

HOUSE....No. 106.

[Reported by the Committee on the Judiciary.]

Commonwealth of Massachusetts.

In the Year One Thousand Eight Hundred and Fifty-
Two.

AN ACT

For the better Establishment of the Police Court of the
City of Newburyport.

*Be it enacted by the Senate and House of Representatives
in General Court assembled, and by the authority of the
same, as follows :*

1 SECT. 1. The Police Court of the city of New-
2 buryport shall, from and after the time this Act takes
3 effect, have exclusive jurisdiction of all crimes and
4 offences committed within the limits of the city,
5 whereof Justices of the Peace may now, or hereafter,
6 legally take cognizance.

1 SECT. 2. The standing Justice of said Court shall,
2 hereafter, receive from the city of Newburyport an
3 annual salary, the amount of which shall, from time
4 to time be determined by the City Council, and shall
5 be paid in quarterly payments; which salary shall be
6 in full for his services both as Clerk and Justice, and
7 for the occasional services of the special Justices
8 hereof, who shall be paid by said standing Justice,
9 out of his salary, the same fees that Justices of the
10 Peace receive in like cases.

1 SECT. 3. The standing Justice shall perform the
2 duties of Clerk, and, as such, shall exhibit once a year
3 to the Board of Accounts hereinafter established, a true
4 and particular account of the costs, fines, forfeitures,
5 and of all other moneys received by him, for blanks,
6 copies, or otherwise, which account, if approved by
7 said Board, shall be delivered by the Justice to the
8 Treasurer of Newburyport, to be by him safely filed
9 and kept. The said Justice shall give a bond, with a
10 surety or sureties, to the acceptance of the City Coun-
11 cil for the faithful performance of the duties of his
12 office as Clerk.

1 SECT. 4. The Mayor of the city of Newburyport,
2 and the County Treasurer of the county of Essex
3 shall constitute a Board of Accounts, with the power
4 and the duty to examine and allow, or disallow, all
5 bills of costs, accounts, and charges which may apper-
6 tain to the course of proceedings in said Police Court;
7 and a certificate of such examination and allowance
8 shall be indorsed by the said Board on the accounts
9 exhibited, and shall be addressed to the public officer
10 by or to whom such charges, fees, and expenses may
11 be payable by law. The members of said Board of
12 Accounts shall be entitled to receive from the treasury

13 of the city of Newburyport, the sum of three dollars
14 for each and every day which shall be devoted to the
15 duties hereby assigned to them.

1 SECT. 5. All the fees received by said standing
2 Justice in the course of his judicial proceedings, both
3 civil and criminal, with all the costs in criminal pro-
4 ceedings, which have been taxed, certified, and allowed,
5 and the fines and forfeitures which inure to the ben-
6 efit of the city of Newburyport, shall be collected by
7 said Justice in the mode prescribed by law for Jus-
8 tices of the Peace in like cases, and shall be by him,
9 once a quarter, accounted for in detail, and paid over
10 to the Treasurer of the city of Newburyport, whose
11 duty it shall be to pay, from the costs so received, the
12 officers, witnesses, and other persons, whose fees have
13 been taxed, certified, and allowed by said Justice.

1 SECT. 6. The said standing Justice shall, annually,
2 in the month of January, make a report to the city
3 council of Newburyport, which report shall set forth
4 every criminal complaint made in the Police Court,
5 the name of the person accused, the description of
6 the offence alleged, and the decision of the Court in
7 each case with the full costs incident thereto.

1 SECT. 7. The jurisdiction of the Police Court of
2 the city of Newburyport shall not be limited by rea-
3 son of any interest on the part of the Justices of said
4 Court in the payment of fines and costs into the treas-
5 ury of the city of Newburyport, or of the county of
6 Essex.

1 SECT. 8. The costs taxed, allowed, and certified
2 by the special Justices, shall be paid to the standing
3 Justice.

