

C A P. L X V I I .

An Act to amend the Municipal Laws of Upper Canada relating to the incorporation of Villages.

[Assented to 10th June, 1857.]

Preamble.

WHEREAS by the Municipal Laws of Upper Canada, no provision is made for the incorporation of Villages until after the taking of the periodical Census, and much inconvenience and unnecessary delay are occasioned thereby : Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows :

Any Village containing between 750 and 3,000 inhabitants may be incorporated by proclamation on complying with certain conditions.

I. Whenever any Village not now incorporated shall contain over seven hundred and fifty, and less than three thousand inhabitants, it shall and may be lawful for any number, not less than one hundred of the resident freeholders and householders of such Village, after having given one Month's notice in some newspaper published in each County in which such Village may be situated, to petition the Governor of this Province, that such Village may be erected into or set apart as an incorporated Village and the inhabitants thereof, incorporated under the provisions of the Municipal Laws of Upper Canada ; And upon such petition it shall be lawful for the said Governor, on being satisfied by a Census to be taken and verified by the oath of two credible witnesses, that any such Village contains more than seven hundred and fifty inhabitants, by an Order in Council to issue a Proclamation under the Great Seal of this Province, erecting or setting apart such Village as an incorporated Village, by a name to be given in or by such Proclamation, and to set forth in such Proclamation, proper boundaries for such Village, including within such boundaries any portion of the Township or Townships which, from the proximity of streets or buildings therein, may be conveniently attached to such Village, and when such Village shall have grown up on the confines of two or more Counties, or of two or more Ridings of the same County, or of two or more Electoral Divisions, so as to lie partly within the limits of each, to annex the whole of such Village as incorporated to some one of such Counties or Ridings or Electoral Divisions exclusively ; and the inhabitants of such Village shall, on, from and after the first day of January next, after the end of one calendar month from the *teste* of such Proclamation, be incorporated, and the said Village shall become an incorporated Village, apart from the Township or Townships in which it is situate ; and the first election for such Village shall be held in the manner prescribed in the Upper Canada Municipal Acts, on the first Monday in January aforesaid, and such Village shall from thenceforth form a part of the County to which it shall have been annexed as aforesaid, and shall be subject to the same regulations and provisions and shall have and be entitled to the same immunities and privileges as incorporated

Boundaries to be assigned.

Case of Village partly within two Counties provided for.

Effect of such incorporation.

First election in such Village.

incorporated Villages now have or hereafter may have by law, as fully as if such Village had been specially mentioned in the Schedule or Schedules relating to Villages attached to the Municipal Acts of Upper Canada.

II. All Acts and parts of Acts inconsistent with this Act shall be and are hereby repealed.

Inconsistent enactments repealed.

C A P . L X V I I I .

An Act to enable Counties united for Municipal purposes to carry on improvements independently of each other.

[Assented to 10th June, 1857.]

WHEREAS it is necessary to afford greater facilities than at present exist for carrying on local improvements in Counties where two or more are united: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

Preamble.

I. From and after the passing of this Act, it shall and may be lawful for the County Councils of United Counties to take into consideration, make appropriations and raise funds, so as to enable either County separately to carry on such improvements as may be required by the inhabitants thereof.

County united to another may raise funds separately for separate purposes.

II. Whenever any such measure shall be brought under the notice of the Council of any United Counties, none but the Reeves and Deputy Reeves of the County affected by the measure shall be permitted to vote; Provided always, that the Warden, in case of an equality of votes for and against the measure, shall have the right of giving the casting vote, whether he be a Reeve or Deputy Reeve of any portion of the County affected by the measure or not.

Reeve, &c., of County interested only to vote.
Proviso.

III. In all other respects, all the provisions of the Municipal Corporations Acts of Upper Canada, giving such privileges and making provision for the payment of the amounts appropriated, whether to be borrowed upon a loan or to be raised by direct taxation, shall be adhered to.

Municipal Corporations Acts to apply in other respects.

IV. The Treasurer of such United Counties shall pay over all sums so paid into his hands by the several Collectors without any deduction for percentage.

Moneys so raised to be paid without deduction.

V. The property to be assessed for the purposes by this Act contemplated, shall be the same as is assessed for any other County purpose, except that any sum to be raised for the purposes of one County only, or for the payment of any debt contracted for the purposes of one County only, shall be assessed and levied solely upon property in that County, and not upon that in the other or others united to it.

Only property in the County interested to be assessed.