

Laws of Her Majesty's Province of United Canada, passed in the year 1854. Quebec: Stewart Derbyshire and George Desbarts, 1854.

18 Victoria – Chapter 91

An Act relating to the Ordnance Lands and Naval and Military Reserves in this Province, and for other purposes. Assented to 30th May, 1855.

Whereas it appears by the Message of His Excellency The Governor General to both Houses of the Provincial Parliament, and 1hc Despatch from Her Majesty's Secretary of State for the Colonies, accompanying the same, that Her Majesty's imperial Government is willing to surrender to the Province all the Ordnance Lands therein, whether acquired by purchase or otherwise, and all the Naval and Military Reserves therein, with the exception of such portions thereof at Kingston, Montreal and Quebec, as are essential to the Military defence of the Colony by Her Majesty's Troops, on an understanding that the Provincial Government shall make ample provision for the maintenance of peace and order within the limits of the Province; And whereas it will be for the honor and advantage of the Province that the said offer be accepted, and Her Majesty's faithful Canadian subjects, well knowing that the strength of the Empire would, in case of need, be put forth in order to defend any part of it from aggression, are willing to take upon themselves the maintenance of peace and order within the Country: 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, as follows:

I. Whenever Her Majesty's Imperial Government shall be ready to transfer to the Provincial Government the aforesaid Lands and Property now vested in the Principal Officers of Her Majesty's Ordnance, or in the Commissioners for executing the Office of Lord High Admiral of the United Kingdom of Great Britain and Ireland, the Governor of this Province may on behalf thereof by Order in Council accept such transfer on such terms and conditions as may be agreed upon.

II. The Lands and Reserves aforesaid shall for the purposes of this Act be divided into three classes, that is to say: one class to be denominated A, which shall include the portions of the lands at Kingston, Montreal and Quebec, to be retained for occupation by Her Majesty's Troops; another class to be denominated B, which shall be retained for the defence of the Province; and a third class to be denominated C, which may be sold, leased or otherwise used as to the Governor in Council may from time to time seem meet.

III. Such portions of the lands included in class B, as it shall be deemed necessary by the Governor in Council and the Officer commanding Her Majesty's Regular Forces in the Province to occupy for the defence of the Province in time of peace, shall be so occupied by such force as shall be from time to time selected for that service by the Governor in Council, and shall be kept in proper order and repair at the expense of the Province; and any portion of the lands so retained for the defence

of the Province which it shall not be deemed necessary to occupy as aforesaid may be leased or otherwise used in such manner as the Governor in Council may think most for the advantage of the Province.

IV. Provided always, and be it enacted, that the several Lands and Reserves aforesaid shall be divided into the said three classes A B and C, in such manner as may be agreed upon between the Principal Officers of Her Majesty's Ordnance and the Governor General in Council.

V. The moneys arising from the lease or use of any of the lands or property included in class B as aforesaid, or from the sale, lease or use of any of the lands or property included in class C as aforesaid respectively, or otherwise derived therefrom, shall be paid over to the Receiver General, and shall form part of the Consolidated Revenue Fund of this Province: but separate accounts shall be kept thereof, and in any account or statement of the expenses incurred for purposes relative to the Provincial Militia or Police, the said moneys shall be taken into account and credited in deduction of the said expenses.