

Laws of His Majesty's Province of Upper Canada, passed in the year 1837. York: Robert Stanton, 1837.

7 William IV – Chapter 89

An Act to authorize the payment of a certain portion of the War Losses. Passed 4th March, 1837.

Whereas, an Act was passed in the last Session of the Parliament of this Province, entitled, "*An Act granting a sum of money to complete the payment of the War Losses,*" in which Act it is provided, that there shall be granted to His Majesty, out of the Revenues of this Province, the sum of Twenty Thousand Pounds Sterling, to be applied in satisfaction of the claims of the Sufferers by the late War with the United States of America, and to be paid by the Receiver General of this Province, so soon as he shall have received from His Majesty's Government, the sum necessary to complete the liquidation of the whole of the balance of the said claims, as proposed to be granted, according to the terms of a certain Despatch, recited in a Message from His Excellency the Lieutenant Governor of this Province, sent to the House of Assembly on the twenty-sixth day of January, one thousand eight hundred and thirty-five: And whereas, the directing the payment of the sum of Twenty Thousand Pounds so granted, to be suspended, until the Receiver General shall actually have received from His Majesty's Government, the balance of money necessary to complete the payment of the Losses in full, has been found to present an obstacle to the payment of the monies, which His Majesty's Government has consented to grant, and there is every reason to believe, that by dispensing with that condition, an arrangement will be readily effected for paying the whole remaining balance to the claimants: 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, 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 notwithstanding any thing in the said Act contained, the Receiver General of this Province shall pay to the claimants respectively, their proportion of the sum of Twenty Thousand Pounds, granted by the said Act, so soon as the necessary Warrant or Warrants shall be issued to him, by the Lieutenant Governor of this Province for that purpose.

II. And whereas, it is further provided in the said Act, that when any person having a claim for Losses shall apply for the same by Agent or Attorney, it shall be lawful for the Receiver General of this Province to require a Power of Attorney, of a date not antecedent to the passing of the said Act, as his authority for the payment of the same to such Agent: And whereas, there is reason to believe, that in many cases the claims of persons for Losses may have been assigned wholly, or in part, in security for debts actually due, or may have been absolutely transferred for a valuable consideration paid to such claimants respectively, and it would be unjust in such cases to suffer a Power of Attorney to be revoked, which may have been given for carrying any such transaction into effect: Be it therefore further enacted by the authority aforesaid, That the provision herein

last recited and contained in the said Act, shall not apply in any case in which it shall satisfactorily appear to the Receiver General of this Province, that the Power of Attorney which may be produced to him, was given for any such purpose aforesaid, or was in any manner coupled with an interest in the monies to be received under such Power.