

An Act to amend the Consolidated Municipal Loan Fund Act.

**W**HEREAS by the seventh section of the Consolidated Municipal Loan Fund Act (16 Victoria, chapter twenty-two), it is provided that if any sum of money which ought under the said Act to be paid by the Treasurer of any Municipality to the Receiver General, shall remain unpaid during three months or upwards after it ought to have been so paid, then, upon the certificate of the Receiver General that such sum is so due and unpaid, it shall be lawful for the Governor to issue his warrant to the Sheriff of the County, reciting the facts, and commanding him forthwith to levy such sum by rate, &c., which said provision was extended to Lower Canada (with the other parts of the said Act) by the Act 18 Victoria, chapter thirteen, and made to apply in like manner to the Sheriffs of Judicial Districts therein; And whereas it may not at all times be expedient to direct a levy at one and the same time of the whole sum for which any such Municipality may be in default as aforesaid: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

20 I. So much of the seventh section of the Act above recited as renders it necessary in all cases that the warrant of the Governor shall issue for the whole amount due by the Municipality, is hereby repealed; and it shall be lawful for the Governor, if he shall see fit, to issue his warrant to the Sheriff, directing the rate which he shall levy: Provided nevertheless, that such rate shall not be less than two shillings and six pence in the pound on the yearly value of the assessable property in the Municipality, or a proportionate rate on the actual value of such property, reckoning the yearly value at 30 six per cent. on its actual value—except in cases in which the proceeds of such rate would, in the opinion of the Governor, exceed the amount for which such Municipality is in default and the costs of the levy, when it shall be lawful for the Governor to direct such rate to be so levied as will, in his 35 opinion, produce an amount fully sufficient to pay that for which the Municipality is in default and the costs of the levy, the surplus (if any) being returned to the Municipality according to law.

Governor may fix a rate instead of causing the whole amount in default levied at once.  
 Proviso: rate limited, &c.

II. It shall be lawful for the Governor, in all cases in which 40 a Municipality shall be certified to him by the Receiver General to be in default as aforesaid, to issue his warrant to the Sheriff, directing him to seize all goods and chattels, and other property

Governor may direct the property of the Municipality to be seized.