

XVI. And be it enacted, That in case the amount of fees received in the Division Courts in any District shall not be sufficient to repay the disbursements required on account of such Courts, during the period comprised in the said account, it shall be lawful for the Governor of this Province forthwith to issue his warrant on the Receiver General of this Province, in favour of the District Treasurer, for the amount which shall be required to make up the salaries of the Judge and Clerks, and the amount of such warrant shall be charged upon the Consolidated Revenue Fund of this Province.

If the fees be insufficient to meet the disbursements, the Governor may pay the difference out of the public moneys,

XVII. And be it enacted, That the accounts to be kept by the several Treasurers on account of the said Courts, shall be deemed public accounts, and shall be inquired into and audited, and shall be within any provision of law now or hereafter to be in force for auditing public accounts.

Treasurer's accounts to be public accounts

XVIII. And be it enacted, That if any person having resigned or having been removed from the office of Treasurer, or of Clerk of a Division Court, shall neglect, after twenty-one days notice to such person, to account for and pay to the Treasurer of the District for the time being, or to such person as he shall appoint to receive the same, all such sums as shall remain in his hands of moneys received under the authority of this Act, it shall be lawful for such Treasurer for the time being, in his own proper name only, or by his name and description of office, to sue for and recover the same from such person with double costs of suit, in any Court of Record in this Province having competent jurisdiction, by action of debt; in which action it shall be sufficient for such Treasurer to declare as for money had and received to the use of such Treasurer for the purposes of this Act; and the Court in which the action shall be brought, may, at the instance of either of the parties, refer the account in

Proceedings in case any Treasurer or Clerk resigning or removed, shall refuse to pay over moneys in his hands