to the true intent and meaning of this Act, notwithstanding some of the members shall withdraw therefrom previous to such adjournment or dissolution.

PRESIDING OFFICERS.

54. At all meetings of the Town Council the Chairman, if he be present, shall preside, and in case of his absence the Councillors present shall choose one of their number to act as the deputy of such Chairman, and preside at such meeting during his absence as aforesaid, and the Chairman or deputy Chairman so presiding shall not vote, except in case of equal votes, upon any question, in which case such Chairman or deputy Chairman shall have a casting vote; provided nevertheless, that all the Councillors present shall be entitled to vote in the choice of Chairman of the Town Council.

MINUTES.

55. The minutes of proceedings of all meetings of the said Town Council shall be drawn up and fairly entered in a book to be kept for that purpose, by the Town Clerk, or such other person as the Council may direct, and shall be signed by the Chairman or deputy Chairman presiding at every such meeting; and the said minute book shall be open

at all times, within reasonable business hours, at the office of the said Town Clerk, on the payment of the fee of twenty cents to the use of the said Town, to the inspection of all persons qualified to vote at the election of Councillors.

COMMITTEES.

56. It shall be lawful for the said Town Council to appoint from out of the members composing such Council, such and so many Committees, consisting of such number of persons as they may think fit, for the transaction of the business before such Council, and for the discharge of such duties as by the said Council may be prescribed, but subject in all things to the approval, authority and control of the said Council; and in all questions coming before any such Committee, a majority of the members present shall determine such question, provided that a majority of the persons composing such Committee be present.

BYE LAWS.

57. The Town Council, in addition to all powers of making bye laws, ordinances, rules, or regulations, vested in them by the terms of this Act, shall have the sole power and authority to make bye laws for the good rule and government of the said Town of Portland, and for the better carrying out of the provisions in this Act contained, and from time to time to revise, repeal, alter or amend any bye laws, ordinances, rules or regulations whatsoever by them made under the authority of this Act; provided that no bye law, ordinance, rule or regulation by the said Council to be made, shall be repugnant to or inconsistent with the terms of this Act, or any other Statute, Act of Parliament, or Act of Assembly in force in this Province; and provided also, that every such bye law, ordinance, rule or regulation shall be and remain in force for twelve months from the day of the date thereof, and no longer, unless they shall be allowed and confirmed by the Lieutenant Governor in Council of this Province for the time being; and for the more particularly defining the powers of the said Town Council, but not in any way or manner to limit the same to the objects hereinafter mentioned, the said Town Council shall have power to make bye laws for the several purposes following, within the said Town of Portland, that is to say:—

1st. To fix and determine the time and place of holding all meetings of the Town Council, and the manner of calling and giving notice of the same, and to regulate the order of proceedings at all such meetings:

2nd. To define the duties of all officers appointed by the said Council, whether such duties shall be performed within the said Town or beyond the limits thereof:

3rd. To provide reasonable remuneration for all services performed by any such officer not receiving any salary under the terms of this Act, or by any other person whomsoever not being a Member of the said Council, for which no other provision shall have been made by this Act:

4th. To regulate the management, and provide for the security of the public property of any kind belonging to the said Town, and to provide for the permanent improvement of the said Town in all matters as well ornamental as useful:

5th. To provide for the purchasing, enclosing and adorning any public square or grounds for the use of the said Town, and for the protection and preservation thereof, and to prevent the injuring or destroying of trees or shrubs planted therein, or in any of the Streets of the said Town:

6th. To regulate and provide for the erection, management and rent of public wharves, landings, slips and docks in the said Town, and the toll to be paid for vessels and steamboats touching thereat, or using the same, and to regulate and establish ferries within the limits of or belonging to the said Town; and to let, lease or farm out for the best yearly or other rents to be obtained therefor, all or any part of the Harbour or other dues, tolls, fees or revenues of the said Town, and to vest in the person or persons leasing or farming the same any and all powers necessary for the collection and recovery thereof:

7th. To prevent the filling up or incumbering the River Saint John in the vicinity of the said Town, whether by