

THE FOLLOWING ACT,

Passed in the last Session of the General Assembly, is published by authority.

An Act respecting the Collection of Poor's Rates of Pictou.

Whereas, the provisions made for collecting and managing Rates and Taxes levied and collected for the use of the Poor, have been found to be inefficient in their operation for the Township of Pictou:

Be it therefore enacted, by the Lieutenant-Governor, Council and Assembly, That hereafter the Overseers of the Poor for the Township of Pictou, shall be nominated and appointed at the July Term of the Court of General Sessions, instead of in January, as heretofore, and such Overseers, when so appointed, shall go into office and commence their duties on the first day of the next ensuing January Term or Sitting of the said General Sessions of the Peace, after their appointment, and not before, and shall continue and be in office from thence until the Monday before the then next January Term of the said General Sessions of the Peace thereafter to be held.

And be it further enacted, That the meetings of the Freeholders in the said Township, to vote money for the Poor of such Township, shall be hereafter held on the second Monday after the Terms of the General Sessions of the Peace held in January and July, instead of the times now by Law prescribed.

And be it further enacted, That the Court of General Sessions of the Peace and Grand Jury, at the Term or Sitting of July, to be held in the District of Pictou, shall annually nominate and appoint some fit and proper person as Treasurer to the Overseers of the Poor of the said Township, which Treasurer shall give bond, with sufficient Sureties, to the satisfaction of the said Court of Sessions, to and in the name of the Clerk of the Peace, in such sum as the Court shall direct, for the due and faithful discharge of his duties, and the proper application of the monies to be received by him, and shall be allowed and paid a salary of Fifteen Pounds, to be included in every Assessment or Vote for the relief of the Poor of such Township.

And be it further enacted, That it shall be the duty of such Treasurer to summon and call in manner as the Overseers are now required to do, the meetings of Freeholders and Inhabitants of such Township, to vote and Assess money for the support of the poor, to furnish the several Collectors with their Assessors Bills, and to receive all monies from the Collectors, and to pay the same when and so soon as received, over to the respective Overseers, to be by such Overseers applied according to Law, and as shall have been directed by the vote of the majority of the Inhabitants and Freeholders at the meeting held for voting such monies.

And be it further enacted, That it shall also be the duty of the said Treasurer to prosecute for all fines and forfeitures and penalties arising or to be incurred under any Act or Acts now in force for the regulation of the Poor, and the name of such Treasurer shall be used in every prosecution, as if he had been originally directed and appointed by the Act or Acts inflicting such fines, forfeitures and penalties, to prosecute for the same instead of the person or persons, or officer or officers, in such Act or Acts mentioned and named for that purpose.

And be it further enacted, That such Treasurer shall go into office and be sworn before some Justices of the Peace in and for the said District, within two days after the appointment of the said Treasurer.

And be it further enacted, That every Overseer, Assessor and Collector, shall respectively, within ten days after going into office, produce a Certificate from some Justice of the Peace of his having been duly sworn to the faithful discharge of his duty, and leave the same with the said Treasurer, who shall record the same in a book to be kept by him for that purpose, and every Overseer, Assessor or Collector, neglecting so to produce such certificate as herein before prescribed, shall forfeit and pay a penalty of Three Pounds.

And be it further enacted, That the several Overseers of the poor in the said Township shall deliver to the Treasurer seven days before the first day of January General Sessions of the Peace, a correct statement of all receipts and disbursements by them respectively made, and of any debt or debts incurred and remaining due by such Overseers respectively, under the penalty, for every neglect, of Ten Pounds, to be paid by each Overseer guilty of such neglect.

And be it further enacted, That the said Treasurer shall annually, on the first day of each January Term or Sitting of the General Sessions of the Peace for the said District of Pictou, submit the said Accounts, to be audited and published as the said Court shall direct.

And be it further enacted, That the several Col-

lectors appointed for collecting the monies voted and assessed for the support of the Poor of the said Township shall, and they are hereby directed and required to, pay over to the Treasurer the respective amounts by such Collectors to be severally collected and received in manner following, that is to say—one third part within six weeks, one third in three months, and the remaining third part in six months from the time of the receipt of their Bills of Assessment, under a penalty for every neglect of Forty Shillings, and of Five Shillings additional for each and every week in which payment shall be delayed; Provided always, That if any Collector shall be enabled to satisfy the Justice or Justices before whom any such Collector shall be sued and prosecuted for such penalty, that the delay in payment arose from unavoidable obstacles and difficulties in collecting the monies to be collected by him, then, and in such case, it shall and may be lawful for such Justice or Justices wholly or in part to remit such penalty.

And be it further enacted, That, together with the Bills of Assessment to be made and delivered to the Collectors, of the monies voted and assessed as aforesaid, there shall be also delivered to each Collector a Warrant signed by two Justices of the Peace for the said District of Pictou, residing within the Township of Pictou, directing and authorizing such Collector, in case of the sum assessed upon any person named in such Bill of Assessment, which shall be answered to the said Warrant remaining unpaid, fourteen days after notice to such person or persons, of the amount or amounts upon him, her or them, assessed, do detain upon the Goods and Chatties of such person or persons neglecting or refusing to pay the sum or sums so assessed upon him, her or them, without any further or other proceeding; Provided always, that before such Warrant shall be executed or attempted to be executed, notice shall be given in writing, signed by the Collector, to, or left at the usual place of residence of, every person, whose goods and chatties shall be distrained by virtue thereof, at least fourteen days as aforesaid, that such Warrant will be executed, unless the amount assessed upon such person be paid to the Collector; And provided also, that such person shall be entitled to, and shall have the same right to be relieved, on any appeal from such Assessment, as now by Law provided.

And be it further enacted, That if, upon investigation of the Accounts of the Overseers of the Poor, and of the Treasurer, as submitted by the Treasurer as herein before directed, it shall appear that the expenses paid or actually incurred, in and for the previous year, shall exceed the sum voted, assessed and actually collected, for the support of the poor in the same year, and thereby a deficiency shall be left to be provided for, then at their next meeting, after auditing such accounts, it shall and may be lawful for the Freeholders and Inhabitants of said Township, to vote and assess, in addition to the monies required for support of the poor, the amount of any such deficiency, which deficiency shall be assessed, levied and collected, together with, in the same manner and by the same means as, the monies voted and assessed for the support of the poor, and, when paid over to the Treasurer aforesaid, shall be by him applied to the liquidation of the said deficiency, and be paid to the person or persons to whom such deficiency may or shall be due and owing, and shall appear by the said accounts to be submitted as aforesaid.

And be it further enacted, That any vacancy occurring in any or either of the said Offices of Collector, Assessor, Overseer or Treasurer, in the said Township, by any ways or means happening, shall happen, during the Currency of the same year, for which such Officers shall be appointed, shall be for which such Officers shall be appointed, shall be supplied and filled up for the said year, by the General Sessions of the Peace for the District of Pictou, at any of its Terms or Sitting, or by any Special Sessions of the Peace to be called for that purpose.

And whereas, it is expedient to provide for the relief of the said Township, in cases where it shall appear that any person shall have absconded or left the same, leaving a wife or family chargeable on such Township:

Be it therefore enacted, That in any case where any person shall abscond or depart from the said Township, who shall be the owner of, or entitled to, any Estate or Interest in any Land or Real Estate within the said Township, and shall have a wife, child, children or family, who shall become chargeable upon the said Township, it shall and may be lawful for the Treasurer of the Overseers of the Poor of said Township, herein before directed to be appointed, or for the said Overseers, to represent the facts to the next Court of General Sessions, and if it shall be proved and made to appear by sufficient evidence to the said Court, that such person hath actually absconded or departed from such Township, and that thereby his wife, child, children or family, have become chargeable on such Township, and that such person hath an

Estate or Interest in any Lands or Real Estate within the said Township, it shall and may be lawful for the said Court, by an order or orders at such Court, to adjudge and direct, that the sale of the Estate and Interest of such person or of in any such Lands or Real Estate by the said Treasurer or Overseers, or any of such Overseers in the said order or orders to be named, who shall thereupon, after due and proper notice of such sale, to be given as such order or order shall direct, proceed to sell at Public Sale or Auction such Estate and Interest of the said person, subject to all prior legal lien, claims or incumbrances thereon, of and in any such Lands or Real Estate, and shall make a Deed to the purchaser or purchasers thereof, which Deed shall be sufficient to convey and assure to such purchaser or purchasers such Estate and Interest subject as aforesaid, and the proceeds of such sale shall be paid to the said Treasurer, and shall form part of the funds for the support of the poor of the said Township, and be duly applied and accounted for by such Treasurer.

And be it further enacted, That the said Treasurer shall, and he is hereby empowered and directed to, prosecute and sue for any and every fine or penalty imposed by this or any other Act for the regulation of the poor, or any deficiency of monies received by his Collector or Collectors, and not duly paid over in his own name, and before any Justice, Justices or Court, before whom or before which such debts of the same amount may or shall be by Law recoverable, in the same manner as if such fine or penalty or deficiency were a private debt due to such Treasurer; Provided always, that any such fine, penalty or deficiency, as aforesaid, when recovered, shall be paid and applied by such Treasurer, as other monies voted and assessed for the support of the poor are directed to be applied.

And be it further enacted, That this Act shall continue and be in force for two years, and from thence to the end of the then next Session of the General Assembly.

TO BE PUBLISHED,

As soon as a sufficient number of Subscribers can be obtained to defray the expenses of publication.

AN ANALYSIS

OF THE CRIMINAL AND PENAL LAWS

OF NOVA-SCOTIA;

Shewing—The Nature, Definition, and Punishment, of every Offence in force on the Statute Books of the Province,—The prosecution and application of the Penalty,—The Volume and page in which it is contained,—The year, chapter, and section of the Act; and whether perpetual, annual, or limited; with an Appendix, &c. &c.

For the benefit of the Public.

By DANIEL DICKSON.

Pictou, 1836.

The Work is divided into three Chapters: The first containing Capital Crimes, viz. Treason and Felonies, without benefit of Clergy. The second, Crimes not capital, viz. Clergiable Felonies and Larcenies. The third, Misdemeanours of all kinds.

Prospectuses will be circulated for subscriptions. April 27.

In the Supreme Court, at Halifax, 1836.

CAUSE { William G. Cochran, Plff.
vs.
David Rogers, Deflt.

TO BE SOLD,

At the Court House, in Pictou, on Monday, the 24th day of May next, at 12 o'clock at noon, by the Sheriff of the County of Halifax, or his Deputy.

ALL that certain lot or piece of LAND, situate, lying and being, at CARRIBOO, in the district of PICTOU, abutted and bounded as follows, to-wit:—Beginning at the north-west corner of LOT NO. 5, as laid down on a plan made by Messrs. Millar & McLean, thence south 40 chains; thence west 25 chains; thence north 40 chains; thence east 25 chains, until it comes to the place of beginning, containing 100 Acres more or less, together with the BUILDINGS and IMPROVEMENTS thereon. The same Premises having been mortgaged by the Deflt. to the Plff., and by rule of said Court, passed in Michaelmas Term, 1834, ordered to be SOLD pursuant to the Act, passed for the more easy Redemption and Foreclosure of Mortgages.

J. J. SAWYER, Sheriff.
CHARLES TWING, Plff.'s Atty.
Halifax, April 12, 1836.