

either of them, or other local circumstances, that both the said schools should not receive such maintenance at the same time, or if a dispute should arise between the inhabitants of such districts as to which is entitled to maintenance, or most entitled to receive the same, and an application shall be made in writing to the Board of Education, signed by at least five inhabitants, householders, in such district, or either of them, to have the dispute decided, then, and in either of such cases, it shall be lawful for the Board of Education, if it think the circumstances of the case require it, to nominate and appoint three persons, being Justices of the Peace or Commissioners for the Recovery of Small Debts, resident near to, but not being resident or interested in either of the districts, to examine into the particulars, and such Justices or Commissioners, after notice of their intention so to do shall have been duly posted, for at least six days previous, on each of the schoolhouses, shall attend at such time and place in either of the said districts, as shall in such notice be specified, and shall personally then and there proceed to make enquiry in such manner and to such extent as they, or a majority of them, shall deem requisite, and shall thereupon fix and determine which of the said schools in the districts in dispute is most entitled to maintenance, and if they think that either of the schoolhouses should be removed to any particular site so as to form a new district entitled to maintenance, they shall fix upon the same and report such their opinion and determination under their hands, or the hands of a majority of them, to the Board of Education, whose decision thereon shall be conclusive, and the said Board of Education shall be and they are hereby empowered to withhold or suspend the maintenance claimed by such schools, or either of them, and either entirely or until such time as the schoolhouse shall have been removed in accordance with the opinion or recommendation contained in the report of the Justices or Commissioners, or to make such other order therein as to the said Board shall seem meet, and such order and determination of the Board of Education shall be duly notified to the inhabitants of the District in dispute, in manner as pointed out in the sixteenth section of this Act.

XXI. Each Justice of the Peace or Commissioner of Small Debts nominated and appointed for the purpose in the last preceding section mentioned, shall be entitled to receive from the

Treasury of this Island the sum of eight pence per mile for each mile necessarily travelled by him to and throughout such School-District and also the sum of ten shillings collectively for the report in writing and for transmitting the same to the Board, the same to be paid on producing a voucher or certificate therefor, signed by the Secretary and three members of the Board.

XXII. When and so often, after the passing of this Act, as the inhabitants of any Settlement, Township or District shall desire the erection of a new school district near to their places of residence, and when not less than five such inhabitants, being householders, shall make request in writing intimating such their desire to the Board of Education, then it shall be the duty of the Board of Education to nominate and appoint a Justice of the Peace or Commissioner of Small Debts, residing near to, but not being a party interested in such proposed district, to examine into the same, and it shall be the duty of such Justice or Commissioner, after notice of his intention for such purpose having been duly posted for six days, in three of the most public places in the settlement or district where such inhabitants reside, to attend at the place in each district named in the notice, and there personally to make such enquiry in such manner and to such extent as by him shall be deemed requisite, and thereupon to fix and determine upon the most proper and eligible site or sites for such schoolhouse, or schoolhouses, and the proper limits and boundaries of the district or districts thereof, and shall report such his opinion and determination, in writing, under his hand, to the said Board of Education, whose decision thereon shall be conclusive, and if the said Board shall approve of the erection of any such school district and the special order and sanction of the Lieutenant Governor in Council for that purpose, as hereinbefore required in such cases, can be obtained they shall notify the same to the said inhabitants, and, on the other requisites for school districts being complied with, shall cause the said district to be registered in the Book to be kept by the Secretary, as hereinbefore mentioned, and the Justice of the Peace or Commissioner of Small Debts shall be entitled to the same fees as in the twenty-first section of this Act mentioned.

XXIII. When any new School District shall be hereafter applied for and erected, and the School Visitor for the County wherein the said district is situated shall certify that the inhabitants