

rate, the Supreme Court may, in its discretion, award costs against the person or persons obtaining such rule, and such costs shall be taxed by the Clerk of the Crown of the Supreme Court, and may be recovered by attachment, after demand thereof by the Assessors of Rates, or any one of them, or the apportioner or apportioners, or any one of them, or by a suit brought upon the bond, to be given as hereinbefore mentioned, on the application for the rule nisi for a certiorari.

19. The Supreme Court may direct the bond, filed with the Clerk of the Crown on obtaining a rule nisi for a certiorari, to be delivered to the City Clerk, Town Clerk, Clerk of the Peace, or Secretary Treasurer, as the case may be, for the purpose of recovering the costs awarded by the Court on discharging the rule.

20. The suit on such bond may be brought by and in the name of the City Clerk, or other officer in whose name the same may have been taken (describing himself as such) in any Court having jurisdiction over the amount to be recovered.

21. No rate or assessment removed into the Supreme Court by a certiorari, if quashed, shall be quashed in the whole, but only in so far as it relates to the applicant or applicants; and such rate or assessment shall be a good and valid rate, as against all person or persons whatsoever rated thereunder, save and except such applicant or applicants.

22. Upon any rectification of any assessment made under the provisions of this Act, ten days' notice of the amount of the corrected assessment shall be given to the party or parties whose assessment may have been rectified by personal notice, or notice in such other manner as is now required to be given in case of an original assessment, and in default in payment, execution may issue, or such other proceedings be taken for the recovery thereof, as is now provided where default in payment is made.

23. Any rate or assessment may be collected by the Collector for the time being, notwithstanding the Collector in office at the time the rate was made may have died or gone out of office.

24. In the event of any Collector other than the one serving the notice or making the demand for payment, applying for an execution, it shall be sufficient for him to make an affidavit that he has made inquiry, and that he believes the necessary notice of the assessment has been given, and that he further believes default has been made in the payment of the rate, and that the rate is still unpaid; and on such affidavit being made, execution may issue.

25. The Supreme Court may exercise the powers herein given them in reference to any assessment matter now before the said Court, whether the same is before them under a rule nisi for a certiorari, or on a return to a certiorari.

26. Nothing in this Act contained shall affect or be construed to affect any suit or action now pending against any person or Collector, by reason of any proceeding taken towards the levying of any rate upon any assessment.

## CAP. XII.

An Act in amendment of an Act relating to Common Schools.

Sec.	Sec.
1 Salary of Principal of Training School.	5 General or special meetings, how called; what business to be transacted.
2 When Districts united or altered, Board of Education may make necessary orders.	6 County Assessment.
3 Provisions of sec. 2 to apply to alterations already made.	7 When assessment ordered, duty of Clerk of Peace and Treasurer; moneys, how paid; remuneration of Treasurer.
4 Marsh or Island property, to what district attached.	8 County Treasurer to give bond.

Sec.	Sec.
9 Definition of term "Clerk of the Peace."	32 Definition of word "Collector"; Clerk's certificate.
10 Out of what moneys County Treasurer to pay.	33 When rates may be collected.
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12 Warden and Mayor not agreeing, Governor in Council to fix amount.	35 When errors to be corrected.
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	56 Debentures; principal and interest, how provided for.
	57 Salary of Secretary at Saint John.
	58 Meaning of words "Public Money."
	59 Sections of original Act repealed.
	60 Act, how cited and construed.

Schedule.

Passed 14th April, 1873.

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

1. The Salary of the Principal of the Training and Model School, shall be twelve hundred dollars per annum.

2. Whenever the Board of Education shall unite two or more Districts, or divide or otherwise alter any District, it shall have power from time to time to make such order or orders as it may deem proper, respecting the continuance and constitution of the Boards of School Trustees, removing as it may deem proper any Trustee or Trustees, and appointing other or others in his or their place, and respecting the rights, property and liabilities of the Districts affected by such union, alteration, or division, and to relieve, if it shall see fit, any person in whole or in part, from assessments made and ordered in such year, previous to such division or alteration, and which may remain uncollected, and generally to order and direct all things which may become necessary to give effect to such union, alteration, or division.

3. The provisions of the preceding Section shall extend to cases where, previous to the passage hereof, the union, alteration or division of Districts may have been effected.

4. The Board of Education shall have power to attach to a District, as part thereof, any body of dyked marsh or river island wherever situate, which may belong to parties resident in such District.

5. The Board of Education shall have power to direct the Inspector to call general or special meetings of the School District, and at such time and at such place in their District as to it shall seem fit; and such meeting, if a general meeting, shall have power to transact any business that might