



BY AUTHORITY.

ANNO QUADRAGESIMO SECUNDO VICTORIÆ REGINÆ.

CAP. X.

An Act relating to certain Fees in the several County Courts in this Province.

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| Sec.
1 Costs to Clerk of Court, by whom taxed; maximum amount; proviso. | Sec.
2 Amount of costs to be taxed when Grand Jury find no Bill. |
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Passed 15th April 1879.

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

1. The costs to be taxed and allowed by the presiding Judge of any County Court to the Clerk of such Court for his services in any criminal case, shall not exceed twenty dollars for all writings, papers, and services, including all Counsel fees therein; provided that when the trial occupies more than one day, an additional Counsel fee, not exceeding six dollars, may be allowed by the Judge in his discretion.

2. When the Grand Jury find "No Bill" on any Indictment laid before them, the amount to be taxed to the Clerk shall for all services not exceed the sum of eight dollars.

CAP. XI.

An Act to alter the time for holding the June Term of the County Court in the County of Albert.

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| Sec.
1 Time of holding Court in June altered. | Sec.
2 Part of Cap. 51 Consolidated Statutes, of "County Courts," repealed. |
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Passed 15th April 1879.

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

1. The June Term of the County Court in and for the County of Albert shall hereafter be holden on the third Tuesday in June in each year, in place of the fourth Tuesday in June as heretofore provided.

2. So much of Chapter 51 of The Consolidated Statutes, of "County Courts," as is repugnant to or inconsistent with this Act, be and the same is hereby repealed.

CAP. XII.

An Act to amend Chapter 59 of The Consolidated Statutes, of "Parish Courts."

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| Sec.
1 Additional Courts appointed in the Counties of Westmorland, Albert, and Gloucester. Title of Court. | Sec.
2 Jurisdiction, &c. of Commissioners. |
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Passed 15th April 1879.

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

1. In addition to the several Parish Civil Courts already provided for and established by Chapter fifty nine of The Consolidated Statutes, of "Parish Courts," there shall be in each Parish in the Counties of Westmorland, Albert, and Gloucester, in this Province, a Court for the trial of Civil causes in the manner provided by said Chapter, to be held before a

Commissioner being a Justice of the Peace, which Commissioner for each Parish shall be appointed by the Lieutenant Governor in Council, and such Court shall be called "The Parish of Civil Court."

2. The several Courts and Commissioners thereof hereby authorized and established shall have and exercise the same jurisdiction, rights, powers, and privileges, and be subject to the same laws, duties and responsibilities as the Courts and Commissioners already established or authorized by or under said Chapter.

CAP. XIII.

An Act relating to the Procedure in the Courts of Stipendiary Magistrates, Parish Court Commissioners, and Justices of the Peace.

Sec. 1.—Proof that Plaintiff or Defendant resides in Parish where Court is held not required, unless objection be made at trial; proviso. When entry of Judgment by default may not be made.

Passed 15th April 1879.

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

1. That from and after the passing of this Act, upon the trial of any cause in the Small Debt Court of Fredericton, Town of Portland Civil Court, or in the Court of any Stipendiary Magistrate, Parish Court Commissioner, or any Justice of the Peace, it shall not be necessary to prove that the plaintiff or defendant, or some one of the plaintiffs or defendants, resides in the Town or Parish in which any such Court is situate, or in which such Justice of the Peace resides, unless the objection upon that ground is made upon the said trial; provided that (except in cases of suits for or against non-residents of the County provided by Section 6 of Chapter 60 of Consolidated Statutes), nothing herein contained shall authorize the entry of Judgment by default unless the plaintiff and defendant, or one of them, reside in the Parish where the aforesaid Justice or Judges of said Courts reside.

CAP. XVII.

An Act in addition to Chapter 99 of The Consolidated Statutes, of "Municipalities."

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| Sec.
1 Councillors elected in October last to be deemed qualified. | Sec.
2 Councillors before again acting to take the necessary oaths. |
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Passed 15th April 1879.

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

1. That notwithstanding the omission to take the oaths required by Section thirty five of Chapter 99 of The Consolidated Statutes, of "Municipalities," the Councillors and each of them appointed or elected for any Town or Parish in this Province, in the month of October last, shall be deemed and taken to have been and to be qualified to sit, vote, and act as such Councillors in as full and ample a manner as if they had in every respect complied with the provisions of said Section.

2. That before again acting, each and every Councillor who may have heretofore omitted to take the several oaths in said Section prescribed shall take and subscribe the same; and nothing in said Section contained shall be held or construed to invalidate any act of any Councillor heretofore made or done by him as such.