

Rules and Practice of the House of Assembly.

PRIVATE BILLS

"78.—(1) No Private Bill shall be received by this House after the tenth day from the opening of the Session, both inclusive.

(2) A typewritten or printed copy of every Private Bill so to be introduced shall be filed with the Clerk of the House at least three days before the opening of the Session; and in case of failure to comply with this provision, the fee on the introduction of any such Bill shall be double the fee provided for in Rule 84, applicable to such Bill."

79. No Private Bill, or Bill making any amendments of a like nature to a former Act, shall be received by the House, unless a notice specifying clearly and distinctly the nature and objects thereof, has been published four successive weeks previous to the meeting of the Legislature, or to the introduction of the Bill, in some one of the newspapers published in the County interested in or to be affected by the measure, or in the locality where the parties affected, or the majority of them, reside; and when no newspaper is published in such County or locality, then in some newspaper published in the nearest adjoining County in which a newspaper is published, and also in the *Royal Gazette*. When the City or County interested in the measure, or the locality in which the parties affected reside, is largely composed of a French population, then such notice shall also be published in a French newspaper if any be published in the Province.

80. In any County where no newspaper may be published, the Bill, in lieu of other local publications, may be read at the Assizes in the presence of the Grand Jury, or before the Municipal Council of the County interested in or affected by the Bill; and a Certificate of such reading shall be endorsed upon, or attached to, the said Bill, by the Clerk of the Court or the Town Clerk, or the Secretary-Treasurer, as the case may be, verified by the Seal (if any) of the Court, Town Council, or Municipal Council, as the case may be; and separate Petitions may be presented to the House, setting forth in detail the object of the measure, and the reasons that may be urged for its adoption.

81. It shall be the duty of all parties seeking the interference of the Legislature in any private bill, to file, with the Clerk of the House, the evidence of their having complied with the Rules and Standing Orders thereof.

82. In default of such proof or evidence being so furnished, it shall be the duty of the Clerk to report to Mr. Speaker, or the House, and to endorse upon the bill, that the Rules and Standing Orders have not been complied with.

71. No Bill shall be read the second time until it has been printed according to a form to be prescribed by the Clerk of this House, and a sufficient number of copies thereof, folded, and with the title and name of the Member who has introduced the same, and the number of the Bill endorsed thereon, have been distributed for the use of the Members, and the Clerk-Assistant shall have certified accordingly on the Orders of the Day, thus: "Printed," signifying that it has been printed according to this Rule, and distributed.

84. No private bill shall be received unless it shall be certified by the Receiver General upon the bill, or by Certificate annexed thereto, that there has been paid into his hands towards the printing and other contingent expenses of the House, the fees following, namely:—

On Bills other than for the incorporation of Companies, \$40 00
On Bills in amendment of such Acts,..... 30 00
On Bills for the incorporation of Companies fees to be paid according to the amount of capital, and to be the same as are imposed under the Letters Patent Act for Companies which may be incorporated under that Act.

On Bills amending the last mentioned incorporating Acts, one-third of the original fee.

On Bills for the incorporation of Companies or Associations not having a stated capital,..... \$40 00

On Bill in amendment of such Acts,..... 30 00

Provided, that where a Bill in respect of which such payment has been made does not pass the Legislature, it may be introduced at the next following Session upon the payment of an additional sum of \$10 00;

And provided, that this Rule shall not extend to local Bills, not of a private nature, or to Acts for the incorporation of Cemetery Companies or Churches, or relating to the property or objects thereof.

Forms of Bills can be obtained on application to the Clerk of the Legislative Assembly, at his Office in Fredericton.

Dated the 7th day of December, A. D. 1897.

HENRY B. RAINSFORD,
Clerk Legislative Assembly.

IN THE SUPREME COURT.

NOTICE IS HEREBY GIVEN, That upon the application of William Glover, of the Town of Campbellton, in the County of Restigouche, Merchant, I have directed all the Estate, as well real as personal, of Daniel W. Sullivan, of the said Town of Campbellton in the County of Restigouche, Labourer, an absconding, concealed or absent debtor, to be seized; and unless he return and discharge his debts within three months after publication hereof, such Estate will be sold for payment thereof.

Dated this 20th day of October, A. D. 1898.

19ins

E. McLEOD, J. S. C.

IN THE KENT COUNTY COURT.

NOTICE IS HEREBY GIVEN, That upon the application of Alexander J. Curran, I have directed all the Estate, as well real as personal, of Terance F. Curran, late of the Parish of Richibucto, in the County of Kent, Merchant, an absent debtor, to be seized; and unless he return and discharge his debts within three months after the publication hereof, such Estate will be sold for the payment thereof.—Dated the 9th day of December, A. D. 1898.

WM. D. CARTER, Sol. for Pet. Creditor.

13ins

W. W. WELLS, J. C. C.

PARLIAMENT OF CANADA.

Extracts from Rules of the Senate and House of Commons relating to Private Bills

All applications for Private Bills require a Notice over the signature and address of the applicants or of their Solicitors, clearly and distinctly specifying the nature and object of the application, published by advertisement as follows, viz: In *The Canada Gazette*, and in one newspaper published in the County, District, Union of Counties or Territory affected by the proposed measure, or if there be no newspaper published therein, then in a newspaper in the next nearest County, District or Territory in which a newspaper is published. In the Provinces of Quebec and Manitoba, the notice must be published in the like manner in the English and French languages. All notices shall be continued for a period of at least two months during the interval of time between the close of the next preceding Session and the consideration of the Petition. Marked copies of (all) the newspapers endorsed "Application for Private Bills," containing the first and last insertion of such notice, shall be sent to the Clerk of each House.

In the case of an application for the erection of a Toll Bridge, the notice shall also state the proposed rates of toll, the nature of the structure, the height of the arches, the interval between the abutments or piers, etc.

A copy of the Bill shall be deposited with the Clerk of the House in which the Bill is to originate, at least eight days before the meeting of Parliament, with a sum sufficient to pay for translating and printing the same; and a further sum of two hundred dollars and the cost of printing the Act with the Statutes will be levied immediately after the second reading of the Bill.

Petitions for Private Bills must be presented to the Senate and House of Commons within the first three weeks of the Session.

Private Bills are to be presented to the Senate or House of Commons within the first four weeks of the Session.

EDOUARD J. LANGEVIN,
Clerk of the Senate.
JNO. GEO. BOURIOT,
Clerk of the House of Commons.

Special Rule of the Senate.

49. (c.) When a Bill is to operate in more than one Province, Territory or District, the notice shall be published in *The Canada Gazette* and in a leading newspaper in each Province, Territory or District in which the Bill is to operate.

STANDING ORDER.

When any Bill, confirming a deed, lease, agreement or other instrument, is brought up or presented to the Senate, such deed, lease, agreement or other instrument shall be set forth in the Bill by way of Schedule or otherwise.

EDOUARD J. LANGEVIN, Clerk of the Senate.

Extracts from Special Rules of the House of Commons.

Private Bills shall be so framed as to incorporate, by reference, the clauses of the General Acts relating to the details to be provided for by such Bills.

Private Bills in amendment of Acts, or for Acts incorporating Railway Companies, shall be drawn in accordance with the Model Bill adopted by the House, copies of which may be obtained from the Clerk.

Provisions varying the Model Bill shall be inserted between brackets, and when revised by the proper officers, shall be so printed.

Sections of existing Acts proposed to be amended shall be reprinted in full with the amendments inserted in their proper places, and between brackets.

Private Bills which are not drawn in accordance with these Rules shall be returned to the promoters to be re-cast before being revised and printed.

Exceptional provisions shall be clearly specified in the notice of application.

A certified Map or Plan showing the location of any proposed line of Railway, also the lines of existing or authorized work of a similar character within, or in any way affecting, the district which the proposed work is intended to serve; and an exhibit showing the amount of capital proposed to be raised for the undertaking, and the manner in which it is proposed to raise the same, shall be filed with the Railway Committee at least one week before the consideration of the Bill.

Special Order of the House of Commons.

Resolved, That the Clerk of the House do have a copy of the new Rule 49 sent to those persons giving notice in *The Canada Gazette* of their intention to apply to Parliament for the passing of a Private Bill, together with a notification that the said rule will be strictly adhered to for the future:

49. Petitions for Private Bills shall only be received by the House within the first three weeks of the Session, and Private Bills may only be presented to the House within the first four weeks of the Session, and it shall be the duty of any Committee to which any Private Bill may be referred to consider and report the same to the House with all convenient speed.

2. That it be an instruction to all Committees on Private Bills, in the event of promoters not being ready to proceed with their measures when the same have been twice called on two separate occasions for consideration by the Committee, that such measures shall be reported back to the House forthwith, together with a statement of the facts, and with the recommendation that such Bills be withdrawn.

JNO. GEO. BOURINOT,
Clerk of the Commons.