

ten shillings, for every one hundred pounds they shall be possessed of in the said concern.

When assumed by His Majesty, tolls to be paid the Receiver General.

XXIV. *And be it further enacted by the authority aforesaid,* That from and after the period when the possession of the right, interest and property, in and to the said Rail-road and Harbour, shall have been assumed by His Majesty, His Heirs and Successors, as hereinbefore authorised, all tolls and profits arising therefrom, shall be paid into the hands of His Majesty's Receiver General, to and for the uses of this Province, at the disposal of the Legislature thereof, and shall be accounted for to His Majesty, His Heirs and Successors, in such manner and form as His Majesty, His Heirs and Successors, shall be graciously pleased to direct.

Legislature may amend or alter Act of incorporation.

XXV. *And be it further enacted by the authority aforesaid,* That notwithstanding the privileges hereby conferred, the Legislature may at any time hereafter make such addition to this Act, or such alteration of any of its provisions, as they may think proper, for affording just protection to the public, or to any person or persons, Body Politic or Corporate, in respect to their estate, property or rights, or any interest therein, or any advantage, privilege or convenience, connected therewith, or in respect to any way, or right of way, public or private, that may be affected by any of the powers given by this Act.

CHAP. LIII.

AN ACT to amend an Act passed during the last Session, entitled, "An Act to improve the Navigation of the Inland Waters of the District of Newcastle."

[Passed 4th March, 1837.]

Preamble.

WHEREAS it is expedient to alter and amend an Act passed in the last Session of the Parliament of this Province, entitled, "An Act to improve the Navigation of the Inland Waters of the District of Newcastle": *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 Upper Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, entitled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, entitled, '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 by the authority of the same; That the second and fifteenth clauses of the said Act, entitled, "An Act to improve the Navigation of the Inland Waters of the District of Newcastle," be and the same are hereby repealed.

2nd and 15th clauses of Act of last Session, repealed.

H. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the Governor, Lieutenant Governor, or Person Administering the Government of this Province, to nominate and appoint, under his Hand and Seal at Arms, five Commissioners, who, when so appointed, shall be deemed and taken to be the Commissioners named and appointed by the said recited Act of last Session, whose duty it shall be, if they or a majority of them may think it expedient, to cause further Surveys, Plans and Estimates, to be made out, of all or either of the places of contemplated improvement, mentioned in the said recited Act, by a competent Engineer, and which Commissioners, or a majority of them, may alter the Plans or Description of Works, as recommended in Nichol H. Baird's Survey, if they think proper; but they shall in no case diminish the size and depth of the Locks, as now recommended; and the said Commissioners, or a majority of them, may contract with such person or persons, as may undertake the construction of any one or all of the said improvements; and the said Commissioners shall do and perform all and whatsoever Act or Acts, thing or things necessary and proper, to carry the said recited Act into full effect, and shall report to the Governor, Lieutenant Governor, or Person Administering the Government of this Province, for the information of the Legislature, on or before the first day of January, in each and every year, all matters by them done or performed by virtue of the said recited Act, with an account, in detail, of all monies by them received and paid out, under the provisions thereof.

Commissioners to be appointed by Governor.

May cause further surveys to be made.

Not to diminish size of work as recommended.

General powers of Commissioners.

To report proceedings, and render account of expenditure.

III. *And be it further enacted by the authority aforesaid,* That an account of all Rates and Dues, received by the Commissioners to be appointed as aforesaid, shall be rendered to the Inspector General of the Province, on or before the thirty-first day of December, in each and every year, and the amount thereof, deducting any necessary expenditure in the collection thereof, on account of the said Navigation, shall, within ten days thereafter, be transmitted to His Majesty's Receiver General of the Province, to and for the general uses of the Province, subject to the disposal of the Legislature.

Account of rates received to be rendered Inspector General, and paid into hands of Receiver General.