

Treasury Board Over-Ruling.

TREASURY BOARD OVER-RULING

Payment for Land from Appropriation for Maintenance of Manitoba Penitentiary.

AUDIT OFFICE, OTTAWA, October 24, 1895.

SIR,—I beg to inform you that I have received an Order in Council of the 22nd instant, authorizing the Department of Justice to purchase land for the Penitentiary reserve at Stony Mountain at a cost not exceeding \$5,000, the same to be charged against the vote for Manitoba Penitentiary.

There is, in my opinion, no Parliamentary authority for making a charge of this nature against the appropriation of the current year for Manitoba Penitentiary. The amount voted is for the maintenance of the Penitentiary as explained in the estimates laid before Parliament, and for no other purpose.

I am, sir, your obedient servant,

J. L. McDOUGALL, A.G.

The Deputy Minister of Justice.

DEPT. OF JUSTICE, OTTAWA, October 28, 1895.

SIR,—I have to request that you will be good enough to send me a cheque payable to the order of Mr. J. A. M. Aikins (agent for this Department in Winnipeg) for the sum of \$4,880 to pay for land purchased for Manitoba Penitentiary purposes, from the following persons, and charge the amount against the appropriation for Manitoba Penitentiary, 1895-96.

Hugh Allan.....	\$2,000
J. O'Donoghue.....	1,600
Wm. Fraser.....	1,280
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	\$4,880

Your obedient servant,

E. L. NEWCOMBE, D.M.J.

The Auditor General.

AUDIT OFFICE, OTTAWA, October, 29, 1895.

SIR,—With reference to your application of the 28th instant for a cheque of \$4,880 in favour of your agent at Winnipeg to pay for land purchased for the Manitoba Penitentiary, I regret to have to say that for the reason stated in my letter of the 24th instant I am unable to certify that the charge in question is a proper one on the appropriation of the current fiscal year for the Manitoba Penitentiary.

I return your application herewith.

I am, sir, your obedient servant,

J. L. McDOUGALL, A.G.

The Deputy Minister of Justice.