

XLIV. *And be it further enacted by the authority aforesaid,* That if any person or persons holding any land in the said province of Upper-Canada, by virtue of a certificate of occupation derived under the authority of the governor and council of the province of Quebec, and having power and authority to alienate the same, shall at any time, from and after the commencement of this act, surrender the same into the hands of his Majesty, his heirs or successors, by petition to the governor or lieutenant-governor, or person administering the government of the said province, setting forth that he, she or they, is or are desirous of holding the same in free and common soccage, such governor or lieutenant-governor, or person administering the government, shall thereupon cause a fresh grant to be made to such person or persons of such land, to be holden in free and common soccage.

XLV. *Provided nevertheless and be it further enacted by the authority aforesaid.* That such surrender and grant shall not avoid or bar any right or title to any such land so surrendered, or any interest in the same, to which any person or persons, other than the person or persons surrendering the same, shall have been entitled, either in possession, remainder, or reversion, or otherwise, at the time of such surrender; but that every such surrender and grant shall be made subject to every such right, title and interest, and that every such right, title or interest, shall be as valid and effectual as if such surrender and grant had never been made.

XLVI. And whereas, by an act passed in the eighteenth year of the reign of his present Majesty, intituled "An Act for removing all doubts and apprehensions concerning taxation by the parliament of Great Britain, in any of the colonies, provinces and plantations in North America and the West Indies; and for repealing so much of an act, made in the seventh year of the reign of his present Majesty, as imposes a duty on tea imported from great Britain into any colony or plantation in America or relates thereto," it has been declared, "That the King and Parliament of Great Britain will not impose any duty