IMAGE EVALUATION
TEST TARGET (MT-3)




Photographic Sciences
Corporation

## CIHM/ICMH Microfiche Series.

CIHM/ICMH Collection de microfiches.

The Institute has attempted tu obtain the best orıginal copy available for filming. Features of this copy which may te bibliographically unique. whict may alter any of the images in the reproduction, of which .nay significantly change the usual method of filming. are checked bolow.

## Coloured covers/

Couverture de couleur

## Covers damaged/

Couverture endommagee
Covers restored and/or laminated/
Couverture restaurée et/ou pelliculee
Cover titte missing/
Le tirre de couverture marique

## Ccloured maps/

Cartes geographiques en couleur
Coloured ink (i.e. other than blue or black)/
Encre de couleur (i.e. autre que bleue ou noire)Coloured plates and/or illustrations/
Planches et/ou illustrations en couleurBound with other material/
Relié avec d'autres documents

Tight binding may cause shadows or distortion along interior margin/
Lareliure serrée peut causer de l'ombre ou de la distorsion le long de la marge intérieure

Blank leaves added during restoration may appear within the text. Whenever possible. these have been omitred from filming/
Il se peut que certaines pages blanches ajoutdes lors d'une restauration apparaissent olans le texte. mais, lorsque cela était possible, ces pages n'ont pas été filmées.

Additional comments:/
Commentaires supplementaires.

L'Institut a microfilme le meilleur exemplaire qu'il lui a ète possible de se procurer. Les details de cet exemplaire qui sont peut-èt? uniques du point de vue bibliographique. qui peuvent modifier une image reproduite, ou qui peuvent exiger une modification dans la méthode normale de filmage sone indiqués ci-dessous.

Coloured pagee/
Pages de couleur

Pages damaged/
Pages endommagées
Pages restored and/or laminated/
Pages restaurées et/ou pelliculées
Pages discoloured, stained or foxed/
Pages décolorees, tachetes ou piquees
Fages detached/
Pages dètachées
Showthrough/
Transparence
Quality of print varies/
Qualité inégale de l'impression
Includes supplementary material/
Comprend du matériel supplémentaireOnly edition available/
Seule édition disponible
Pages wholly or partially obscured by errata slips. tissues. etc., have been refilmed to ensure the best possible image/
Les pages totalement ou partiellement obscurcies par un feuillet d'errata. une pelure. etc., cnt été f!!meées à nouveau de facon à obtenir la meilleure image possible.

This item is filmed at the reduction ratio checked balow/
Ce document est filmé au taux de reduction indiqué ci-dessous.


The copy filmed here has been reproduced thanks to the generosity of:

Hzroid Campbell Vaughan Memorial Library Acadia University

The images eppearing here ere the best quelity possible considering the condition end legibility of the original copy and in keeping with the filming contrect specifications.

Original copies in printed paper covers are filmed beginning with the front cover and ending on the last pege with a printed or illustreted impression, or the back cover when appropriate. All other originel copies ere filmed beginning on the first pege with e printed or illustrated impression, end ending on the last page with e printed or illustrated impression.

The last recorded frame on eech microfiche shall contein the symbol $\rightarrow$ Imeaning "CON. TINUED"), or the symbol $\nabla$ (meaning "END"). whichever applies.

Meps, plates, charts, etc., mey be filmed at different reduction retios. Those too large to be entirely included in one exposure are filmed beginning in the upper left hend corner, left to right end top to bottom, as meny fremes as required. The following diegrams illustrete the method:

L'exempiaire filmé fut reproduit grâce à la générosité de:

Haroid Campbell Vaughan Memorial Library Acadia University

Les imeges suivances ont été reproduites avec le plus grand soin, compte tenu de la condition et de le netteté de l'exemplaire filmé, et en conformité evec les cunditions du contret de filmege.

Les exemplaires originaux dont la couverture en pepier est imprimée sont filmés en commençant par le premier plat et en terminant soit per le dernière page qui comporte une empreinte d'inıpression ou d'illustration, soit par le second plat, seion le ces. Tous les eutres exemplaires originaux sont filmés en cummençant per la première pege qui comporte une empreinte d'impression ou d'illustretion et en terminant per le dernière page qui comporte une telle empreinte.

Un des symboles suivants eppereitre sur la dernière imege de cheque microfiche, selon le cas: le symbole $\longrightarrow$ signifie "A SUIVRE", le šmbole $\nabla$ signifie "FIN'".

Les cartes, planches, tableeux, etc., peuvent être filmés à des taux de réduction différents. Lorsque le document est trop grend pour être reproduit en un seul cliché, il est filmé à partir de l'engle supérieur geuche, de gauche à droite, et de heut en bas, en prenant le nombre d'images nécessaire. Les diagrammes suivants illustrent le méthode.


| 1 | 2 | 3 |
| :---: | :---: | :---: |
| 4 | 5 | 6 |



# AOT OF INCORPORATION 

AND THE
BY-LAWS

OF THE

jAINT JOHN, N. B.:
J. \& A. McMillan, Printera, os Prince Wm. Street.

## A CT.

Assented io ifth June, 1872.

Whereas Charles H. Fairweather, George Thomas, I'reambe. Henry A. Austin, John W. Cudlip, Isaac Burpee, Richard S. DeVeber, J. Walter Scammell, W. W. Turnbull, John Magee, the Honorable Thomas R. Jones, Thomas IV. Danicl, John C. Brown, and others hereinafter mentioned, residents or carrying on business in the City of Saint John and Province of New Brunswick, or in the vicinity thereof, have by their Petition represented that they have associated themselves together for some time past, for the purpose of promoting such measures as they have decmed important towards developing the general trade of Canada and the City of Saint John in particular, and have further represented that their said association would be more efficient in its operations, should an act of incorporation conferring certain powers on them and their successors be granted; And whereas, it is expeclient that the prayer of the said petition be granted; Therefore Her Majesty, by and with the advice and consent of the House of Commons of Canada, enacts as follows:
I. The said Charles H. Fairweather, George Thomas, Incorporation. Henry A. Austin, John W. Cudlip, Isaac Burpee, Richard S. DeVeber, J. Walter Scammell, W. W. Turnbul!, Johi liagee, the Honorable Thomas R. Jones, Thomas W. Danicl. John C. Brown, and such other persons resident or carrying on business in the City of Saint John, Province of New Brunswick, or in the vicinity ticreof, as are or shall be associated with the persons above named for the purposes of this Act, in the manner hereinafter provided, and their successors, shall be and are hereby constituted a body politic and

Curpurac nume corporate ly the name of the "Samt Joim board of Tracle," Thi lrovio: as its. Prowio: as won.al cstate.
and by that name slall lave all the gencral powers made incident to corporations by "The Interpretation Act;" Provided always, that the clear anmual value of the real and personal estate together, held by the said corporation at any one time, shali not exceed Ten Thousand Dollars currency; and provided also that the said corporation shatl not have
Corporate no ve
ers limited to ve: or excrcise any conporate powers whatsocter, excepting such as are expressly conferred on the said corporation by this Act, or are necessary for carrying the same into effect. according to its true intent and meaning.

Applivation of the Fiunds of the Curporation.

Dmaile.
crsice of pro cess.

Council.

## ['rivisional

preanlent, Vice President and
members of the nembers of the Council.
2. The Funds and Property of the said corporation slatl be used and applied to and for such purposes only as may be calculated to extend and promote the just and lawful trade and commerce of Canada generally, and of the City of Saint John more espectially, or as may be necessary for obtaining the objects for which the said corporation is constituted, according to the true intent and meaning of this Act.
3. The usual phate of meeting of the said corporation shatl be hed to be the legal domicile thereof; . and service at such place, of any notice or process of any kind addressed to the said corporation, shall be hedd to be sufficient service of such notice or process on the corporation
4. For the management of the affairs and the business of the said corporation, there shall be a Council, to be called "The Council of the Saint John Board of Trade," which shall, until the first election hereinafter mentioned, consist of a President, Vice-President, and ten other members of the Council, all of whom shall be members of the said corporation, and shall have the powers and perform the duties hereinafter mentioned and assigned to the said Council.
5. The said Charles H. Fairweather, shall be the President; the said George Thomas, Vice-President; and the said Henry A. Austin, John W. Cudlip, Isaac Burpee, Richard S. De Veber, J. Walter Scammell, W. W. Turnbull, John Magee, the Honorable Thomas R. Jones, Thomas it. Danicl, and John C. Brown, the other members of the Council, until the first election to be had under the provisions of
this Act: and the Comencil herely : 1 ppointed shall, until the satid election, have all the powers ansigned to the Cometil of the said corporation by this Act.
6. The members of the association shall meet ammally at Anmal Meengs some place within the city of Saint John, of which che notice shall be given by the Council for the time being, on the first Monclay in December in each year; and they or a majortiy of them shall then and there elect by ballot from among the Filetion of members of the association, one President, one Vice-President, and ten other members of the Council, and the Council so constituted shall, at their next meeting, thereafter, choose from among the members of the association, six other persons to be members of the saicl Council, making such choice in such manner that, as far as may be, the principal branches of trade and commerce carricd on within the City and County of Saint John shall be represented therein; and the President, Vice-President andi members so elected and chosen, shall form the Council of the said association, and shall hold their office until others shail be elected at the next Term of ofice. annual meeting, or until they shall be removed from office. or shall vacate the same, under the provisions of any bylaw of the association: Provided always, that if the said election shall not take place in the month of December in any year, such election may be had at any general meeting of frivilure of of of the assoctation, to be called in manner heremafter prorifled, and the members of the Council then in office shall so remain until such election shall be had.
7. If any member of the Council shall die, resign his office, or be absent for six months continuously from the said Prolince, it shall be lawful for the said corporation, if they shall see fit, at any general meeting, to elect a member of the corporation to be a member of the Comncil, in the place of the member so dying or resigning or being absent; and the member so elected shall hold office until the next election, and no longer unless re-elected.
8. At any annual or general meeting of the corporation, Quorum an genany ten or more members shall form a quorum, and shall be competent in do and perform all acts which, either by this

6

Resipnation of Bembers．

Power tis enact 1iy－1．aれの。

By－I anvs himl． ins on dlembers $\therefore$ 路。

1rosion：a＜ 10 qualifications for Nembership．

L．Stranrdinary gellerallue．thes\％．

Act or by any by－law of the conoration，are or shall be directed to be done at any such general mecting．
9．Any member of the satid corporation intending to retire therefrom or resign his membership，may at any time do so upon giving to the Secretary ten days notice of such inten． tion in witing，and discharging any lawful hability which may be standing upon the books of the said corporation argainst him at the time of such notice．

1o．It shall be latwful for the satid corporation，or the ma－ jority of those present，and being a quorum at any general mecting，to make and enact such by－laws，rules and regu－ lations for the government of the said corporation，providing for the admiscion and expulsion or the retirement of niem－ bers，and for the managrement of its Council，Officers and aftairs，and the guidance of the Board of Arbitration herein－ after mentioned，and all other by－laws in accordance with the requirements of this Act，or the laws of Canada as such majority shall deem advisable ；and such by－laws shall be binding on members of the said corporation，its officers and servants，and all other persons whomsoever lawfully under its control．
Mu：atifiratimns fir I］embervhip． of Saint John，being or having been a merchant，trader， mechanic，resident director or manager of a bank or insur－ ance agent in the said City and County，shatl be eligible to beconere a member of the sa：d corporation ：Provided always， that any other person whomsoever shall be eligible to be proposed and balloted for as a member，and to beconee a member of the said corporation as aforesaid in case such person shall be recommended by the Council of the Board of Trade at any such meeting．

12．It shall always be lawful for the President or the Coun－ cil of the corporation by at last three days notice being given in one or more newspapers published in the City of Saint John，to call a general meeting of the corporation for any of the purposes of this Act．It shall be the duty of the President，upon a requisition to that effect in writing，signer！ ly at least five members of the Council，to cail a general mecting of the corporation for the purposes stated in such requisition．
13. The said Juncil shall, in addition to the powers Additional pow. hereby expressly conferred on them, have such powers as ersor :he Counchl shall be assigned to them by any by-law of the eorporation, except only the power of enacting or altering any by-law, which shall be done in the manner provided by this Act and no other; and any five or more members of the Council, lawfully met, (and of whom the l'resident or Vice-President shall be one,) shall be a quorum; and any matority of such quorum may do ali things within the power of the Council : preside. and at all meetings of the said Council, and at ali general meetings of the corporation, the President, or in his absence the Vice-President, or if both be absent any member of the Council then present who may be chosen for the occasion Casting Vote. shall preside, and in all cases of equa'ty of votes upon any division, shall have a double or casting vote.

J4. It shall be competent to the said Council to appoint, secretary and and from time to time to remove and re-appoint a Secretary and Treasurer of the Board, and to hold meetings from time to time, and to adjour: the same when necessary, and at the said meetings to transact such business as may by this Act or by the by-laws of the corporation, be assigned to them: and such meetings of the Cuancil shall be convened by the Secretary at the instance of the President or at the request of any two memhers of the Council, or by the said President or members in case there shall be no Secretary, or in case the Secretary for the time being shall neglect or refuse to summon any such meeting.
15. It shall be the duty of the Council hereby appointed, Council to freme so soon as may be after the passing of this Act, to frame such by-laws, rules and regulations as they shall consider best adapted to promote the welfare of the corporation and the purposes of this Act, and submit the same for adoption to a general meeting of the corporation called for the purpose, in the manner hereinbefore providad.
16. All subscriptions of members due to the corporation,

Aleen: a; of Neen:
Counci!.


 under any by-law, by any person bound thereby, and all other sums of money due to the corporation, shall be paid to the Treasurer thereof, and in default on payment, may be recovered in any action brought by him in the name of the corporation in any court of competent civil jurisdiction.

Muctas, of
Commeil tole
"1en.

Minites.
fimard of arbitatton.

Membera if Pinaml if arlitra
17. The meetinss of the members of the Council shatl be open to all other members of the corporation, who may attend at the same, but who shall take no part in any proceedings thereat; and minutes of the proceedings of all such mectings, and of all general meetings of the corporation, shall be entered in a register to be kept for that purpose by ${ }^{1}$ person or persons appointed to keep the same, and the entry shall be signed by the Seeretary, and such register shall be open at all reasonable hours to any member of the corporation free of any charge, and also to all other persons on payment of a fee of twenty eents to the offieer having chage of the register.

IS. At the same time and times as are hereby appeinted for the edection of the Council, and in the same manner, it shall be lawful for the members of the said corporation to elect from among their number, six persons who shall be called " the Board of Arbitration," and any three of whom shall have the power to arbitrate upon, and to give their award in, any commercial case of difference which shall be voluntaily referred to them by the parties concerned; and whenever any such parties shall agree and bind themselves, by bond or otherwise, to submit the matter in dispute between them to the decision of the said Board of Arbitration, such submission shal! be understood to be made to any three members of the said Board who may, ather by the special order of the Board or by virtue of any general rite adopted by them or under any by-laws of the eorporation with resard to the consideration of eases so submitted to them, be appointed to hear and arbitrate upon the ease, and shall be understood to bind the parties to submit to the deeision of the said board : and anv such submission shall be in the form of the scheclule of this Act or in other words to the same effect.
10. The several members of the said Board of Arbitration shall, before they act as such, take and subseribe before the l'resident or Vice-President of the cerporation, an oath that they will faithfully, impartially and dilligently perform their dhties as members of the sairl Board of A bitration, and will, in all cimes submitted to them, sive at trate and just award
according to the best of their judgment and ability, without fear, farour or affection, of or for any person or party whom - Gulererbet to le hern, soever, and this oath shal: be kept amons the documents of the corporation.
20. Any members of the Council of the corporation may Memhere of be at the same time a member of the sad Board of Arbitra- Conbund mators. tion.
21. The three members appointed to hear any case submitted for arbitration as aforesaid, or any two of them, shall have full power to examine into the facts of such case, and to examine on oath (which oath any one of such three members is hereby empowered to administer) any party or witness who appears voluntarily brfore them and shall be willing to be so cxamined, and shall give their award thereupon in

Powers and duties of members acting as urlitra. turs.
$\square$ writing; and their decision or that of any two of then given by such award, shall bind the parties according to the terms of the submission, and to the provisions of this Act.
22. Any person who may, by law, in other cases make a solemn affirmation instead of taking an oath, may make such solemn affirmation in any case where by this Act an oath is rerpuired ; and any person hereby authorized to administer an oath may in such case as aforesaid administer such solemn affirmation ; and any person who shall wilfully swear or affirm falsely in any case where an oath or solemn affirmaPerjury. tion is by this Act required or authorized, shall be guilty of wilful and corrupt perjury.
23. Nothing in this Act shall affect the rights of Her . Majesty, her heirs or successors, or any party or person whomsocter, such rights only excepted as are herein expressly mentioned and affected.

SCHEDULE.
Form of Summssion to the Award of the Boarg of Arbitration.

Know all men, that the undersigned and the undersigned (if there be more parties, that is more separate interests, mention them,) having a difference as to the respective rights of the said parties in the case hereunto subjoined, have agreed and bound themselves under a penalty of to perform the award to be made by the Board of Arbitration in the case aforesaid, uncler the penalty aforesaid, to be paid by the paity refusing to perform such award to the party ready and willing to perform the same.

In witness whereof the parties have hereunto interchangeably set their hands at
on the day of

Forsi of the Oath to be taken by the Members of the Board of Arbitration.
I swear that I will faithfully, impartially, and diiigently perform my duty as a member of the Board of Arbitration of the Board of Trade of Saint John, and that I will, in all cases in which 1 shall act as arbitrator, give a true and just award according to the best of my judgment and ability, without fear, favour or affection, of or fon any party or person whomsoever. So help me God.

BY-LAWS
(N゙ THI:

## SANT JOHN BOARD OF TRADE.

The "Saint John Board of Trade" do hereby enact, that the following shall be the By-Laws and the Rules of Order for governing the proceedings of the Board:

## Sce. 1,-Admission of New Members.

Two members of the Board may nominate for election for membership, any person eligihic under the Constitution: such nomination to be in writing, and made at a general meeting of the Board (or of the Council) prevous to that at Which he shall be balloted for when recommended by the Council. If five or more of the members of the board rote against the candidate, the mame shall be witholrawn.

## Sere : - - Elaction of Ofticers.

The President and Vice-President shall be dected by separate ballot ; the members of Council ly a general ballot. ln case of general ballot not giving the whole number to be rected a clear majority, the election may proceed to fill ip) the number wanting the same, until the whole number receive a majority of the votes ?resent.

In the election of the Offiects and Cometh, the batlot shall proced only on such as maty have been mominated be members present.

## Sore: :3.-Order of Bhailles.

1. The reading of the minutes of the last mesting, and amendment or appreval of the same.
II. Reading of the mimutes of meetings of Council held since last general meeting.
III. Presentation of Petitions and Communications.
IV. Reports of Committees.
V. Election of Officers ana Council.
VI. Proposals, of or balloting for New Members.
VII. Unfinished Musiness of preceding meetings.

Vili. New Business.
SE:C. . - All cuestions relative to the primity of business shall be decided without debate.

SEC. 5-The Chaman shall preserve order, and shall decide all questions of order, sulject to appeal ts the Board.

SEC. 6.-All motions shall be made in writing, when required by the Chairman: no debate shatl be allowed except on a motion regularly before the chair, but a motion may be prefaced.

Sbe. 7. When two or more members rise at the same time, the Chairman shall name the member who is first to speak.

SEC. S.-A Member being called to order, shall immediately sit down, unless permitted to explain. If there be no apmeal, the decinion of the Chair shatl be final ; but if the Member appeal from the decision of the Chatr, the Board shall decide the case without delate.

SEC. 9.-Any member may of right require the question under discussion to be read for his information at any time churing the debate, but not so as to interupt a member while speaking.

SEC. ro.-No member shall speak more than twice, or longer than five minutes on any one question without leave.

Sec. in.-Fvery member, wishing to speak, shall ise and respectfully address the Chair; he shall confine himsolf strictly to the matter mater disension, (personalities in all (anses to be avoided).

SEC. 12--Nomotion shall be put or delated, unkess the same be seconded; whea seconded, it shall be stated by the Chairman before debate.

SEC. 13.-After a resolution is stated by the Chairman, it shall be deemed in possession of the Board, but may, by permission of the Board, be withdrawn at any time before decision or amendment.

SEC. it.-When a question is under debate, the only motions in order shall be-Ist, to adjourn ; and, the previous question ; 3rd, to lie on the table; 4 th, to postpone indefinitely; 5 th, to adjourn to a certain time; 6th, to refer ; 7 th, to imend. The previous question, when moved, must be seconded by at least five members. When the previous question is moved and seconded, it shall be put in this form, "Shall the main question be now put ?" If this is carried, all further amendments and debate shall be excluded, and the question put without delay. If the question has been amended, the vote shall be taken on the amendment first. If more than one amendment has been made, the last made amendment in order shall ta'. precedence in the vote. It shall not be in order to reconsider the previons question.

SEC. I5.-A motion to adjourn the Board shall be alwats in order, except-Ist, when a member is in possession of the floor: 2nd, while the yeas and mays are being called; 3rd, while the members are voting: fth, when it has been decided that the previous question shall be taken : and a motion to adjourn simply cannot be amended, but a motion to adjourn to a given time may be, and is open to debate.

Sec. IG.-A motion to lay a question on the table simply, is not debateable, but a motion to lay on the table and pilblish, or any other conditions, is subject to amendment and debate.

SEC. $17 .-$ A motion to amend an amendment shall be in oder ; bit to amend an amendment to an amendment shall not be entertained. An amendment morlifying the intention of a motion shall $1 x$ in order, but an amendment edation to a different subject shall not be in order.

SEC. 18.-A question may be reconshlered at any time cluring the same mecting, on a motion made and seconded ly members who voted in the majority, and when once made and decided in the negative, shall not be revived before the next meeting of the Board; and no question shall be reconsidered more than once, nor shall a vote to reconsider be reconsidered.

Sec. 19.-The Secretary of the Board shall duly record in a book, all minutes, or resolutions, decisions, and other procecdings of the Boaid, entering therein all accepted reports, orders, and resolutions, and shall notice reports, memorials, and other papers submitted to the Board only by their titles, or a brief description of their purport.

## Snc. ${ }^{3} 0$.

Fees for membership, shall be Ten Dollars per annum, from the first day of May to the thirtieth day of April in next year inclusive, payable in adsance, and chac on the frist day of May in cach year.

Firms shall be admitted at the same rate, and each member of a firm shall have the right to attend and speak at a gencral meeting of the board, but with the right of but onc vote on any question under (liscussion. If each member of a firm pays the full fee of membership ( \&o) Ten Dollars per anmm, then they shall ath have one vote, as other members. Members admitted during the first six months shall pay in full, and during the second six months half the annual fee.

Sec. 21. - Any member whe sloll be in arrears of his dues for sid months, shall have his name struck from the roll and shall cease to be a member, on a vote of the majority of those present at any regularly called mecting of the Board.

SEC. 22.-That on a two-thirds rote of the members present, at any General mecting of the Board, the name of any member may be struck off the roll.

Sec. 23.-No member can be eligible for the offices of President or V'ice-President for more than three years in succession.

Sec. 24 -The foregoing By-Laws shall likewise govern the proceedings of the Council, in so far as they are applicable.

Sec. 25.-These By-Laws may be added to, repealed or amended by a vote of two-third's of all the members present at any general mecting of the association, notice of such amendment having been given at a previous general meeting and entered upon the minutes.


