

CHAP. XXXVIII.

AN ACT to authorise the erection of a Gaol and Court-house at Brockville, in the District of Johnstown.

[Passed 6th March, 1838.]

Preamble.

WHEREAS it has been made to appear, by a presentment of the Grand Jury at the late Assizes for the District of Johnstown, and at a Court of General Quarter Sessions for the said District, that the Gaol and Court-house of the said District is in a delapidated and insecure state, and the Justices of the Peace for the said District have by petition prayed for authority to erect a new and a substantial stone building for the use of the said District: *Be it therefore enacted* by the Queen'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 Justices of the Peace in and for the said District of Johnstown, in General Quarter Sessions assembled, either in the next or subsequent Court to be holden after the passing of this Act, be authorised, and they are hereby authorised by such means as to them shall seem proper, to procure plans and elevations of a Gaol and Court-house, or either or both of them, together with estimates of the expense of building the same: *Provided always*, that so far as respects the proposed new Gaol, proceedings of the Justices of the Peace and all measures in regard to the said Gaol, shall be subject to the provisions of a certain Act of the Parliament of this Province, passed during the present Session, entitled, "An Act to regulate the future erection of Gaols in this Province."

Justices of the Peace in Quarter Sessions authorised to obtain plans and estimates for new Gaol and Court-house.

Authority given to two Justices, &c. to contract for building Gaol and Court House.

II. *And be it further enacted by the authority aforesaid*, That it shall and may be lawful for any two or more of Her Majesty's Justices of the Peace, assembled as aforesaid, together with any other person or persons by them appointed, and in the name and on the behalf of the inhabitants of the District to contract, and the said other person or persons are hereby authorised to contract, with any person who may be willing to build the said Gaol and Court-house, or either or both of them.

III. *And be it further enacted by the authority aforesaid,* That the said new Gaol when completed for the reception of Prisoners, and approved of by the board of Commissioners to be appointed in pursuance of the above recited Act, passed in the present Session of the Legislature, shall be and the same is hereby declared to be the common Gaol of the District of Johnstown.

New Gaol when completed and approved &c. to be the common Gaol of the District.

IV. *And be it further enacted by the authority aforesaid,* That the said Justices of the Peace in and for the District of Johnstown shall have power, and they are hereby authorised to raise by loan, at a rate of interest not exceeding six per centum per annum, from such person, or body politic or corporate, as may be willing to lend the same on the credit of the District, a sum not exceeding seven thousand five hundred pounds, to be applied to the purposes of this Act, and not otherwise; and that the Treasurer of the District for the time being shall annually, until the loan so raised, with the interest accruing thereon shall be paid and discharged, apply towards the payment of the same not less than five hundred pounds, from and out of the rates and assessments of the said District.

Magistrates authorised to contract for loan, &c.

V. *And be it further enacted by the authority aforesaid,* That in order to provide for the liquidation of the sum authorised to be raised by this Act, and the interest accruing thereon, it shall and may be lawful for the Justices of the Peace in and for the said District of Johnstown, in General Quarter Sessions assembled, and they are hereby authorised and required to levy by assessment, to be made on each and every inhabitant householder in the said District, in the same manner as by law any assessment may now or hereafter be levied for any public purpose in the said District, an additional rate of one penny in the pound, until the sum hereinbefore authorised to be borrowed for the purpose of erecting the said Gaol and Court-house, or either or both of them; and all interest thereon, shall be fully paid and discharged.

Magistrates authorised to levy additional assessment, to be applied in discharge of loan, &c.