

## CANADA.

Governor may appoint Commissioners under this Act.

Oath to be taken by Commissioners. The oath.

A clerk may be appointed to the said Commissioners.

Amount of debentures, &c, not to exceed 100,000*l.* currency.

Duty of Commissioners.

Powers vested in Commissioners shall extend in certain cases.

Commissioners to hold their sittings at such times and places as Governor may direct.

Proviso.

Commissioners to have power to examine upon oath persons appearing before them.

Wilful false statements to be perjury.

Commissioners to report proceeding to Governor, on or before September, 1850.

VI. And be it enacted, that it shall be lawful for the Governor to appoint five persons to be Commissioners under this Act, and from time to time to remove them or any of them, and to appoint another or others in the place of any so removed, or dying, or resigning office.

VII. And be it enacted, that each of the said Commissioners shall, before entering upon the duties of his office, take and subscribe, before any justice of the peace, the following oath:—

"I, \_\_\_\_\_, swear that I will faithfully and without partiality, fear, favour, or affection, perform my duty as Commissioner under the Act, intituled 'An Act, &c. [*insert the title of this Act*]', and that I will allow to each claimant under the said Act neither more nor less than the sum which he is entitled to claim for compensation, according to the true intent and meaning of the said Act. So help me God." Which oath shall be entered on the minutes of the proceedings of the said Commissioners, and make part thereof.

VIII. And be it enacted, that it shall be lawful for the Governor from time to time to appoint a clerk to the said Commissioners, and the same to remove, and in case of any such removal, or of death or of resignation of office of the said clerk, to appoint another in his place; and the Commissioners and their clerk shall receive for their services under this Act, and for their necessary expenses and disbursements, such compensation as shall be allowed by the Governor in Council, and no other fees or emoluments whatsoever; and such compensation shall be defrayed out of the said Consolidated Revenue Fund.

IX. And be it enacted, that the amount of the debentures to be issued under this Act, and the amount of the said compensation to be allowed to the said Commissioners and clerk, shall not exceed the sum of 100,000*l.* currency, which sum shall also include the sum of 9,986*l.* 7*s.* 2*d.*, raised by debentures issued under the said Act hereinbefore mentioned.

X. And be it enacted, that it shall be the duty of the said Commissioners faithfully and without partiality to enquire into and to ascertain the amount of the losses mentioned in the preamble to this Act, as those for which compensation ought to be made, and to report the same to the Governor of this province.

XI. And be it enacted, that the powers vested in, and duties required of, the said Commissioners, or of any three of them, under this Act, shall also extend and be construed to extend to inquire into all such losses sustained by Her Majesty's subjects and other residents within the said late province of Lower Canada, and the several claims and demands which have accrued to any such persons by such losses, in respect of any loss, destruction, or damage of property occasioned by violence on the part of persons in Her Majesty's service, or by violence on the part of persons acting or assuming to act on behalf of Her Majesty, in the suppression of the said rebellion, or for the prevention of further disturbances, and all claims arising under or in respect of the occupation of any houses or other premises by Her Majesty's naval or military forces, either imperial or provincial; subject always to the limitations and exceptions contained in the preamble to this Act.

XII. And be it enacted, that the Commissioners appointed under this Act, shall hold their sittings publicly at such places and times, and for such counties, parishes, or other territorial divisions respectively, as the Governor in Council shall from time to time direct and notify to them through the provincial secretary, and shall give such public notice of their said meetings as they shall in like manner be required to give; and at such meetings any three of the said Commissioners shall be a quorum, and any report, award, or proceeding in which three of the Commissioners shall concur, shall be deemed to be made or done by the Commissioners; provided always, that no sitting of the said Commissioners shall be held after the 1st day of September, 1850, and no claim shall be received by them after the 1st day of May, 1850.

XIII. And be it enacted, that the said Commissioners shall have full power and authority to examine upon oath (which oath any one of them may administer) any person who shall appear before them, either as a claimant or as a witness for or against any claim, or for the better information of the Commissioners concerning the same; and shall have full power and authority to summon before them any person or party whom they may deem it expedient to examine touching any claim, and to require him to bring with him, and produce any book, paper, instrument, document, or thing mentioned in the summons, and supposed to be necessary to the determination of any such claim; and if any person or party so summoned shall, after due notice, refuse or neglect to attend before them, or being so summoned and attending, shall refuse to answer any lawful question put to him by the Commissioners, or any one of them, or to bring and produce any book, paper, instrument, document, or thing in his possession, which he shall, by the summons, have been required to bring with him and produce, the said Commissioners may cause such person or party, if not already before them, to be apprehended and brought before them, and may, in their discretion, commit him to the common gaol of the district, for a period not exceeding three months; and any person making any wilfully false statement on oath before the said Commissioners or any one of them, shall be adjudged guilty of wilful and corrupt perjury; provided always that no claim shall be allowed upon the oath of the claimant, unless he shall be corroborated in all the important particulars by indifferent and unsuspected witnesses or other testimony.

XIV. And be it enacted, that the said Commissioners shall, on or before the 1st day of September, 1850, report their proceedings to the Governor, stating more especially the sum they shall have allowed, for such losses as aforesaid to each claimant respectively; and if the total amount of the sums so allowed, and the said sum of 9,986*l.* 7*s.* 2*d.*, and the expenses incurred under this Act, shall exceed the sum of 100,000*l.*, then the expenses incurred under this Act shall be first provided for, and secondly the said sum of 9,986*l.* 7*s.* 2*d.*, and the remaining sum shall be distributed among the claimants in proportion to the sums allowed to them respectively, by the Commissioners, or any three of them.