

to be appointed, under the direction and subject to the order and control of the said Common Council.

XXVIII. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the Common Council, from time to time, to appoint one or more Clerks of the Market; one Surveyor of Streets; one Harbour Master; one or more Inspectors of Beef, Pork, Flour, Pot and Pearl Ashes, and one Pound-keeper, for the said Town; and one Assessor and one Collector for each Ward of said Town; and to prescribe the duties of such Officers respectively, and at their pleasure to remove any such Officer and appoint another in his place; and that so much of the Acts of the Parliament of this Province as may regard the nomination and appointment of any such Officer or Officers for that part of the Province hereby declared to be the Town of Kingston, shall be and the same are hereby repealed: *Provided always nevertheless,* that the Assessors and Collectors to be appointed for the said Town respectively, shall perform all such duties as before the passing of this Act were to be performed by the Assessors and Collectors for the Town of Kingston, in order to the collecting and paying over into the general funds of the Midland District the rates and assessments to be levied and raised upon the inhabitants of said Town under the general assessment Act of this Province, which rates and assessments shall continue to be paid and applied as before the passing of this Act; and that the said Common Council shall make such order as shall be necessary respecting the paying over and accounting for the said rates and assessments by the Collectors and the proper Officers to the Treasurer of the Midland District.

Appointment of Clerks of the market, and other subordinate Officers;

Special duties of Assessors and Collectors.

XXIX. *And be it further enacted by the authority aforesaid,* That if any person shall refuse to pay the sum or rate for which he stands rated in manner aforesaid, after demand duly made of the same, by the Collector to be appointed by the said Corporation for that purpose, the said Collector shall, and he is hereby required to levy the same, by distress and sale of the goods and chattels of the person so neglecting or refusing to pay, after having obtained a warrant for that purpose from some one of Her Majesty's Justices of the Peace in and for the Midland District, who is hereby authorised to grant the same, upon information made on oath before him of the neglect or refusal to pay the said assessment; and to render the overplus, if any there be, over and above the said rate, to the owner thereof, after deducting the legal charges of the distress and sale.

Liability for non-payment of rates;

Distress and sale;

Overplus to be returned.

XXX. *And be it further enacted by the authority aforesaid,* That the Justices of the Peace of the said District, in Quarter Sessions assembled, shall from time to time employ so many Bailiffs and Constables

Appointment and remuneration of Bailiffs and Constables.