

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.]

**W**HEREAS 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.—

*the establishment of Regulations of Police, in and for the several Counties, Cities, Towns, Townships and Villages in Upper Canada.*

Corporation may by By-law settle and impose a special rate per annum.

II. And be it enacted, That it shall, nevertheless, be lawful for any such Municipality or Municipal Corporation, in any By-law to be passed for the creation of any such Debts as aforesaid, or for the making or executing any such Bonds, Deeds, Covenants, or other Securities as aforesaid, to Her Majesty, Her Heirs or Successors, or in any other By-law to be passed by such Municipality or Municipal Corporation, to settle and impose a Special Rate per annum, of such amount as such Municipality or Municipal Corporation may deem expedient, over and above and in addition to all other rates whatsoever, to be levied in each year upon the assessed rateable property within the limits of such Municipality or Municipal Corporation, for the payment and discharge of such Debts, Bonds, Covenants, or other Securities, or some part thereof; and that every such By-law shall be valid and effectual and binding upon such Municipality or Municipal Corporation, although the Rate settled or imposed thereby be less than is required by the said one hundred and seventy-seventh section of the last mentioned Statute; and that all and every the provisions of the said Act, or of any other Act passed or to be passed amending, varying, or repealing the same or any part thereof shall, except in so far as they are inconsistent with the previous provisions of this Act, apply and extend to every such By-law, and the moneys raised or to be raised thereby as fully in every respect as such provisions would extend or apply to any By-law enacted by any such Municipality or Municipal Corporation for the creation of any Debt, or the negotiation or raising of any loan, as provided in the said one hundred and seventy-seventh section, or to the moneys raised or to be raised thereby.

Provisions of the said Act, how to apply.

### C A P . C X X V .

An Act to repeal the provision limiting the distance between the County Town and any additional Grammar School in the same County, in Upper Canada.

[30th August, 1851.]

Preamble.

**W**HEREAS inconvenience has arisen from the Proviso hereinafter mentioned: 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 so much of the sixth section of the Act passed in the Session held in the fourth and fifth years of Her Majesty's Reign, and intituled, *An Act to make temporary provision for the appropriation of the Funds derived from the sale of School Lands in that part of the Province formerly Upper Canada, and for other purposes*, as is in the words following: "Provided any such additional School shall not be within six miles of the "District Town," shall be, and is hereby repealed.

Part of sect. 6 of 4 & 5 Vict. c. 19 repealed.

Payment of allowance to be authorized in a certain case.

II. And be it enacted, That notwithstanding the provision of an Act passed in the ninth year of Her Majesty's Reign, intituled, *An Act to amend the Act therein mentioned relating to the appropriation of moneys derived from the sale of School Lands in Upper Canada*, it shall and may be lawful for the Governor, by and with the consent of the Executive Council, to authorize the payment of the annual allowance to the Board of Trustees of any School, if not less than twenty Scholars shall be educated therein.