

Laws of Her Majesty's Province of United Canada, passed in the year 1851. York: Stewart Derbyshire and George Desbarts, 1851.

14 & 15 Victoria – Chapter 53

An Act for the further amendment of the Laws relating to the Public Works in this Province. 30th August, 1851.

Whereas it is expedient and necessary further to amend the Laws relating to the Public Works in 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-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 Third Section of 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, and intituled, *An Act to amend the Act intituled, 'An Act to amend the Law constituting the Board of Works'* as provides that in Lower Canada the cost and expenses of arbitration therein mentioned, shall be taxed by the proper Officer of the Court of Queen's Bench, shall be, and the same is hereby repealed.

II. And be it enacted, That in Lower Canada such costs and expenses of arbitration shall be taxed by a Judge of the Superior Court; and that in every case in which the claimant has been represented or assisted by an Attorney in the proceedings before the Arbitrators, the fees of such Attorney shall be taxed and allowed to him as in a contested case in the said Superior Court, or in the Circuit Court, according to the sum awarded.

III. And be it enacted, That the Fifth Section of the said Act, and the Fourth Section of the Act passed in the Session held in the thirteenth and fourteenth years of Her Majesty's reign, intituled, *An Act to amend the Laws relating to the Public Works of this Province*, shall be, and the same are hereby repealed.

IV. And it is hereby declared and enacted, That the authority of the Arbitrators and Appraisers appointed or to be appointed hereafter for either portion of this Province, under the provisions of the Acts relating to the Public Works thereof, to command the attendance of Witnesses, extends to both portions of the Province.