

Laws of His Majesty's Province of Upper Canada in North America, passed in the year 1808.
York: John Cameron, 1808.

48 George III – Chapter 15

An Act for building a Court House and Gaol in the Township of Elizabethtown, in the District of Johnstown. Passed 16th March, 1808.

Whereas the present court house and gaol in the town of Johnstown in the district of Johnstown, is situate at the lower extremity of the said district, which render it inconvenient, and whereas the inhabitants of said district are desirous of building a new court house and gaol in a more central situation; 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 the Province of Quebec in North America, & to make further provision for the gvoernment of the said Province,"*" and by the authority of the same; That it shall and may be lawful for the justices of the peace of the said district of Johnstown, in general quarter sessions assembled, or the greater part of them, to fix upon a scite or situation on the front end or ends of lots number ten, eleven or twelve in the first concession of Elizabethtown, adjoining the King's highway whereas a court house and gaol may be built.

II. And be it further enacted by the authority aforesaid, That a gaol and court house for the said district of Johnstown shall and may be erected and build on lot number ten, eleven or twelve in the first concession of Elizabethtown, within the said district of Johnstown, in such manner and under such rules, regulations and directions as in that respect are made and provided in and by a certain act passed in the thirty-second year of his majesty reign, entitled "*an act for building a gaol and court house in every district throughout this Province, and for altering the names of the said districts,"*" and that all and every the clauses, provisions, rules, regulations, matters and things in the said last recited act contained, shall under the same penalties as therein are contained in all cases and in respect to all persons, extend and be extended in the district of Johnstown aforesaid, except in as far as the same may be varied and altered by this act.

III. And be it further enacted by the authority aforesaid, That as soon as the justices of the peace for the said district, in general quarter sessions assembled, or the majority of them, shall be satisfied that the said court house an gaol are sufficiently finished, the said court house and gaol shall be and they are hereby declared to be the gaol and court house of the said district of Johnstown.

IV. Provided always, that nothing in this act contained shall extend or be construed to extend or be construed to extend to authorize the justices as aforesaid to build said court house and gaol on land belonging to any person or persons without first obtaining a good and sufficient title from such person or persons.

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V. Provided always, and be it further enacted by the authority aforesaid, that unless such gaol and court house shall be build and finished within three years from the passing of this act, so that persons 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.

VI. Provided always, and be it further enacted by the authority aforesaid That it shall not be lawful for the justices aforesaid to apply any part of the assessments and rates of the said district to or for the purpose of this act.