

Laws of Her Majesty's Province of United Canada, passed in the year 1856. Quebec: Stewart Derbyshire and George Desbarts, 1856.

20 Victoria – Chapter 16

An Act to amend the Provincial Act appropriating the moneys arising from the Clergy Reserves. Assented to 16th May, 1856.

Whereas it is expedient to amend the Act passed in the eighteenth year of Her Majesty's Reign, intituled, *An Act to make better provision for the appropriation of moneys arising from the lands heretofore, known as the Clergy Reserves, by rendering them available for Municipal purposes*: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

I. The amount of "The Upper Canada Municipalities Fund," remaining unexpended and unappropriated under the provisions of the first, second, third and fourth sections of the said Act, on the thirty-first day of December, in the year one thousand eight hundred and fifty-five, and on the same day in each year after the passing of this Act shall, by the Receiver General, be apportioned equally among the several City, Town, Incorporated Village and Township Municipalities in Upper Canada, in proportion to the number of Rate-payers that shall appear on the Assessment Rolls of such Municipalities for the year next before the time of such apportionment.

II. It shall be the duty of the Clerks of the several Cities, Towns, Incorporated Villages and Townships in Upper Canada, on or before the first day of July next after the passing of this Act, to transmit to the Receiver General a true Return of the number of Rate-payers appearing on the said several Assessment Rolls for the year one thousand eight hundred and fifty-five, and on or before the first day of December in each year thereafter to transmit to the Receiver General a similar Return for the year in which such Return shall be made, and to make an affidavit, to be written on each of the said Returns, and sworn before a Justice of the Peace, of the correctness of such Return.

III. Any Clerk of any of the said Municipalities who shall fail to make any Return required by the next preceding section of this Act, by the time therein limited, shall be liable for each failure to a penalty of twenty-five pounds to be paid to the Receiver General for the use of the Province, which penalty may be sued for and recovered by the Crown in any Court of competent jurisdiction.

IV. In case it should at any time appear that by reason of an erroneous return too much money has been paid to a Municipality, the excess shall be a debt due and recoverable by the Crown from such Municipality.

V. So much of the fifth section of the before mentioned Act as is inconsistent with this Act, shall be and the same is hereby repealed.