

Vacancies occurring amongst Directors, how to be filled up.

VIII. And be it enacted, That if any vacancy or vacancies shall at any time happen amongst the Directors of any of the said Companies during the current year of their appointment by death, resignation or permanent residence without the County or Counties in which the Road is situated in respect of which such vacancy or vacancies shall occur, or by any other cause, such vacancy or vacancies shall be filled up for the remainder of the year in which they may so happen, by a person or persons to be nominated by a majority of the remaining Directors, unless otherwise provided by some By-law or Regulation of the Company in which such vacancy may occur.

When two companies may unite, and be formed into one.

IX. And be it enacted, That it shall and may be lawful for any two Companies formed for the construction of Roads, which may intersect or be contiguous to each other, to unite and form one consolidated Company on such terms as to them may seem meet.

Notice to be served prior to company commencing any work.

X. And be it enacted, That no Company to be formed under the provisions of this and the said in part recited Act, shall commence any work until ten days after the Directors shall have served a written notice upon each Municipal Councillor or at the Dwelling House of each Councillor for any Township through which such Road or other work shall be intended to pass or be constructed.

Certain Instruments or Receipts, with whom to be registered.

XI. And be it enacted, That any Instrument or Receipt required by the said Act in the preamble of this Act mentioned, or by this Act to be registered, which hath been or shall be made, executed or entered into for the construction of any Road or other work situated or being or intended to be made partly in two or more Counties, shall be considered well registered in pursuance of the said Act and of this Act if the same hath been or shall be registered with the Register of any County in which such Road or other works shall be partly situated or intended to be made.

As to when the first year mentioned in the 6th sect. of the said act cited in the preamble of this act, shall terminate.

XII. And be it enacted, That the first year mentioned in the sixth section of the said Act, cited in the preamble of this Act, during which the affairs of any such Company shall be managed by Directors named in the Instrument, in such section referred to, shall terminate with the last day of December next, after the formation of such Company, in respect of every such Company, as shall have been formed during the present year or shall be hereafter formed, and that the term of office of the present Directors of every such Company, as shall have been formed previous to the present year, shall expire with the last day of December next, and the Directors of every Company formed or to be formed under the authority of the said Act and of this Act, shall be annually elected to serve after the expiration of the term of office of the previous Directors, for one year, commencing with the first day of January, and such annual Election shall take place according to the provisions of any By-law, which the Directors of the Company for which such Election shall be held, shall have passed or shall from time to time pass for the regulation of the annual Election of the Directors of such Company, not interfering with the qualification of voters mentioned in the said sixth section: Provided however, that if the annual Election of Directors for any such Company, shall for any cause not take place regularly at the time appointed, such Company shall not thereby be dissolved, but the Directors thereof for the time being, shall in that case continue to serve until another Election of Directors shall be held, which, in such case, shall take place at such time as shall have been or shall be provided for by any By-law passed by the Directors of such Company for that purpose.

Term of office of the present Directors.

Directors to be annually elected.

Election how to take place.

Proviso: Directors to continue in office till next election.

C A P . C X X I I I .

An Act to explain and amend the Acts for preventing obstructions in Rivers and Rivulets in Upper Canada.

[30th August, 1851.]

Acts of Canada 7
Vict. c. 36, 10 & 11
Vict. c. 20 explained
and amended.

BE it 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

an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite 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 for and notwithstanding any thing to the contrary contained in the Act of the Parliament of this Province, passed in the Session thereof, held in the seventh year of Her Majesty's Reign, chaptered thirty-six, and intituled, *An Act to prevent obstructions in Rivers and Rivulets in Upper Canada*, or in the Act of the Parliament of this Province, passed in the Session thereof, held in the tenth and eleventh years of Her Majesty's Reign, chaptered twenty, and intituled, *An Act to amend, explain and continue an Act passed in the seventh year of the Reign of Her Majesty, intituled, 'An Act to prevent obstructions in Rivers and Rivulets in Upper Canada,'* the said Acts shall not, nor shall either of them, or any part thereof, extend to the River Saint Lawrence, nor to the River Ottawa, nor to any River or Rivulet wherein Salmon or Pickerel or Black Bass or Perch do not abound.

CAP. CXXIV.

An Act to enable Municipal Corporations in Upper Canada to contract Debts to the Crown, in the purchase of Public Works, without imposing a Special Rate or Tax for the payment of the same.

[30th August, 1851.]

WHEREAS the Public Works which have been, or may be hereafter sold or transferred to Municipal Corporations in Upper Canada, yield large sums of money arising from Tolls collected on the same, which the said Municipal Corporations may be desirous of applying towards the payment of the instalments of the purchase money of such Works and the interest thereon, as the same shall fall due, instead of being obliged to impose or levy a Special Rate or Tax per annum for payment of the same, and it is therefore desirable that such Corporations be at liberty to become Debtors to the Crown for the purchase money aforesaid, without levying such Special Rate: 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, and intituled, *An Act to re-unite 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 be lawful for any Municipality or Municipal Corporation in Upper Canada to contract any Debt or Debts to Her Majesty, Her Heirs or Successors, in the purchase of any of the Public Roads, Harbors, Bridges, Buildings, or other Public Works in Upper Canada; and that any such Municipality or other Municipal Corporation may enter into, make and execute, all or any Bonds, Deeds, Covenants, or other Securities to Her Majesty, Her Heirs or Successors, which such Municipality or other Municipal Corporation may deem fit for the payment of the amount of the Purchase Money of any such Public Work already sold or transferred, or which may be hereafter sold or transferred, or agreed so to be to such Municipality or Municipal Corporation, and for securing the performance and observance of all or any of the conditions of sale or transfer; and may also pass and enact all necessary By-laws for any of the purposes aforesaid. And that all such By-laws, Debts, Bonds, Deeds, Covenants, or other Securities shall be valid and effectual in law, and binding upon such Municipality or other Municipal Corporation to all intents and purposes whatsoever; although no Special or other Rate per annum be settled or imposed to be levied in each year, as provided in and by the one hundred and seventy-seventh section of an Act of the Legislature of this Province, passed in the twelfth year of Her Majesty's Reign, intituled, *An Act to provide by one General Law for the erection of Municipal Corporations, and the*

Preamble.

Municipal Corporations empowered to contract debts to Her Majesty, in the purchase of Public Works.

177 sect. of 12 Vict., c.—