

*The Provincial Statutes of Lower-Canada, Being the second session of the Second Provincial Parliament of Lower-Canada.* Quebec: William Vondenvelden, Printer to the King's Most Excellent Majesty, 1798.

38 George III – Chapter 3

**An Act to allow to the Province of Upper-Canada a proportion of the duties imposed by the Legislature of this Province on such Articles as have been transported from this Province into the Province of Upper-Canada, betwixt the first day of March and the thirty-first day of December, One thousand seven hundred and ninety-seven. (11th May, 1798.)**

Whereas by an Act passed in the Thirty-seventh year of His Majesty's Reign intituled "An Act to ratify, approve and confirm certain provisional Articles of Agreement entered into by the respective Commissioners of this Province and Upper Canada, at Montreal, on the twenty-eighth January, one thousand seven hundred and ninety-seven, relative to duties and for carrying the same into effect;" it is provided that the said Articles of Agreement shall not be binding or obligatory upon the Province of Lower-Canada, until the same shall be approved, confirmed and ratified by the Legislature of Upper-Canada. And whereas it is stated in an act passed by the Legislature of Upper-Canada, intituled "An Act to authorise the Lieutenant Governor to nominate and appoint certain Commissioners for the purposes therein mentioned," that from the local situation of that Province, it appears to be altogether impracticable to carry into effect that part of the Articles of Agreement before mentioned, which relates to the imposing of Duties on Articles passing into that Province, from the United States of America and to the taking of measures for enforcing the collection of such Duties, and whereas it is expedient, that till further arrangements can be made between the two Provinces, the Provinces of Upper-Canada should receive such just proportion of the Duties imposed by the Legislature of this Province, as the said Province of Upper-Canada would have had a right to claim under the Articles of Agreement beforementioned, betwixt the first day of March and the thirty-first day of December, one thousand seven hundred and ninety-seven, if the said Articles of Agreement had been ratified and confirmed by the Legislature of the said Province; 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 a further provision for the Government of the said Province,'" and it is hereby enacted by the authority of the same, that it shall and may be lawful to and for the Governor, Lieutenant Governor or Person administering the Government of this Province, to issue his Warrant to the Receiver General thereof, for the payment of such just proportion of the Duties imposed by the Legislature of this Province as the aforesaid Province of Upper-Canada would have had a right to claim, betwixt the first day of March and thirty-first day of December One thousand seven hundred and ninety seven, under and by virtue of the Articles of Agreement herein before mentioned, if the same had been approved, confirmed, and ratified by the Legislature of the said Province of Upper Canada, any Act or Law to the contrary notwithstanding.