

to regulate the sale of Spirituous Liquors in the City and County of Saint John, for the prevention of the sale of such liquors on the Lord's Day, or Sunday, are continually violated with impunity, and more effective measures are required to prevent the violation thereof;—

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

1. No tavern-keeper, hotel-keeper, or inn-keeper, or wholesale or other dealer in spirituous liquors, shall keep open his tavern, bar, shop, store, or other place of sale, or shall sell or expose for sale any spirituous liquors within the City and County of Saint John, between the hours of eleven of the clock on Saturday night and sunrise on Monday morning.

2. Any Justice or officer of the peace is hereby authorized and empowered to enter into or upon any tavern, hotel, inn, bar-room, shop, store or other premises in the said City and County, of any person or persons, whether licenced or un-licenced, who is or are guilty, or who may be reasonably suspected to be guilty of a violation of the first Section of this Act; and every such person or persons, upon being required by any Justice or officer of the peace, shall forthwith grant him free access and admission to the premises in or upon which such violation may have taken place or be suspected to have taken place.

3. For any violation of this Act, or any obstructing, or attempt to obstruct, or any refusal to admit any Justice or officer of the peace in the exercise of the power and authority hereby granted him, the offender shall be liable to a penalty of not less than ten nor more than fifty dollars for each offence.

4. Upon the trial of any offender against the provisions of this Act, or of the said recited Act, proof to the satisfaction of the Court, Justice or Magistrate before whom such trial is had, that spirituous liquors, or jugs, bottles, decanters, tumblers, glasses or other vessels commonly employed for containing or for the use of spirituous liquors, were found in or upon the premises of any such offender, in such condition or position as to shew recent use, shall be deemed sufficient for his conviction, unless he shall prove to the satisfaction of such Court, Justice, or Magistrate, that no violation of the law had taken place or been contemplated by him.

5. Hotels, inns and taverns shall be considered as excepted from the provisions of this Act, so far as may be required for the supply of guests and travellers at meals; but this clause shall not be taken or construed to permit the opening of any bar or tap-room in any hotel, inn, or tavern, or the sale therein of any spirituous liquors within the hours mentioned in the first Section of this Act.

6. Any person guilty of buying any spirituous liquors contrary to the intention of this Act, shall, on conviction thereof, be subject to a penalty of not less than ten nor more than fifty dollars for each offence.

7. A copy of this Act shall be furnished by the authorities empowered by law to issue tavern or wholesale licences, to each Licensee at the time of his or her receiving licence, and shall by him or her be posted up in some conspicuous place in his or her bar room, shop, or other place of sale, subject to a penalty not exceeding one dollar for every day he or she shall neglect to have the same so posted.

8. Penalties imposed under this Act shall be recovered, with costs, and applied in the same manner as provided by

the said recited Act, or any Act or Acts in addition thereto or amendment thereof.

9. This Act shall be taken as part of the said recited Act, and all the clauses and provisions of such recited Act shall, so far as applicable, be taken and construed as part of this Act: In this Act "Officers of the Peace" shall be taken to mean any Police Magistrate, Police Officer, or Policeman, Constable, or Town or Parish Clerk of the said City and County, within the district or jurisdiction to or for which he may be appointed.

CAP. XVIII.

An Act in amendment of Act 31st Victoria, intituled "An Act in addition to and in amendment of the Law relating to the levying, assessing and collecting of Rates and Taxes in the City of Saint John."

Sec.

1. Meaning of Section defined.

2. Agents, &c., how rated.

3. Agents, &c., to furnish statement under oath.

4. Refusal or neglect of Agents, &c.

Sec.

5. Agent, &c., to be deemed owner.

6. Exemptions.

7. Assessors or Clerk may take affidavits, &c.

Passed 17th May 1871.

WHEREAS doubts have arisen as to the construction to be put upon the fourth Section of the above named Act, so far as the same relates to the Agents or Managers of Fire and Marine Insurance Companies established abroad, or out of the limits of this Province, who shall carry on business within the City of Saint John, or who shall have an office or place of business in the City of Saint John, for such Fire and Marine Insurance Companies; and whereas it is desirable that such doubts should be removed;—

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

1. That the said fourth Section of the above named Act shall be deemed not to apply to the Agents or Managers of any Fire or Marine Insurance Company or Companies established as aforesaid, who shall carry on business or have an office as aforesaid.

2. That such Agents or Managers shall be rated and assessed in like manner as any inhabitant, upon the amount of net profits made by him, as such Agent or Manager of every such Company, from premiums received on all Insurances effected by him on property, situate, in case of Fire Insurance, within the limits of the said City of Saint John, and in case of Marine Insurance, wherever the subject matter of insurance may be.

3. That such Agent or Manager shall, when required in writing by the Assessors so to do, furnish to them within thirty days from such request a true and correct statement in writing, under oath, setting forth the whole amount of net profits made by such Company or Companies within the City of Saint John, from such premiums so received during the fiscal year preceding the making up of the annual assessment.

4. That in the event of neglect or refusal on the part of such Agent or Manager to furnish the required information, the Assessors shall, within ten days after the expiration of the said thirty days, rate and assess the said Agent or Manager according to the best of their judgment, and there shall be no appeal from such rate or assessment.

5. That for the purposes of this Act, the said Agent or Manager shall be deemed the owner of such net proceeds, and shall be dealt with accordingly; but he may recover from the Company or Companies he represents, any assessment he may be called upon to pay on such net profits as