

## CAP. CLX.

## An Act to amend the Laws relating to Public Works.

[Assented to 14th June, 1853.]

**W**HEREAS it is expedient to make certain alterations in the provisions of the Acts regulating the Public Works of this Province : 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-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 notwithstanding the provisions contained in the Act passed in the ninth year of Her Majesty's Reign, intituled, *An Act to amend the Law constituting the Board of Works*, and in another Act passed in the Session held in the tenth and eleventh years of Her Majesty's Reign, intituled, *An Act to amend the Act, intituled, 'An Act to amend the Law constituting the Board of Works,'* it shall be lawful for the Commissioners of Public Works, if they shall deem it expedient, and when thereunto required by the parties bringing claims in any of the cases mentioned in the said Acts, to refer the said claims or any of them to Arbitrators other than the Provincial Arbitrators appointed under the said Acts, which said Arbitrators shall be appointed in the manner following, that is to say :

Preamble.

Notwithstanding 9 V. c. 37, or 10 & 11 V. c. 24, Arbitrators may be appointed otherwise than is provided by the said Acts.

The claimant or claimants shall appoint one Arbitrator, the Chief Commissioner or Assistant Commissioner of Public Works shall appoint another Arbitrator, and the said two Arbitrators so appointed shall appoint a third Arbitrator, and in case of disagreement the said third Arbitrator shall be appointed by a Judge of any Court of Record upon the request of the said two Arbitrators, and the said three Arbitrators so appointed shall have the same powers and authority, for the examination and decision of the said claim or claims, and for the commanding the attendance of and summoning before them, hearing, swearing and examining of witnesses, and requiring the production of all papers and documents, as the said Provincial Arbitrators appointed by virtue of the Act first above cited, have or might have.

Mode in which arbitrators may be appointed.

II. And be it enacted, That every witness summoned by the said Arbitrators to be appointed under this Act, who shall neglect or refuse to appear before the said Arbitrators, or to be sworn or to answer to the interrogatories put to him, or who shall refuse to produce the documents required of him, shall be liable to the penalty prescribed by the twenty-eighth Section of the said first cited Act, in the same manner, in the same cases,

Their powers. Penalty on witnesses not attending, &c.

Taxation of witnesses.

cases, and subject to the same exemptions and limitations, as in the said Section provided, and the said penalty shall be recovered in the manner therein provided; and the said witnesses shall be entitled to be taxed in the manner therein also provided.

Claimants to give security.

III. And be it enacted, That the claimant or claimants shall be bound to give security to the satisfaction of the Arbitrators appointed under this Act, in the cases provided, and in the manner and for the purposes mentioned in the third Section of the Act hereinbefore secondly cited.

Awards when to be final, and when subject to revision.

IV. And be it enacted, That the award of the Arbitrators appointed under this Act, or a majority of them, shall be final and without appeal, in all cases in which the claim submitted to them shall not exceed Fifty Pounds; and in any case in which such claim shall exceed the said sum of Fifty Pounds, the award of the Arbitrators or the majority of them shall be subject to and governed by all the provisions contained in the said hereinabove first cited Act, with respect to the setting aside or confirming of the awards of Arbitrators, as therein provided for.

Costs, by whom to be paid.

V. And be it enacted, That the costs incurred for any arbitration made by Arbitrators appointed under this Act, shall be borne and paid in the manner provided by the third Section of the said hereinabove secondly cited Act, and taxed in the manner provided by the said Section, or by any other Act of the Legislature made in that behalf, and the remuneration of the said Arbitrators shall be the same as that fixed in the said Section for the said Provincial Arbitrators.

Remuneration of arbitrators.

## C A P . C L X I .

An Act to make provision for the erection of certain Public Buildings at Toronto, for the better accommodation of the Government and of the Legislature, at that City.

[Assented to 14th June, 1853.]

Preamble.

**W**HEREAS it is expedient that ample accommodation should be provided at Toronto for the residence of the Governor General, for the two Houses of the Provincial Parliament, and for the various Departments of the Public Service, before the time when the Sittings of the Legislature, and consequently the Seat of the Provincial Government, will, under the existing arrangements, be transferred for four years to the said City: And whereas the buildings heretofore used for the said purposes in the said City are wholly inadequate therefor, and the ground on which they stand, is coming rapidly to be within the commercial and business portion of the City, so that while it will be every year less adapted to the purposes to which it has been