

C A P. LXXVI.

An Act to authorize a further Loan to complete the Building of the Court House and Gaol for the intended District of Dalhousie.

[18th September, 1841.]

Preamble.

The Justices of the Peace for the intended District of Dalhousie, may authorize an additional rate in such parts.

The Resolution authorizing such additional rate must be agreed to by at least two-thirds of the Magistrates present at the meeting: and shall then be transmitted to the several Clerks of the Peace.

The Clerks of the Peace shall enter such additional rate on the assessment Rolls.

Such additional rate shall be collected by the several Collectors:

WHEREAS it appears by the Petition of certain Justices of the Peace, residing within the limits of the intended District of Dalhousie, that the loan authorized by Law for the purpose of building a Gaol and Court House therein, has been found insufficient for the purpose proposed; and whereas it is desirable that the means of completing the said Gaol and Court House, may be provided without further delay; Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, intituled *An Act to Re-write the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, that it shall and may be lawful for the Justices of the Peace, residing in such parts of the Districts of Johnstown, Bathurst and Ottawa, intended to be included in the new District of Dalhousie, at a meeting to be convened for that purpose, to resolve that an increased Tax, not exceeding one penny in the pound, over and above the ordinary assessment, on all rateable property within the limits intended to be included in the said new District, shall be levied and collected for a term not exceeding fifteen years, and if such Resolution shall be adopted by a majority of at least two thirds of the Magistrates present at the said meeting, copies thereof, signed by the Chairman of the said meeting, shall be transmitted to the Clerks of the Peace of the Johnstown, Bathurst and Ottawa Districts, respectively.

II. And be it enacted, that it shall be the duty of the Clerks of the Peace of the Johnstown, Bathurst, and Ottawa Districts, to insert in the assessment list of the several Townships intended to be included in the said new District of Dalhousie, the increased Tax, according to the Resolution furnished them, respectively, by the Chairman of the said meeting.

III. And be it enacted, that it shall be the duty of the Collectors of the several Townships within the parts of the Districts of Johnstown, Bathurst, and Ottawa, intended to be included in the said new District of Dalhousie, and they are hereby required to collect the monies so authorized as aforesaid to be raised under the

the authority of this Act, and shall pay the same over to the Treasurers of the Johnstown, Bathurst and Ottawa Districts, respectively, in the same way and manner as the ordinary assessments of the Districts have been heretofore paid; and further, that no per centage be allowed to the Treasurers of the Bathurst, Johnstown and Ottawa Districts, nor to any Assessor or Collector on the monies raised and collected under the authority of this Act,

and paid over to the Treasurers.

No per centage on such rate to be allowed to any Treasurer.

IV. And be it enacted, that it shall and may be lawful for the Magistrates of and residing within the parts of the said Districts of Johnstown, Bathurst and Ottawa, intended to be included in the new District of Dalhousie, so assembled as aforesaid, and they are hereby empowered by an order to be made at such meeting, to authorize and direct the Treasurer of the Building Committee appointed by virtue of an Act of the Legislature of Upper Canada, passed in the first year of Her Majesty's Reign, intituled *An Act to erect certain Townships now forming parts of the Districts of Bathurst, Johnstown and Ottawa into a separate District, to be called the District of Dalhousie, and for other purposes therein mentioned*, to raise by loan from such person or persons as may be willing to advance the same on the credit of the rates and assessments authorized by this Act, and of all other rates and assessments to be raised, levied and collected in the said intended District, a sum not exceeding six thousand pounds, to be applied in the first place to the repayment of all such sum or sums of money together with the interest due on the same, as have been heretofore advanced under the authority of the said Act, by any person or persons to aid in the erection of the Gaol and Court House, in the said intended District of Dalhousie, and the remainder to be then applied to the completion of the said Gaol and Court House: Provided always, that the money borrowed under the authority of this Act, shall not bear a greater interest than six per centum per annum.

The Magistrates assembled at the meeting before mentioned, may authorize the Treasurer of the Building Committee, appointed under a certain Act, to raise a loan for completing the Gaol and Court House in the said intended District.

Such loan not to bear a greater interest than six per cent.

V. And be it enacted, that the Treasurer of the said intended District, for the time being, shall annually, until the loan so to be raised with the interest accruing thereon shall be paid and discharged, apply towards the payment of the same, a sum not less than four hundred pounds, together with lawful interest upon the whole sum which may from time to time remain due, from and out of the rates and assessments so coming into his hands for the use of the said intended District.

Treasurer of the intended District to apply a certain sum annually towards paying off such loan.

VI. And be it enacted, that so soon as the Treasurer shall be appointed for the said intended District of Dalhousie, the said Treasurer of the said Building Committee shall deliver to the said Treasurer of the said intended District, an account of all such sum or sums of money as he may have received on account of the said loans, and shall also pay over to the Treasurer of the said District of Dalhousie, such balance as may remain in his hands unexpended of the monies which he shall have received under the authority of this and any former Act.

Whenever a Treasurer is appointed for the said intended District, the Treasurer of the said Building Committee shall pay over all monies in his hands, to such new Treasurer.

VII.

Neither the Treasurer of the intended District nor the Treasurer of the Building Committee to have any poundage on the monies raised by loan as aforesaid.

VII. And be it enacted, that neither the present nor any future Treasurer to be appointed either by the said Building Committee or by the Magistrates of the intended District, shall be entitled or authorized to receive any poundage or per centage upon any sum or sums of money which shall or may be loaned under the authority of this Act, or which may come into his or their hands on account thereof, or for paying out any sum or sums of money in discharging or liquidating such loan with the interest thereon, as aforesaid.

Treasurer receiving monies under this Act to pay the same over to the Treasurer of the Building Committee.

VIII. And be it enacted, that it shall and may be lawful for the Treasurers of the Bathurst, Johnstown and Ottawa Districts, respectively, and they are hereby required, from time to time, as they shall receive the same, to pay over all such sum or sums of money as they may receive under the provisions of this Act, to the Treasurer of the Building Committee so appointed, as aforesaid, or to the Treasurer of the said new District of Dalhousie, when he shall be appointed.

Certain sections of an Act of the Legislature of Upper Canada repealed.

IX. And be it enacted, that the eighteenth, nineteenth, twentieth and twenty-first sections of an Act of the Legislature of Upper Canada, passed in the first year of the Reign of Her present Majesty, authorizing the erection of certain Townships into the said District of Dalhousie, and the whole of an Act of the said Legislature, passed in the third year of the Reign of Her Majesty, intituled *An Act authorizing the levying of an additional Tax on the District of Dalhousie, for the purposes of Building a Gaol and Court House therein*, be, and the same are hereby repealed.

C A P . LXXVII.

An Act to extend the time limited by Law for the construction and completion of the Port Dover Harbour.

[18th September, 1841.]

Preamble.

Act of U. C.,
5. Will. 4, cap.
23.

WHEREAS in and by an Act of the Parliament of Upper Canada, passed in the fifth year of the Reign of His late Majesty King William the Fourth, and intituled *An Act to continue and amend an Act passed in the second year of His Majesty's Reign, intituled An Act for incorporating a Joint Stock Company under the style and title of the President, Directors and Company of the Port Dover Harbour*, it is among other things in effect enacted that the said Act shall cease and be utterly null and void, unless the Harbour therein mentioned be completed within seven years from the passing of the said Act; And whereas the Harbour hath been commenced and a considerable sum of money expended thereon, and it is