

The Provincial Statutes of Lower-Canada, Being the first session of the of the Special Council, begun and holden at the City of Montreal, in the said Province of Lower Canada, the eighteenth day of April, 1838. Quebec: John Carleton Fisher & William Kemble, Law Printer to the Queen's Most Excellent Majesty, 1838.

1 Victoria – Chapter 11 (Session 1)

An Ordinance authorizing the repayment out of the moneys in the hands of the Receiver General of this Province, of certain sums advanced from the Imperial Treasury.

Whereas by a certain Act, passed by the Parliament of the United Kingdom of Great Britain and Ireland, in the first year of the Reign of Her present Majesty, intituled, "An Act to make temporary provision for the Government of Lower Canada," it was Enacted that it should be lawful for Her Majesty, by any Commission or Commissions to be from time to time issued in the manner herein provided, to constitute a Special Council for the affairs of Lower Canada, and that from and after the Proclamation of the said Act in the Province of Lower Canada, it should be lawful for the Administrator of the Government of this Province, authorized to execute the Commission of the Governor thereof, with the advice and consent of a majority of the said Council to make such Laws or Ordinances for the peace, welfare and good government of the said Province of Lower Canada, as the Legislature of Lower Canada, as constituted at the time of passing the said Act, was empowered to make; And whereas it was also further Enacted, that it should not be lawful by any such Law or Ordinance to appropriate any monies, which at the time of the passing of the said Act were or which should thereafter be in the hands of the Receiver General of the said Province of Lower Canada, towards the repayment of any sum or sums of money which shall have been issued out of the sum of one hundred and forty-two thousand one hundred and sixty pounds fourteen shillings and six-pence, granted to His Majesty, by a certain Act of the Parliament of the said United Kingdom for advances on account of charges for the Administration of Justice and of the Civil Government of the Province of Lower Canada, unless upon a Certificate from three or more of the Commissioners of Her Majesty's Treasury, setting forth the several sums which shall have been so advanced for any of the purposes aforesaid. And whereas it appears by a Certificate issued in conformity with the said Act, and bearing date at the Treasury Chambers at Whitehall, the thirteenth day of February, in the present year, that several sums amounting in all to one hundred thousand, one hundred and seven pounds, nine shillings sterling, had been advanced by Her Majesty's commands, out of the said grant of one hundred and forty-two thousand, one hundred and sixty pounds, fourteen shillings and six-pence, on account of the charge for the Administration of Justice, and of the Civil Government of the said Province; and whereas it is expedient that provision should be made for the repayment thereof. Be it therefore Enacted by His Excellency the Administrator of the Government of this Province, authorized to execute the Commission of the Governor thereof, by and with the advice and consent of the Special Council for the affairs of Lower Canada, constituted and assembled by virtue of and under the authority of an Act of the Parliament of the United Kingdom of Great Britain and Ireland, passed in the first year of the Reign of Her present Majesty, intituled, "An Act to make temporary provision for the

Government of Lower Canada;” —And it is hereby Enacted by the authority of the same, that it shall and may be lawful for the Governor, Lieutenant Governor, or person administering the Government of this Province, by a Warrant or Warrants under his hand from time to time, or at any one time to authorize and direct the issue and payment, for the discharge and repayment of the advances aforesaid, to such person or persons as may be named in the said Warrants, out of any monies in the hands of the Receiver General, not otherwise specially appropriated and with preference to all other expenditure whatever, of such sum or sums as shall in the whole be equivalent at the current rate or rates of Exchange for Bills on Her Majesty's Treasury in London, which shall prevail in this Province, at the time or times of payment, to the before mentioned sum of one hundred thousand, one hundred and seven pounds, nine shillings, sterling.

II. And be it further enacted by the authority aforesaid, that the said Warrant or Warrants with receipt or receipts of the party or parties named therein shall constitute and be a sufficient authority and acquittance for the payment by the said Receiver General of the sum or sums therein specified, and the said Receiver General shall be allowed credit for the same in his Accounts accordingly.

J. COLBORNE.

Ordained and Enacted by the authority aforesaid, and Passed in Special Council, under the Great Seal of the Province, at the Government House, in the City of Montreal, the twenty-eighth day of April, in the first year of the Reign of Our Sovereign Lady Victoria, by the Grace of God, of Great Britain and Ireland, Queen, Defender of the Faith, and so forth, in the year of our Lord, one thousand eight hundred and thirty-eight.

By His Excellency's Command,
W. B. LINDSAY,
Clerk Special Council.