

## CHAP. LVI.

*AN ACT to extend the provisions of an Act passed in the seventh year of the reign of His late Majesty, entitled, "An Act to alter and amend an Act passed during the last Session of the Legislature, entitled, "An Act granting to His Majesty a sum of money for the improvement of the Roads and Bridges, in the several Districts of this Province."*

[Passed 11th May, 1839.]

**WHEREAS** the provisions of an Act passed in the first Session of the present Parliament, entitled, "An Act to alter and amend an Act passed during the last Session of the Legislature, entitled, 'An Act granting to His Majesty a sum of money for the improvement of the roads and bridges in the several Districts of this Province,'" have not been fully carried into effect, there being only warrants issued for one moiety of the money thereby granted, owing to the want of funds in the hands of the Receiver General: *And whereas* the said recited Act limits the periods in which the monies so granted shall be expended and applied, and makes provision for the disposition of the sums unaccounted for at the expiration of the preceding year, and also the dates at which the warrants for the amounts of the grants already issued, not allowing in all cases, time for the full application of the monies for the purposes intended: *And whereas* contracts having been entered into by various Commissioners for the full amount of the sums appropriated for the purposes of the said Act, thereby becoming personally responsible to the Contractors, it is therefore necessary and expedient, in order to carry out the true intent and meaning of the said Act, and to afford relief in the premises, to continue the said Acts in full force, with the following amendments: *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 such monies shall be applied and expended, agreeably to the provisions of the said Act or Acts, between the first day of May, and the fifteenth day of October, in each and every year, until the

Preamble.

Recital of 7, Wm. 4th, c. 107;

And contracts entered into thereunder;

Monies to be expended between 1st May and 15th October in each year.

whole shall be expended: *Provided always*, that this Act shall not apply to cause-ways and bridges not covered with earth.

Town Wardens to stand in the place of Township Commissioners, originally appointed for expending money granted;

II. *And be it further enacted by the authority aforesaid*, That in all cases where the Township Commissioners were appointed to expend the several sums of money granted by the aforesaid Act, the Town Wardens now or hereafter to be appointed in the several Townships shall be authorised to expend and account for the same; and that the Commissioners or Township Wardens as originally appointed to expend the said money on the roads in the different Townships of this Province, shall be and are hereby held accountable for the expenditure of the said money; and to render full and perfect accounts to His Excellency the Lieutenant Governor, on or before the first day of January in each and every year, until the whole shall have been expended and accounted for, according to the form annexed to this Act.

Accounts of expenditures to be rendered before 1st January, in each year.

Moneys now in the hands of Commissioners under 7 Wm. 4. c. 107, to be applied according to that Act;

III. *And be it further enacted by the authority aforesaid*, That the Commissioners named and appointed in the said Act shall have full power and authority to retain all monies which may be in their hands at the time of passing this Act, and shall be by them applied in conformity to the said Act; and that the Treasurers of the respective Districts shall pay over to such Commissioners or Township Wardens all monies now in their hands, or which may hereafter come into their hands under the provisions of the said Act, to be by them applied for the purpose aforesaid.

Treasurers to pay Commissioners, &c. monies applicable to such Act.

Treasurers not to retain per centage.

IV. *And be it further enacted by the authority aforesaid*, That the Treasurers of the several Districts shall not retain any part of the sums of money that may come into their hands, or which may hereafter come into their hands for the purposes of the said Act, as per centage, but shall pay over the whole amount granted for their respective Districts to the Commissioners or Township Wardens.

Appropriation for Ottawa District to be expended according to original Act.

V. *And be it further enacted by the authority aforesaid*, That the money granted for the District of Ottawa, and which remains unexpended, shall be expended under the direction of the Magistrates of the said District, as provided by the original Act.

Commissioners not to receive further sums until vouchers produced for moneys already received

VI. *And be it further enacted by the authority aforesaid*, That in no case shall the Commissioners appointed to expend the several sums of money granted by the before-recited Act, be entitled to receive any further sum until they shall have produced satisfactory vouchers for the amount already received by them, to the Treasurers of the several Districts.

VII. *And whereas* it has been represented, that the Treasurer of the District of Niagara has not accounted for certain portions of the road money coming into his hands: *Be it therefore enacted by the authority aforesaid*, That whenever it shall appear to the Magistrates of the Quarter Sessions of said District, that the Commissioners heretofore appointed to expend the money granted on certain portions of the roads in said District, shall have expended the amounts so granted, it shall be the duty of said Magistrates to direct the Treasurer in said District to pay the amount so unaccounted for to the Commissioners who have expended the same, and to deduct the amount from the balance of the road appropriation for that District.

Provision in respect of the sum unaccounted for by the Treasurer of Niagara District.

VIII. *And be it further enacted by the authority aforesaid*, That John Reesor, Junior, Andrew McCraight, and Benjamin Melliken, be Commissioners to expend the money appropriated for the road on the Sixth Concession of Markham; and that John Harrington, and John Raimer, be Commissioners for the road on the Township line between Scarborough and Markham.

Certain Commissioners appointed.

**F O R M.**

SCHEDULE, or *Abstract Statement and Receipts of Monies expended in the ——— District, under the Road Act of 1831, by A. B. and C. D. Commissioners.*

Contractors' Names.	Description of Work Contracted for.	Sums in Currency for which Contracts have been made.			Signatures of Contractors, acknowledging the receipt of the sums opposite their names.	Names of Witnesses to the Payment and Signatures.

Form of Schedule.