



BY AUTHORITY.

ANNO TRICESIMO QUARTO VICTORIÆ REGINÆ.

CAP. XV.

An Act to provide for the establishment of a District at Petitcodiac Station, in Salisbury, in the County of Westmorland, and the erection of a Lock-up house therein.

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| Sec. | Sec. |
| 1. Limits of District. | 6. Justices may commit to Lock-up. |
| 2. Lock-up authorized; how built. | 7. Duty of Keeper. |
| 3. Power of Sheriff to confine in Lock-up. | 8. Justice, &c., may order removal of prisoner from Lock-up to Common Gaol. |
| 4. Keeper of Lock-up, how appointed. | 9. Remuneration to Keeper. |
| 5. Assessment for Lock-up, by whom paid. | |

Passed 17th May 1871.

WHEREAS owing to the distance from the Petitcodiac Railway Station to the Common Gaol of the County of Westmorland, the increased business and influx of strangers at and about said Station, and the difficulty experienced in the maintenance of good order, it is deemed advisable to establish a Lock-up house near said Station;—

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

1. That that part of the Parish of Salisbury in said County, described as being all that part of said Parish situate within two miles from the Station house of the European and North American Railway at Petitcodiac Station, so called, in said Parish, bounded on all sides and directions by a line distant two miles from said Station house, shall for the purposes of this Act, be known and established, and is hereby established as "The District of Petitcodiac in Westmorland County," and may be further referred to in this Act as said District.

2. The Justices of the Peace for the said County of Westmorland at any General Sessions, by themselves or a Committee as hereafter provided, shall be and they are hereby authorized, empowered and required to contract and agree by tender with able and efficient workmen for the erection and completion of a Lock-up house at Petitcodiac Station in said District, for such sum or sums of money as to them may seem meet, in order to carry this object into effect, such building to be also of sufficient size for an office for the holding of a Justice's Court; and said Justices, at any General Sessions, are hereby authorized and empowered to make and order a rate and assessment upon the inhabitants of said District for a sum not exceeding five hundred dollars, for defraying the expenses of the erection and completion of the said Lock-up house, and from time to time to make such further assessments as may be necessary for the management and maintenance thereof, and such rules and regulations for the management and control of the said Lock-up house, as to them may seem meet.

3. It shall and may be lawful for the High Sheriff of the said County, or for any other peace officer or officer of justice, having the legal custody of any person or persons who shall or may be arrested in the said District, or elsewhere, for any offence committed in said District, in all cases in which the said Sheriff or other officer could legally lodge such person or persons in the Common Gaol of the said County, to commit the said person or persons to said Lock-up

house until the said person or persons can conveniently be removed to the County Gaol, or for such further time as such person or persons may be committed to such Lock-up house, under the provisions of this Act; provided always, that no person under arrest in any civil suit shall be detained in such Lock-up house for any space of time exceeding forty eight hours.

4. That the said Justices in General Sessions may authorize a Committee to contract for, conduct and manage the erection and completion of such Lock-up house, who shall have full power and authority to appoint a keeper thereof, and to manage and control the same, subject to the order and regulation of Sessions in that behalf at any time made in respect thereto; and said Committee shall keep a full and detailed statement of all receipts, disbursements and expenditures connected therewith in any way, and annually render the same, on oath, to the said General Sessions when other public accounts are usually rendered, to be passed and allowed.

5. The said sum of five hundred dollars, or any other sum to be assessed under this Act, shall be assessed, collected and paid by residents in said District, and on property of non-residents therein, agreeably to any Act in force for the assessing, levying and collecting of County or Parish rates; and any sum so assessed, when collected, shall be paid to the County Treasurer, who shall keep an account thereof, and pay the same out for the purposes of this Act on order of said Sessions.

6. That on any hearing or examination in any criminal matter, or in cases of summary proceedings before a Justice or Justices of the Peace, such Justice or Justices may commit any person or persons charged before him or them into the custody of the keeper of said Lock-up house instead of the common gaol; provided always, that no person or persons shall be confined in said Lock-up house for more than the space of ten days on any one charge.

7. That the person so appointed as keeper of said Lock-up house shall be chargeable with the custody of and safely keep all and every person or persons committed into his custody for such time as such person or persons are committed for, or until discharged in due course of law, and shall for that purpose have all the powers, rights and privileges, and be subject to all the duties and responsibilities that attach, belong or appertain to the office of keeper of the common gaol, so far as applicable to his office in this behalf.

8. That it shall and may be lawful for a Justice or Justices, as the case may be, having power to commit to the common gaol, to order and direct any person or persons confined in said Lock-up house to be removed therefrom to the common gaol in said County.

9. The said General Sessions may allow to the said keeper of said Lock-up house such remuneration for his services as they may deem meet, and audit and allow any other necessary expenses incurred by such Committee in the management, control and other maintenance of said Lock-up house, and shall pay the same out of the fines and penalties collected in said District, so far as the same may be available, and any deficiency shall be assessed on said District and collected as hereinbefore provided.