

Laws of His Majesty's Province of Upper Canada in North America, passed in the year 1823.
York: Charles Fothergill, 1823.

4 George IV – Chapter 24

**An Act to Provide for the erection of a Gaol and Court-House in and for the Home District.
Passed 19th March, 1823.**

Whereas it appears by the Petition of the Magistrates of the Home District, that provision by law is required to authorise the erection of a Gaol and Court-House in the said District, Be it 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 Justices of the Peace in and for the said District, in General Quarter Sessions assembled, in the month of April next, shall be authorised, and they are hereby authorised, by such means as to them shall seem most fitting and convenient to procure different plans and elevations of a Gaol and Court-House, or either of them, to be laid before them for the purpose of selecting and determining upon one of the said plans and elevations, which shall be approved of by the greater part of the said Justices then and there assembled as aforesaid.

II. And be it further enacted by the authority aforesaid, That it shall and may be lawful for any two or more of the said Justices assembled in manner and form aforesaid, in the name and on the behalf of the inhabitants of the said district, to contract, and they are hereby enabled and authorised to contract with any person or persons who shall be willing to build the said Gaol and Court-House, or either of them, according to the plan so approved of as aforesaid, upon the Gaol Reserve, in the town of York, in the district aforesaid, under the like limitations and restrictions as are required by the eighth and ninth clauses of an Act passed in the thirty-second year of the late King, entitled "*An Act for Building a Gaol and Court-House in every District within this Province, and for altering the names of the said Districts.*"

III. And be it further enacted by the authority aforesaid, That it shall and may be lawful for the Justices of the Peace, so assembled as aforesaid, and they are hereby authorised to apply toward the expence of building such Gaol and Court-House, or either of them, all such monies arising from such rate and assessments a now are, or may come into the hand of the treasurer of the said district, and applicable to the uses of the tamp, not required for the payment of the ordinary end incidental expence of the said district: Provided always, that nothing in this Act contained shall authorise the expenditure of a greater sum than four thousand pounds in the erecting and completing the said Gaol and Court-House, or either of them.

IV. And whereas, from the present elate of the building used as a Gaol in the said district, it is highly expedient that the previsions of this Act should be carried into effect without delay, Be it

further for enacted by the authority aforesaid, That it shall and may be lawful for the Justices of the Peace in and for the said district, in General Quarter Sessions assembled, in April next, by an order of Court, to authorise and direct the treasurer of the said district to raise by loan from such person or persons, bodies politic or corporate, who may be willing to lend the same, on the credit of the district, a sum not exceeding four thousand pounds, to be applied, together with the funds then remaining in the hand of the said treasure, for the use of the said district, and unappropriated, in the building of the said Gaol and Court House, or either of them.

V. Provided also, And be it further enacted by the authority aforesaid. That the money so borrowed, under the authority of this Act, shall not bear greater interest than six per centum per annum, and that the treasurer of the said 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 a sum not less than two hundred and fifty pounds, from and out of the rates and assessments coming into his hands for the use of the District as aforesaid; together with all such monies as may remain in his bands after the payment of the ordinary and incidental charges of the year.