

the said Province, if the Court shall be of opinion that injustice has been done by the award to the party complaining, and the value to be paid by the Board for such land or real property shall in such case, be finally determined by the judgment of such Court : Provided always, that no such award shall be set aside in any case unless the application to the Court shall be made within one year from the date of such award.

Limitation of time within which any award shall be liable to be set aside.

XXII. And be it enacted, that if the said Board shall neglect in any way to comply with any of the requirements of this Act, touching the appointment of an arbitrator, or if no award shall be made within the period hereinbefore prescribed for making the same, then the party to whom the compensation is due, shall have an action against the Board for the amount of such compensation, which shall then be ascertained, as to Law may appertain, saving the right of the Board to plead any tender made of the amount of such compensation : Provided always, that nothing herein contained shall prevent the parties from agreeing to the extension of the period for making any such award, and such period shall in any such case be extended accordingly for all the purposes of this Act.

Party interested to have an action for the compensation if the Board neglect to appoint an arbitrator or award be made within the time limited.

Proviso.

XXIII. And be it enacted, that the Arbitrators so appointed, as aforesaid, shall have power to examine any person upon oath, touching the value of the property, or the amount of any compensation which they shall be required to ascertain, and they or any one of them may administer such oath ; and the said Arbitrators shall themselves be sworn to the due performance of their duties before some Judge or Justice of the Peace, before they shall proceed to perform such duties.

Arbitrators may examine witnesses on oath, and must themselves be sworn.

XXIV. And be it enacted, that it shall be the duty of the Secretary of the said Board, (with such assistance as may be found necessary) to keep a separate account of the monies appropriated for and expended on each Public Work ; to have charge of and keep all plans, contracts, estimates and documents, models or other things relative to any such Work ; to keep regular accounts with each contractor, or other person employed by the Board ; to see that all contracts made with the Board are properly drawn and prepared ; to draw out all certificates upon which any warrant is to issue, as hereinafter mentioned ; to prepare all reports to be submitted to the Board for its adoption, and to receive and answer, according to the instructions he may receive from the Board, all letters to or from Members of the Board, or other persons on the business thereof ; to notify the Members of all Meetings of the Board, which may be called at any time, other than that to which the Board shall have adjourned at its then last Meeting ; to keep minutes of its proceedings at all Meetings ; and to proceed to any place at which any Public Work may be undertaken, if directed to do so by the Board ; to have the general superintendence of all other matters which he may be instructed to superintend by the

Duties of the Secretary of Board.

Accounts.

Plans, etc.

Contractors.

Reports.

Correspondence.

Travelling.

General duties.