

## STATEMENT OF PROCEEDINGS UNDER THE

cessors and assigns, but also for and on the behalf of those whom they represent, whether infants, absentees, lunatics, married women, or other persons otherwise incapable of contracting, for the purchase of any land or other property necessary for the construction, maintenance and use of the railway, at such prices as may be agreed upon; and may also contract and agree with all such persons and corporations on the amount of compensation to be paid for any damages sustained by them by reason of anything done under and by authority of this Act.

In case of difference as to value of lands.

14. Whenever the Commissioners and any such party or corporation fail to agree as to such value or compensation as aforesaid, the claim for the same shall, on the request of the claimant, be referred to the award of the official arbitrators to be appointed according to the provisions of any Act that may be passed respecting the public works of Canada, and the same proceedings shall be had before the said arbitrators as if the claim were one made under that Act.

Arbitrators to consider increased value given to property.

15. The arbitrators in deciding on such value or compensation are authorised and required to take into consideration the increased value that would be given to any lands or grounds through or over which the railway will pass, by reason of the passage of the railway through or over the same, and to set off the increased value that will attach to the said lands or grounds against the inconvenience, loss or damage that might be suffered or sustained by reason of Commissioners taking possession or using the said lands or grounds as aforesaid.

Duties of Commissioners with respect to tenders and contracts.

16. The Commissioners shall build such railway by tender and contract after the plans and specifications therefor shall have been duly advertised, and they shall accept the tenders of such contractors as shall appear to them to be possessed of sufficient skill, experience and resources, to carry on the work or such portions thereof as they may contract for; provided always that the Commissioners shall not be obliged to accept the lowest tender, in case they should deem it for the public interest not to do so; provided also that no contract under this section involving an expense of ten thousand dollars or upwards shall be concluded by the Commissioners until sanctioned by the Governor in Council.

Securities for fulfilment of contract.

17. The contracts to be so entered into shall be guarded by such securities, and contain such provisions for retaining a proportion of the contract monies, to be held as a reserve fund, for such periods of time, and on such conditions, as may appear to be necessary for the protection of the public, and for securing the due performance of the contract.

Chief engineer to certify to work done before payment.

18. No money shall be paid to any contractor until the chief engineer shall have certified that the work, for or on account of which the same shall be claimed, has been duly executed, nor until such certificate shall have been approved of by the Commissioners.

Disqualification of Members of Parliament as officers or contractors.

19. No Member of Parliament shall hold, or be appointed to any office of emolument under the Commissioners, or be a contractor or party to any contract with the Commissioners for the construction of the railway or any part thereof.

Inspection of contracts, &c. by Governor.

20. The Governor, or any person or persons appointed by him, shall have power to inspect all contracts and proceedings of the Commissioners, and to examine their accounts at all times.

Salaries.

21. The Governor in Council shall, in the first instance, fix the rate of salary or compensation for the Commissioners and the chief engineer, and shall approve of all other salaries to be awarded by the Commissioners, subject in all cases to the revision and confirmation of Parliament at its first Session thereafter.

Suspension of works.

22. The Governor in Council shall have the power, at any time, to suspend the progress of the work until the then next Session of Parliament.

Provision for meeting expenditure.

23. The Commissioners shall from time to time be paid, on their requisition by the Receiver General, all monies that may be required for the purposes of this Act, in such manner, at such times, and in such sums as may, from time to time, be ordered by the Governor in Council.

Quarterly accounts.

24. The Commissioners shall furnish quarterly accounts (or oftener, if required by the Governor in Council) to the Receiver General, of all expenditure and liabilities under this Act.

Working of completed portions.

25. Whenever the railway, or any portion thereof, shall be completed, it shall be lawful for the Governor in Council to make suitable arrangements for the working of the same; but such arrangements shall not be for any longer period than the end of the Session of Parliament next after the making of the same.

Carriage of naval and military forces.

26. Her Majesty's naval or military forces, and all artillery, ammunition, baggage, provisions, or other stores for their use, and all officers and others travelling on Her Majesty's naval, military, or other service, and their baggage and stores, shall at all times, when thereunto required by one of Her Majesty's Principal Secretaries of State, or by the Commander of Her Majesty's forces in Canada, or by the chief naval officer on the North American station, be carried on the railway on such terms and conditions, and under such regulations as the Governor in Council shall from time to time make, or as shall be agreed upon between the Government of Canada, and one of Her Majesty's Principal Secretaries of State.