

*Laws of His Majesty's Province of Upper Canada in North America*, passed in the year 1805.  
York: John Bennet, 1805.

45 George III – Chapter 5

**An Act to alter certain parts of an Act, passed in the forty-second year of his Majesty's reign, intituled, "*An Act to provide for the administration of Justice, in the District of Newcastle.*" Passed 2d March, 1805.**

Whereas the place appointed by law, for building a Gaol and Court House, in the district of Newcastle, is inconvenient for the inhabitants of the said district; 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, 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 further provision for the government of the said Province,"* and by the authority of the same, That so much of an Act, passed in the forty-second year of his Majesty's reign, intituled, "*An Act to provide for the administration of Justice in the district of Newcastle,*" as directs, that a Gaol and Court House shall be built in the town of Newcastle, shall be repealed, and that it shall and may be lawful, for his Majesty's Justices of the Peace, in and for the said district of Newcastle, or the greater part of them, in the first General Quarter Sessions, after the passing of this Act assembled, to appoint some fit and proper place, in either of the townships of Haldimand, or Hamilton, within the said district of Newcastle, where a Gaol and Court House may be built, in the same manner that a Gaol and Court house is at present directed to be build, within the said town of Newcastle, any law to the contrary notwithstanding.

II. Provided, That nothing in this Act, shall extend, or be construed to extend, to authorize the said Justices of the Peace, to fix the place for building the said Gaol and Court House, on any reserve of the Crown or Clergy, or on land belonging to any person, or persons, without permission first obtained, from the Government, or from the owner, or owners of said land.

III. Provided always, and be it further Enacted by the Authority aforesaid, That unless such Gaol and Court House shall be built, and finished, within two year, from the passing of this Act, so that prisoners may be confined in the one, and the different Courts of Justice be properly accommodated in the other, then, and in such case, this Act shall be, and the same is hereby declared to be null and void.