

Laws of His Majesty's Province of Newfoundland, passed in the year 1836.

6 William IV – Chapter 15

An Act for granting to His Majesty a Sum of Money for the making and repairing of Roads and Bridges in this Colony. (6th May, 1836.)

Be it enacted by the Governor, Council and Assembly of Newfoundland, That from and out of such Monies as from time to time shall be and remain in the hands of the Treasurer of this Island, and unappropriated, there shall be granted to His Majesty, his Heirs and Successors, a sum of Seven Thousand Five Hundred and Thirty-nine Pounds and Seven Shillings Sterling, for the purpose of making and repairing the Roads, and of erecting and improving the Bridges hereinafter mentioned, that is to say;—

The Road from Saint John's to Holy Rood, by Topsail, Eight Hundred Pounds.

The Road from Holy Rood to the head of Collier's Bay, Two Hundred and Seventy Pounds.

The Road from Collier's Bay, to the head of Port-de-Grave Bay, Three Hundred and Sixty Pounds.

The Road from the head of Port-de-Grave Bay to Harbor Grace, Three Hundred and Sixty Pounds.

The Road from Harbor Grace to Carbonear, Four Hundred Pounds.

The Road from Carbonear to Hearts' Content, Four Hundred and Twenty Pounds.

The Road from Saint John's, Southward, to Renew's, One Thousand and Five Hundred Pounds—Six Hundred Pounds of which shall be expended between Saint John's and Bay Bulls River, and the remaining Nine Hundred Pounds between Bay Bulls River and Renew's.

The Road from Holy Rood to Placentia, by way of Salmonier, Four Hundred and Ninety Pounds.

Towards building a Bridge across the River Head of Harbor Grace, One Hundred Pounds.

The Road from Salmonier to Saint Mary's Harbor, Two Hundred and Forty Pounds.

The Road from Trinity to King's Cove, One Hundred and Thirty Pounds.

The Road from Trinity to Catalina, Two Hundred Pounds.

The Road from Catalina to Bonavista, One Hundred Pounds.

The Road from Great Placentia to Little Placentia, Two Hundred Pounds.

Towards building a Bridge at Brigus, Two Hundred and Fifty Pounds.

Towards repairing the Road from Saint John's to Portugal Cove, Two Hundred Pounds.

To defray the excess of expenditure incurred in the building the King's Bridge, and to complete the same, Two Hundred Pounds.

To defray the excess of expenditure incurred by the Commissioners of Roads for the District of Saint John's during the last year, One Hundred and Nineteen Pounds and Seven Shillings.

Towards building a Bridge across the River Head of Saint John's Harbor, Three Hundred Pounds.

Towards completing the Bridges across the Northern and Southern Guts of Port-de-Grave and Spaniards' Bay, Two Hundred Pounds.

Towards repairing and improving the Road to Torbay, and Northward to Cape Saint Francis, One Hundred and Fifty Pounds.

Towards opening a Road from Broad Cove to Coady's Well, on the Portugal Cove Road, One Hundred and Fifty Pounds.

Towards repairing and improving the Road from Saint John's to Petty Harbor, Two Hundred Pounds.

Towards building a Bridge across the Gut at Carbonear, One Hundred Pounds.

Towards building a Bridge at Magotty Cove, on the Road from Saint John's to Signal Hill, One Hundred Pounds.

II. And be it further enacted, That it shall and may be lawful for His Excellency the Governor, or the Administrator of the Government for the time being, to appoint the following Boards of Commissioners in order to carry into effect the provisions of this Act, that is to say:—

A Board of Commissioners in the Central District, which shall be designated the Central Board, and shall have the immediate direction and controul of the Roads from Saint John's to Bay Bulls and to Holy Rood; and also of the opening of a Bridle Path or Paths, from Saint John's to Great Placentia, by way of Salmonier in Saint Mary's Bay, and from Salmonier to Saint Mary's Harbor.—A Board of Commissioners for Conception Bay, who shall have the direction and management of all Roads from Holy Rood to Carbonear inclusive.— A Board of Commissioners for the District of Ferryland, which shall have the direction and management of all Roads between Bay Bulls and Renews inclusive.—A Board of Commissioners for Trinity, King's Cove, Bonavista and Catalina, which shall have the direction and management of the formation and making of all Roads between and in the neighbourhood of those Settlements.—A Board of Commissioners of persons residing at Carbonear and Heart's Content and the neighbouring Settlements in Trinity Bay, for the opening and forming a Road from Carbonear to Heart's Content.

III. And be it further enacted, That it shall and may be lawful for the Governor or Person Administering the Government for the time being, to remove at his pleasure all or any of such Commissioners and to appoint others in their place; and the Secretary of the Colony shall furnish to the Treasurer of the Colony a list of the Names of all such Commissioners, and the particular District or Division for which each person shall be appointed, and also shall furnish the said Treasurer from time to time with a list of any alterations that may be made in the said Boards of Commissioners.

IV. And be it further enacted, That it shall not be lawful for any of the said Commissioners to proceed in the opening, making, or repairing any Road, or building any Bridge, for which any sums or sum of Money may have been or may be appropriated, in any other way than by Contract, having first given public Notice of such intended Contract for the space of Twenty Days at the least; and all such Contracts shall be in writing, and shall be signed by the Contractors respectively, with one or more of the Members of the respective Board of Commissioners; and exact copies thereof shall thereupon be forthwith transmitted to the Treasurer of the Colony.

V. And be it further enacted, That such Boards of Commissioners before they enter into any such Contracts, shall require reasonable Security from the Contractor or Contractors that he or they shall perform such Contract; and if such Contractor or Contractors shall require any Money to be paid in advance, such Commissioners may from time to time advance any part of the amount of such Contract, not exceeding in the whole One Third at any one time; and no advance shall be made until Two sufficient Bondsmen become bound with such Contractor or Contractors, in double the sum to be advanced, that he or they will perform or complete such Contract. And no second advance shall be made to such Contractor or Contractors, until One-half part of the said Work shall be executed, examined, and passed, as having been done in a workmanlike manner, agreeable to Contract. And the said Commissioners shall so frame their Contracts, that the same shall be finished within a limited time, and they shall always withhold the payment of One Third of the full amount thereof respectively, until such Work shall be finished and fully executed, agreeably to Contract. And such Boards of Commissioners respectively, shall upon the completion of the Work which they may be appointed to superintend, and at the end of each year, make a full and special Report thereof to the Secretary of the Colony, and such Report, together with full and particular accounts of the expenditure of the sum or sums of Money so placed under the disposal of such Commissioners, shall be laid before the Legislature at its next Session.

VI. And be it further enacted, That previously to any sums or sum of Money being expended in the opening or making of any Road, the proposed line of Road shall first have been surveyed under the directions of the respective Board of Commissioners, and approved by such Commissioners.

VII. And be it further enacted, That it shall and may be lawful for each of the respective Boards of Commissioners to appoint a Superintending Surveyor, subject to the approval of the Governor or Person administering the Government for the time being, who, under such directions as the respective Board of Commissioners shall from time to time give, shall oversee and superintend the performance and execution of all Contracts and Works relating to Roads and Bridges within the respective District or Division of such Board of Commissioners, with a view to the due and faithful performance of all such

Works and Contracts, and such Surveyor shall also perform all such services in and about the same as may pertain to such office, and from time to time make true and faithful Reports to the respective Board of Commissioners of the state and progress of all Works subject to the superintendence of such Surveyor; and for the due and faithful performance of all such Duties, such Surveyors shall be entitled to receive such compensation as shall be awarded by the respective Boards of Commissioners, subject to the approval of the Governor, or person administering the Government for the time being.