

*Laws of His Majesty's Province of Upper Canada*, passed in the year 1833. York: Robert Stanton, 1833.

3 William IV – Chapter 32

**An Act granting a sum of Money for the construction of Works to Improve and preserve the Harbour of York, and for other purposes therein mentioned. Passed 13th February 1833.**

Most Gracious Sovereign.

Whereas it is necessary to grant a sum of Money for the Improvement and preservation of the Harbour of York, in the Home District; we, Your Majesty's faithful Commons of Upper Canada, in Provincial Parliament assembled, beseech Your Majesty that it may be enacted: And 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 there be granted to His Majesty, His Heirs and Successors, out of the Rates and Duties raised, levied and collected, or hereafter to be levied and collected, and in the hands of the Receiver General unappropriated, the sum of Two Thousand Pounds, which sum shall be applied in constructing Works for the Improvement and Preservation of the said Harbour of York.

II. And be it further enacted by the authority aforesaid, That William Chisholm, Hugh Richardson, and James G. Chewett, be Commissioners for superintending the construction of such Works as by them shall be thought necessary for the Improvement and Preservation of the said Harbour.

III. And be it further enacted by the authority aforesaid, That for the purpose of raising a fund for the repayment into the Public Treasury of the Province of the annual Interest of Six per Cent on the said sum of two thousand Pounds granted by this Act, and for the gradual repayment of the said Principal sum, it shall and may be lawful for the Governor, Lieutenant Governor, or Person Administering the Government of this Province, by and with the advice and consent of the Executive Council of the same, from time to time to impose such Rates and Tolls upon the Cargoes of Vessels coming into the Port of York and unladen within the same, and for Wharfage on Vessels lying under and protected by any Work which may be constructed by the said Commissioners, as shall be deemed necessary to pay the said annual Interest, and for the gradual repayment of the said Principal sum of two thousand Pounds.

IV. And be it further enacted by the authority aforesaid, That it shall and may be lawful for the Governor, Lieutenant Governor or Person Administering the Government of this Province, by and with the advice and consent of the Executive Council, from time to time to make and declare such regulations for the levying and collecting of the Tolls and Wharfage to be imposed under and by virtue of this Act as shall be thought most effectual and convenient.

V. And be it further enacted by the authority aforesaid, That if any person or persons shall refuse to comply with, or shall wilfully violate any Rule or Regulation made or declared by the Governor, Lieutenant Governor or Person Administering the Government of this Province, by and with the advice and consent of the Executive Council, such person or persons for any such offence shall forfeit and pay the sum of twenty Pounds, to be recovered by information in any Court of Record in this Province, one half thereof to be given to the Informer, and the other half shall be paid into the hands of His Majesty's Receiver General to and for the Public uses of this Province.

VI. And be it further enacted by the authority aforesaid, That it shall and may be lawful for the Collector of the Customs for the Port of York, for the time being, to demand and receive all monies levied under and by virtue of this Act, and to pay the same into the hands of His Majesty's Receiver General at the times prescribed by Law for paying Rates and Duties levied and collected on Imports at the said Port of York.

VII. And be it further enacted by the authority aforesaid, That so soon as the said sum of two thousand Pounds granted by this Act, and the Interest thereon, shall have been repaid, it shall and may be lawful for the Governor, Lieutenant Governor, or Person Administering the Government of this Province, to annul all orders for the levying of Rates and Tolls upon the Cargoes of Vessels coming into the said Port, and for Wharfage on Vessels lying under and protected by any Work erected, in pursuance of this Act.

VIII. And be it further enacted by the authority aforesaid, That all Monies granted by this Act, and all Monies collected under and by virtue of the same, shall be accounted for to His Majesty, His Heirs and Successors, through the Lords Commissioners of His Treasury, for the time being, in such manner and form as His Majesty, His Heirs and Successors, shall be graciously pleased to direct.