

Circuit
Courts to be
holden by the
Resident
Judge of that
District.

V. And be it further enacted by the authority aforesaid, that the Circuit Courts now appointed by law to be holden by the Provincial Judge for the District of Three Rivers, shall be holden by the resident Judge of the said District with all the powers and jurisdiction now vested by law in the Circuit Courts holden by the said Provincial Judge, and subject to the same regulations, limitations and restrictions, without any exceptions whatsoever.

Resident
Judge to test
all writs.

VI. And be it further enacted by the authority aforesaid, that all writs and process whatsoever to be issued from the Court of King's Bench for the District of Three Rivers, from and after the appointment of the resident Judge of the said District by virtue of this Act, whether the same shall be returnable into the Superior or into the Inferior Term thereof, shall be tested in the name of the resident Judge of the said District of Three Rivers, any law, usage or custom, to the contrary notwithstanding.

In cases of
illness or tem-
porary inca-
pacity or ab-
sence, his
place how sup-
plied.

VII. And be it further enacted by the authority aforesaid, that in case of illness or other temporary incapacity of the resident Judge of the District of Three Rivers, or in case of his necessary absence from the said District, with the permission and licence of the Governor, Lieutenant-Governor, or person administering the government of this Province, all and singular the powers, authority, and jurisdiction of the said resident Judge, shall and may be held and exercised in the said District by any one of the Justices of the Courts of King's Bench for the Districts of Quebec or Montreal, who may be appointed for that purpose by an instrument under the hand and seal of the Governor, Lieutenant-Governor, or person administering the Government of the Province.

C A P. XXIII.

AN ACT to provide for the erection of a Marine Hospital in or near Quebec.

(26th March, 1830.)

MOST GRACIOUS SOVEREIGN,

Preamble.

WHEREAS it is expedient to establish a Hospital for the reception of sick seamen and other indigent sick persons: May it therefore please your Majesty that it may be enacted, and be it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Lower Canada, constituted and assembled by virtue and under the authority of an Act passed in the Parliament of Great Britain, intituled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, "*An Act for making more effectual*

“ effectual provision for the Government of the Province of Quebec in North America,” and to make further provision for the government of the said Province ;” and it is hereby enacted by the authority of the same, that the Governor, Lieutenant Governor or person administering the Government of this Province, may, by an instrument under his hand and seal, appoint three fit and proper persons, being freeholders and residing in the City of Quebec, to be Trustees for the erection of an Hospital to be situate in or near the City of Quebec, and to take, have and hold the ground necessary for the same, and from time to time, if need be to remove one or more of the said Trustees and appoint others in their place and stead, and a Secretary, with power also to remove him, and from time to time to appoint another in his place, to which Secretary there may be allowed during the three years to be employed in the building the said Hospital, such salary as may be proportionate to the extent of the duties he may have to fulfil and for the purchase of Stationary, provided that such salary shall in no case exceed fifty pounds currency per annum.

Governor authorized to appoint three Trustees for the erection of a Marine Hospital in or near the City of Quebec, and a Secretary with a Salary.

II. And be it further enacted by the authority aforesaid, that it shall and may be the duty of the said Trustees, immediately after their nomination, to select a proper piece of ground for the erection of the said Hospital, situate at some place within or near the said City of Quebec, convenient for the site thereof, and that they may take, have and hold any such lot or lots of ground by grant, gift or donation, and that before taking, having and holding any such lot or lots, the said Trustees shall lay before the Governor, Lieutenant Governor, or person administering the Government, a description of the premises for his approbation.

Duty of the said Trustees after their nomination.

III. And be it further enacted by the authority aforesaid, that it shall be lawful for the Governor, Lieutenant Governor or person administering the Government, by Warrants under his hand, to advance and pay out of any unappropriated monies in the hands of the Receiver General of the Province, or that may hereafter come into his hands, and be at the disposal of the Provincial Legislature, a sum not exceeding in the whole eleven thousand five hundred and forty-one pounds eight shillings and sixpence currency, of which sum there shall be so advanced and paid, for the purposes aforesaid, annually, during three successive years, next after the passing of this Act, a sum not exceeding in any one year, the sum of three thousand eight hundred and forty-seven pounds two shillings and ten pence currency, to be applied to the erection of such Hospital, with all such appurtenances as may be necessary, and to the payment as hereinbefore provided of the Secretary for his services : Provided always that the Provincial Revenue for each of the said three years, shall only be liable to the payment of each such sum of three thousand eight hundred and forty-seven pounds two shillings and ten pence currency, for the said purposes, and no more.

Out of the £11541 8 6 granted by this Act a sum of £9347 2 10 shall be paid annually during three successive years to be applied to the erection of such Hospital.

Proviso.

IV.

Plans and Estimates of the expenses of building the same to be prepared and laid before the Governor, &c.

IV. And be it further enacted by the authority aforesaid, that before the building of the said Hospital shall be commenced, a plan and estimate of the probable amount of the expenses of building and completing the same with its appurtenances, shall be prepared and submitted for the inspection and approbation of the Governor, Lieutenant Governor or person administering the Government, by the Trustees to be appointed by virtue of this Act.

When approved by the Governor, Trustees to contract in writing for the erection of such Hospital. 14 days notice to be given in the Quebec News Papers of the work to be done.

V. And be it further enacted by the authority aforesaid, that after such plan and estimate shall have been approved by the Governor, Lieutenant Governor or person administering the Government, it shall be lawful for the said Trustees, or any two of them, from time to time, to contract in writing, with any person or persons for the whole or such part or parts of the work to be done and performed in and about the erection of the said Hospital and appurtenances, or any part thereof, as they may judge necessary, as well for the conducting and superintending the works, as for the materials and hire of workmen and labourers, whom it may be necessary to employ in and about the building of the said Hospital and appurtenances: Provided always, that previous to making any contract or contracts as aforesaid, fourteen days notice at least shall be given in one or more of the public newspapers printed and published at Quebec and Montreal, specifying the work to be done, the materials to be contracted for, the time and place when and where proposals for the same will be received, and that such proposals as appear the most advantageous for the public, and for the purposes of this Act, will be accepted: Provided also, that no work shall be commenced until the contracts have been signed by the contracting parties, and by two good and sufficient sureties for the due performance of their undertaking, and for the delivery of the said Hospital and appurtenances, perfectly complete and finished, according to the report of experts (*à dire d'experts*) nor until such contracts have been approved by the Governor, Lieutenant Governor, or person administering the Government.

No work to be commenced until Contractors and approved by the Governor, &c.

Trustees to account from time to time for the application of monies advanced to them.

VI. And be it further enacted by the authority aforesaid, that the said Trustees shall from time to time, and as often as they shall be thereunto required, account to the Governor, Lieutenant-Governor, or person administering the Government, for the application and expenditure of all and every sum and sums of money which may be advanced to them, to be applied under their directions for the purposes of this Act, in such manner and form as the Governor, Lieutenant-Governor, or person administering the Government may direct.

Trustees to lay every year before the Le-

VII. And be it further enacted by the authority aforesaid, that it shall be the duty of the said Trustees, so long as they shall act in that capacity, to transmit to the Legislature, every year within the first fifteen days of the Session, a report of

Legislature a
Report of their
proceedings.

of their proceedings, with copies of the contracts and agreements by them made in their said capacity, and the state of the work undertaken by virtue of this Act.

Monies ex-
pended to be
accounted for
to His Ma-
jesty.

VIII. And be it further enacted by the authority aforesaid, that all the monies by this Act appropriated, shall be paid and applied for the purposes thereof, and shall be accounted for to His Majesty, his heirs, and successors, through the Lords Commissioners of His Majesty's Treasury for the time being, in such manner and form as His Majesty, his heirs and successors shall be pleased to direct.

C A P. XXIV.

AN ACT to continue for a limited time, an Act passed in the Ninth Year of His Majesty's Reign, for the appointment of *Commissaires Enquêteurs* in the District of Montreal, and other purposes relating to the Administration of Justice.

(26th March, 1830.)

Preamble.

Act 9. Geo.
4. cap. 5, con-
tinued.

WHEREAS it is expedient to continue for a limited time, a certain Act passed in the Ninth Year of His Majesty's Reign, Chapter five, entitled, "An Act to provide for the appointment of *Commissaires Enquêteurs* for the District of Montreal, and other purposes relating to the administration of Justice in the said District:" Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Lower Canada, constituted and assembled by virtue of, and under the authority of an Act passed in the Parliament of Great Britain, intituled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, "*An Act for making more effectual provision for the Government of the Province of Quebec, in North America,*" and to make further provision for the Government of the said Province;" And it is hereby enacted by the authority of the same, that the said Act passed in the ninth year of His Majesty's Reign, Chapter five, intituled, "An Act to provide for the appointment of *Commissairee Enquêteurs* for the District of Montreal, and other purposes relating to the Administration of Justice in the said District;" shall be, and shall be taken and considered to have been, to all intents and purposes whatsoever, in force from the fourteenth day of March, one thousand eight hundred and thirty, until the first day of May, one thousand eight hundred and thirty-one, and no longer.

CAP.