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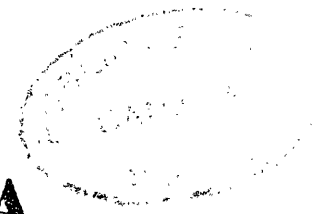
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THE  
**S T A T U T E S**  
OF  
**HIS MAJESTY'S PROVINCE**  
OF  
**UPPER CANADA,**  
IN  
**NORTH AMERICA.**



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*PASSED IN THE FIRST SESSION OF THE SEVENTH PROVINCIAL PARLIAMENT OF UPPER CANADA, MET AT YORK, ON THE FOURTH DAY OF FEBRUARY, IN THE FIFTY-SEVENTH YEAR OF THE REIGN OF OUR SOVEREIGN LORD GEORGE THE THIRD, AND PROROGUED ON THE SEVENTH DAY OF APRIL FOLLOWING.*

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FRANCIS GORE, ESQUIRE, LIEUTENANT GOVERNOR.

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BY AUTHORITY.

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YORK—UPPER CANADA:  
PRINTED BY R. C. HORNE,  
1817.



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**S T A T U T E S**  
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**HIS MAJESTY'S PROVINCE**  
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CHAP. I.

*AN Act to Provide for the Representation of the Commons of the Counties of Wentworth and  
 Halton, in Parliament.*

[Passed the 8th day of February, 1817.]

**W**HEREAS, by an Act passed in the Fifty-sixth Year of His Majesty's Reign, en-  
 titled, "An Act to erect and form a new District, out of certain Parts of the Home  
 and Niagara Districts, to be called the District of Gore." *It is enacted*, that the Town-  
 ships of Saltfleet, Barton, Benbrook, Glanford, Ancaster and the Beach between Bur-  
 lington Bay and Lake Ontario, and the Promontory near Coot's Paradise, and so much  
 of the County of Haldimand, as lies between Dundas-Street and the Onondaga Village,  
 (commonly called Bear's Foot) including said Village, shall from henceforth form and  
 be called the County of Wentworth; and that the Townships of Trafalgar, Nelsen, Flan-  
 borough, (the latter divided into Flamborough East and West,) Beverly, and Blocks, No.  
 One, Two, Three and Four, on the Grand River, with the reserved Lands in the Rear  
 of the Townships of Blenheim and Blandford, do constitute and form the County of Hal-  
 ton. AND WHEREAS, by the Laws now in force, no Provision is made for the Represen-  
 tation of the said Counties of Wentworth and Halton, in the Commons House of Assem-  
 bly of the Province; *Be it therefore enacted*, by the King's most Excellent Majesty, by and  
 with the Advice and Consent of the Legislative Council and Assembly of the Province of  
 Upper Canada, constituted and assembled, by virtue of, and under the Authority of An  
 Act passed in the Parliament of Great Britain, entitled, "An Act to repeal certain parts of  
 An Act, passed in the Fourteenth Year of His Majesty's Reign, entitled, An Act for mak-  
 ing more effectual Provision for the Government of the Province of Quebec, in North  
 America, and to make further Provision for the Government of the said Province," and  
 by the Authority of the same, that from and after the Passing of this Act, the said Coun-  
 ties of Wentworth and Halton, be each Represented by one Member.

Freamble.

After the passing of this  
 Act, the counties of Wente-  
 worth and Halton, to be  
 each represented by one  
 member.

II. *And be it further enacted by the authority aforesaid*, That it shall and may be law-  
 ful for the Governor, Lieutenant Governor or Person administering the Government of  
 this Province, to issue Writs of Election for Members to serve in the said Assembly, for  
 the Counties of Halton and Wentworth, in like manner as is provided by the Eighteenth  
 Clause of an Act, passed in the Thirty-first Year of His Majesty's Reign, entitled, "An  
 Act to repeal certain parts of an Act, passed in the Fourteenth Year of His Majesty's  
 Reign, entitled, An Act for more effectual Provision for the Government of the Province  
 of Quebec."

Governor authorised to  
 issue writs of election for  
 members to serve in As-  
 sembly for the counties of  
 Halton and Wentworth,  
 in like manner as is pro-  
 vided by the 8th clause of  
 the 31st of Geo. 3d.

FRANCIS GORE, ESQUIRE, LIEUTENANT GOVERNOR.

## CHAP. II.

An Act to establish a Police in the Towns of York, Sandwich and Amherstburgh.

[Passed the 7th Day of April, 1817.]

## Preamble.

**W**HIEREAS, it is expedient to Provide for the Regulation of the Police of the Town of York, in the Home District, and the Towns of Sandwich and Amherstburgh, in the Western District of this Province; *Be it enacted*, by the King's most Excellent Majesty, by and with the Advice and Consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of, and under the Authority of An Act, passed in the Parliament of Great Britain, entitled, "an Act to repeal certain parts of An Act passed in the Fourteenth Year of His Majesty's Reign, entitled, an Act for making more effectual Provision for the Government of the Province of Quebec in North America, and to make further Provision for the Government of the said Province," and by the Authority of the same, That it shall be lawful for the Magistrates assembled in Quarter Sessions, for each of the said Districts respectively, or the Majority of them, to Make, Ordain, Constitute and Publish such prudential Rules and Regulations as they may deem expedient relative to Paving, Lighting, Keeping in Repair and Improving the Streets of the said Towns respectively; regulating the Assize of Bread, Slaughter-Houses and Nuisances; and also, to enforce the said Town laws, relative to Horses, Swine or Cattle of any kind from running at large in said Towns; relative to the Inspection of Weights, Measures, Firemen and Fire Companies. *Provided always*, That nothing herein contained shall extend or be construed to extend, to the regulating or ascertaining the Price of any Commodities or Articles of Provision other than Bread, that may be offered for Sale. *Provided also*, That such Rules and Regulations be not contrary to, or inconsistent with the Laws and Statutes of this Province. *And provided always*, That the Beach, east of Russel's Creek, and Carriage-way in front of the Town of York, be taken and considered as part of the said Town, and be subject to the Regulations of its Police as aforesaid.

Magistrates in Sessions to publish prudential rules relative to paving, lighting, keeping in repair and improving Streets, to regulate the assize of Bread, &c.

Also, to enforce the town laws relative to horses, swine or cattle.

The inspection of weights, measures, firemen and fire companies.

Power of Magistrates not to extend to regulating the price of any articles of provision other than Bread.

The beach east of Russel's creek, and carriage way in front of the town of York to be subject to the regulations of Police.

Magistrates in Sessions in the month of April, in every year, may raise by assessment, a sum not exceeding £100 in any one year, for purchasing and keeping in repair fire engines, buckets, &c. and for making any other necessary improvements, exclusive of other assessments.

Clerk of the Peace to select from the assessments, a list of the rateable property that each person owns, to be laid before the Sessions annually in April.

Assessments to be paid in proportion to the sum each person is rated for upon any assessment, subject to such rules as may be made by the Magistrates in Sessions.

All sums to be applied from time to time as Magistrates in Sessions shall direct.

Magistrates in Sessions may limit and provide reasonable fines upon offenders against the rules, &c. as they may think proper not exceeding 40s. for any one offence.

II. *And be it further enacted by the authority aforesaid*, That the Magistrates in Quarter Sessions assembled, for the said Districts respectively, or the Major part of them, in the Month of April in each and every year, may raise by Assessment, from the Persons rated upon any Assessment for Property in the said Towns respectively, a Sum not exceeding One Hundred Pounds in any One Year, for purchasing and keeping in repair Fire-Engines, Ladders, Buckets and other Utensils, for the extinguishing of Fires, and for making any other necessary Improvements in the said Towns, exclusive of the Sum such Person may be rated for, in, and upon any other Assessment of this Province; and in order to carry the said Assessment into effect, it shall be the Duty of the Clerk of the Peace for the said Districts respectively, to select from the general Assessments of the said Districts respectively, a List or Assessment of the rateable Property, that each and every Person owns or possesses in the said Towns respectively, ready to be laid before the Magistrates in Quarter Sessions assembled for the said Districts respectively, in April, in each and every Year.

III. *And be it further enacted by the authority aforesaid*, That such Assessment as aforesaid, shall be raised, levied, collected and paid, in proportion to the Sum that such Person is rated for, upon any Assessment he may possess or hold in the said Towns respectively, and subject to such Rules and Regulations as may be made by the Magistrates in Quarter Sessions, for the said Districts respectively, for the Purpose of raising, collecting and paying any Sum collected, to the Treasurer of the said District; which said Sum shall be applied from time to time, in such manner for the Purposes aforesaid, as the Magistrates in Quarter Sessions assembled, or the Majority of them shall direct and appoint.

IV. *And be it further enacted by the authority aforesaid*, That the Magistrates in General Quarter Sessions of the Peace, or the major part of them, as often as they shall make and publish any such Rules and Regulations for the purposes aforesaid, may make, ordain, limit and provide such reasonable Fines upon the Offenders, against such Rules and Regulations as they may think proper, not exceeding Forty shillings for any one

Offence, to be recovered before any Commissioner of the Peace of the said Towns respectively, upon the Oath of one credible Witness, and levied by Warrant, under the Hand and Seal of such Commissioner, upon the Goods and Chattels of such Offender, and that one Moiety of the Sum so levied, shall go to the Infirmer and the other Moiety shall be Paid to the Treasurer of the said Districts, for the Uses of the said Towns respectively.

V. *And be it further enacted by the authority aforesaid,* That every such Rule and Regulation so made as aforesaid, before it shall have Effect shall be Published, and also be Posted up in Three or more Public places in the said Towns respectively.

Every rule, before it shall have effect shall be posted up in three public places in the town.

VI. *And be it further enacted by the authority aforesaid,* That the Magistrates as aforesaid shall, and they are hereby Authorized to order the same Fees to be allowed and paid to the Treasurer, Collector, and Clerk of the Peace, for the Extra Duties imposed by this Act, as are paid to the said Officers under any Assessment Law of this Province.

Magistrates authorized to order the same fees to be paid to the Treasurer, Collector and Clerk of the Peace, for the extra duties imposed by this Act, as are paid to the said officers under any assessment law of this Province.

### CHAP. III.

*An Act granting to His Majesty a Sum of Money, for certain Purposes therein mentioned.*

[Passed the 7th Day of April, 1817.]

MOST GRACIOUS SOVEREIGN,

**W**HEREAS, His Excellency FRANCIS GORE, Esquire, Your Majesty's Lieutenant Governor of this Province, did on the Fifth Day of March, One Thousand Eight Hundred and Seventeen, send a Message to the Commons House of Assembly, of Your Majesty's Province of Upper Canada, in the following Words: "The Lieutenant Governor is under the necessity of Reminding the House of Assembly, that since the first Organization of this Government, the Charges of its Administration have far exceeded the annual Parliamentary Grant for that Purpose, that His Majesty's Government has hitherto Provided for that excess, from a tender regard to the Wants and Inability of a young Colony; but the growing Wealth and Prosperity of the Province indicates the Propriety of relieving the Parent State from this Burden, and of calling upon the Inhabitants to defray in future, the current Charge of the Administration not otherwise Provided by the Imperial Parliament, and His Majesty's Government has accordingly withheld the usual Means of meeting it. As the Demand varied from Circumstances, I have directed the proper Officer to lay before the House of Assembly, the average Amount of this Supply, from the Year One Thousand Seven Hundred and Ninety-Two, in full Confidence that the Legislature will feel the Justice, as well as the Necessity of Providing for this Exigence before it makes any other Appropriation of the Provincial Revenue."

Preamble.

**AND WHEREAS,** by an Estimate transmitted by Your Majesty's said Lieut. Governor, it appears that the Charges of Defraying the Expences of the Administration of Justice, and the Civil Government of this Province, for the Year One Thousand Eight Hundred Seventeen, not Provided for by the Imperial Parliament of Great Britain; the Sum required amounts to Ten Thousand Two Hundred and Eighty-one Pounds, Sterling Money of Great Britain, to which the Sum of Two thousand Pounds, of Your Majesty's Crown Revenue in this Province, as appears by the said Estimate, is applicable; **AND WHEREAS,** Your Majesty's faithful Commons are desirous of granting to Your Majesty, a Sum of Money to defray the said Charges: *Be it enacted,* by the King's most Excellent Majesty, by and with the Advice and Consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of, and under the Authority of An Act, passed in the Parliament of Great Britain, entitled, "An Act to repeal certain parts of An Act passed in the Fourteenth Year of His Majesty's Reign, entitled, An Act for making more effectual Provision for the Government of the Province of Quebec in North America, and to make further Provision for the Government of the said Province," and by the Authority of the same; that towards Completing the said Sum of Ten Thousand Two Hundred Eighty-one Pounds, Sterling, there be Appropriated from and out of the Rates and Du-

£9,201 2s 2 1/2d appropriated, and to be applied towards defraying for

## FRANCIS CORE, ESQUIRE, LIEUTENANT GOVERNOR.

the present year, the charges herein specified.

ties, raised, levied and collected, or hereafter to be raised, levied and collected, to and for the Public uses of this Province, and in the Hands of the Receiver General, and unappropriated, the Sum of Nine Thousand Two Hundred and One Pounds, Two Shillings and Two pence Half-penny, which said Sum of Nine Thousand Two Hundred and One Pounds, Two Shillings and Two pence Half-penny, shall be applied towards Defraying for the present Year, the Charges as hereinafter Specified.

The Administration of Justice, - -	Two Thousand Five Hundred and Seventy-eight Pounds.
The Lieutenant Governor's Office, - -	Nine Hundred Pounds.
The Receiver General's Office, - -	Seven Hundred and Thirty-seven Pounds.
The Surveyor General's Department, - -	Two Thousand Three Hundred Pounds.
The Executive Council Office, - -	Six Hundred and Fifty Pounds.
The Crown Office, - -	Thirty-six Pounds.
The Attorney General's Office, - -	Ninety Pounds.
The Secretary's Office, - -	Four Hundred Pounds.
The Register of the Province, - -	Two Hundred Pounds.
The Inspector General's Office, - -	Six Hundred and Twenty Pounds.
Pensions to wounded Officers, - -	Six Hundred and Twenty Pounds.
Four Clergymen, - -	Four Hundred Pounds.
One Minister of the Gospel, - -	Fifty Pounds.
Repairs and contingent expenses of the Government House, - -	Two Hundred Pounds.
Casual and incidental Expenses, - -	Five Hundred Pounds.

To be paid by the Receiver Genl. in discharge of such warrants as shall for that purpose be issued by the Governor, &c. to be accounted for through the Lords Commissioners of the Treasury.

AND shall be paid by the Receiver General of this Province, in Discharge of such Warrant or Warrants, as shall for that purpose be issued by the Governor, Lieutenant Governor or Person administering the Government of this Province, and shall be Accounted for to His Majesty through the Lords Commissioners of His Treasury, in such manner and form as His Majesty, His Heirs and Successors shall be Graciously pleased to Direct.

An account with vouchers of all monies paid under this Act, to be submitted for the inspection of Parliament next Session.

So much of the sd. sum as may remain unexpended, to be subject to the future disposition of Parliament.

*Provided always, and be it further enacted by the authority aforesaid, That an Account with Vouchers of all Monies paid under the Authority of this Act be submitted for the Inspection of Parliament at its next Session. And provided also, That so much of the said Sum so appropriated as may remain unexpended during the current Year, shall be subject to the future disposition of Parliament.*

## CHAP. IV.

## An Act to establish a Market in the Town of Niagara, in the Niagara District.

[Passed the 7th day of April, 1817.]

Preamble.

After the passing of this Act, the Commissioners of the Peace to fix upon a convenient place in the town of Niagara, as a Market, where Butcher's meat, &c. shall be exposed for sale, and to make regulations relating thereto.

**W**HEREAS, it is expedient for the Convenience of the Inhabitants of the District of Niagara, that a Market should be established in the Town of Niagara, in the said District, and that the Time and Place for holding such Market should be ascertained *Be it therefore enacted*, by the King's most Excellent Majesty, by and with the Advice and Consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of, and under the Authority of an Act, passed in the Parliament of Great Britain, entitled, "An Act to repeal certain parts of an Act passed in the Fourteenth Year of His Majesty's Reign, entitled, An Act for making more effectual Provision for the Government of the Province of Quebec in North America, and to make further Provision for the Government of the said Province," and by the Authority of the same, that from and after the Passing of this Act, it shall and may be lawful for the Commissioners of the Peace in the District of Niagara, in their Court of General Quarter Sessions assembled, and they are hereby Authorized and Empowered to fix upon, and establish some convenient Place in the Town of Niagara as a Market, where Butcher's Meat, Butter, Eggs, Poultry, Fish, and Vegetables shall be exposed to Sale, and to Appoint such Days and Hours for that Purpose, and to make such other Orders and Regulations relative thereto as they shall deem expedient.

II. *And be it further enacted by the authority aforesaid,* That the said Commissioners shall be, and they are hereby Authorized and Empowered to Impose such Fines not exceeding Twenty Shillings, for any Offence Committed against such Rules and Regulations, as to them in their Discretion shall seem requisite and proper.

Commissioners authorized to impose Fines not exceeding 20s. for any offence.

III. *And be it further enacted by the authority aforesaid,* That all such Orders, Rules and Regulations, shall be Published by causing a Copy of them to be Affixed in the most Public place in every Township in the said District, and at the Doors of the Church and Court House of the said Town of Niagara, and that such Orders, Rules and Regulations shall not be in Force, until Three weeks after such Publication.

All such regulations to be published.

IV. *And be it further enacted by the authority aforesaid,* That if any Person shall transgress the Orders and Regulations so made by the said Commissioners, such Person shall for every such Transgression, forfeit the Sum of which in every such Order, Rule and Regulation shall be specified, to be recovered by Information, before any one Commissioner of the Peace, upon the Oath of one credible Witness, and to be levied by Warrant under the Hand and Seal of such Commissioner, upon the Goods and Chattles of such Offender; and that the One moiety of the Sum so levied, shall go to the Informer, the other Moiety shall be Paid into the Hands of His Majesty's Receiver General, to and for the Use of His Majesty, His Heirs and Successors, for the public Uses of this Province, and towards the Support of the Government thereof, to be accounted for to His Majesty through the Commissioners of His Majesty's Treasury for the Time being, in such manner and form as it shall please His Majesty to direct.

If any person shall transgress, he shall for every transgression forfeit the sum in the regulation specified.

One moiety of the sum to go to the informer, the other moiety to be paid to the Receiver General for the public uses of this Province.

V. *And be it further enacted by the authority aforesaid,* That the Magistrates in Quarter Sessions assembled for the said District, or the Major part of them, in the Month of July, in the present Year, may raise by Assessment, from the Persons rated upon any Assessment for Property in the said Town of Niagara, a Sum not exceeding One Hundred Pounds, for the Purpose of erecting a Market House, in the said Town of Niagara, exclusive of the Sum such Person may be rated for in and upon any other Assessment of this Province; and in order to carry the said Assessment into effect, it shall be the Duty of the Clerk of the Peace for the said District, to select from the general Assessments of the said District, a List or Assessment of the Rateable Property, that each and every Person owns or possesses in the said Town of Niagara, ready to be laid before the Magistrates in Quarter Sessions assembled for the said District, in the month of July.

Magistrates in Sessions may raise by assessment, a sum not exceeding £100 for the purpose of erecting a Market house.

VI. *And be it further enacted by the authority aforesaid,* That the Clerk of the Peace, shall in the List or Assessment so to be made out as aforesaid, insert the Name or Names of each and every Person or Persons holding Town Lots, in the said Town of Niagara, as far as it may be in his power to ascertain the same.

Clerk of the Peace in the assessment to insert the names of persons holding town lots in the town of Niagara.

VII. *And be it further enacted by the authority aforesaid,* That to enable the Magistrates in Sessions, to raise the sum of One Hundred Pounds aforesaid with equity, each and every Town lot in the said Town of Niagara, shall in the list to be made out by the Clerk of the Peace as aforesaid, be rated at the Sum of Fifty Pounds, Province Currency.

Each town lot shall in the list to be made out be rated at the sum of fifty pounds currency.

CHAP. V.

*An Act to Repeal part of, and Amend an Act, passed in the Fifty-sixth Year of His Majesty's Reign, entitled, "An Act to repeal part of, and to Alter and Amend the Laws now in force, for Granting Pensions to Persons disabled in the Service, and the Widows and Children of Persons, who may have been Killed in the Service," and to extend the Provisions of the same.*

[Passed the 7th day of April, 1817.]

**W**HEREAS, it is expedient to Repeal part of, and Amend an Act, passed in the Fifty-sixth Year of His Majesty's Reign, entitled, "An Act to Repeal part of, and to Alter and Amend the Laws now in force, for granting Pensions to Persons disabled

Preamble.



FRANCIS GORE, ESQUIRE, LIEUTENANT GOVERNOR.

in the Service, and the Widows and Children of Persons who may have been Killed in the Service," and to extend the Provisions of the same; *Be it enacted* by the King's most Excellent Majesty, by and with the Advice and Consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of, and under the Authority of An Act, passed in the Parliament of Great Britain, entitled, "An Act to repeal certain parts of An Act passed in the Fourteenth Year of His Majesty's Reign, entitled, An Act for making more effectual Provision for the Government of the Province of Quebec in North America, and to make further Provision for the Government of the said Province," and by the Authority of the same, That the second Clause of the said recited Act be, and the same is hereby Repealed.

Second clause of the 56th Geo. 3d, repealed.

When any militia officer or private militia-man acting as provincial artillery driver, or in the coloured corps, or employed with the Indians, shall have been in any engagement with the enemy, or by any accident while performing any duty in actual service, wounded or disabled, so as to be incapable of hard labour, such person to receive during such incapacity, an annuity of £20.

II. *And be it further enacted by the authority aforesaid*, That when any Militia Officer, Non-commissioned Officer or Private Militia Man, or Militia Officer Non-commissioned Officer or Private Militia Man, acting as Provincial Artillery Driver, or in the Coloured Corps, or employed with the Indians, or Teamster, shall be or may have been in any Engagement with the Enemy, or by any Accident or Casualty which shall Occur or may have Occured, while on performing any Duty in actual Service, Wounded or Disabled, so as to be rendered Incapable of hard Labor, such Wounded or Disabled Militia Officer, non-commissioned officer or private militia Man, or militia Officer, non-commissioned Officer or privatemilitia Man, acting as Provincial Artillery Drivers, or in the Coloured Corps, or employed with the Indians, or Teamster, shall receive during such incapacity, an Annuity of Twenty pounds.

When any militia officer, &c shall die or may have died before he shall have fully recovered, &c. & shall leave or may have left a wife or child, the widow, wife or child to be entitled to receive the sd. annuity in like manner as the widows and children of persons killed in the service.

III. *And be it further enacted by the authority aforesaid*, That when any Militia Officer, Non-commissioned Officer or Private Militia Man, or Militia Officer, Non-commissioned Officer or private militia Man, acting as Provincial Artillery Drivers, or in the Coloured Corps, or employed with the Indians or Teamster, shall Die or may have Died, before he shall have fully recovered from the Incapacity occasioned by his being so Wounded or Disabled, and shall leave or may have left a Wife or Child or Children, in that case the Widow, Child or Children, of such person shall be entitled to receive the said Annuity, in like manner, and under the like Limitations and Restrictions as the Widows and Children of Persons Killed in the Service, are hereby allowed to receive the same. *Provided always*. That nothing herein contained shall extend, or be construed to extend, to allow any Person receiving a Pension, in any of His Majesty's Colonies in America, to be inserted in any Pension List in this Province. *And provided also*, That if any Person or Persons, shall or may have lost, or who shall or may lose an Eye, while on, or performing any Militia Duty on actual Service, he or they shall be entitled to claim and receive such Pension or Pensions as aforesaid, without producing any Certificate of a Surgeon, that he or they are Incapable of hard Labor. *And provided also*, That the Certificate of the Commanding Officer, or Senior Officer of the Regiment or Battalion, to which such Person shall or may have belonged, or shall or may belong, at the Time of losing such Eye as aforesaid, shall state, that such Person or Persons hath lost his Eye in performing such Militia Duty as aforesaid.

No person receiving a pension in any of His Majesty's colonies in America, to be inserted in any pension list in this Province.

Any person losing an eye while on duty on actual service, entitled to receive such pension.

Certificate of commanding officer, to state that such person lost his eye in performing militia duty.

In all cases of mental derangement, by which any person may be incapacitated taking the usual affidavits, an affidavit of the guardian, trustee, &c stating the fact, &c. shall be sufficient authority to the agent to pay such pension.

IV. *And be it further enacted by the authority aforesaid*, That in all cases of Mental Derangement or Imbecility, by which any Person or Persons entitled to such Pension or Pensions as aforesaid, may be Incapacitated from taking any of the Affidavits required by the above recited Act, an Affidavit of the Guardian or Guardians, Trustee or Trustees, stating the Fact; and that such Person or Persons, is, or are truly entitled under the Provisions of the above recited Act, to such Pension as aforesaid, if accompanied by the other formalities required by the before recited Act, be sufficient Authority to the Agent to pay such Pension as aforesaid.

Executors or administrators of such persons, entitled to claim the amount of pensions due at the time of the death of such persons, and the agent is authorised to pay the same.

V. *And whereas*, many Persons entitled to Pensions, may have Died without having received the Whole, or any part of the Pension or Pensions, to which they may have been respectively entitled; *Be it enacted by the authority aforesaid*, That the Executors or Administrators of such Persons respectively as aforesaid, shall be entitled to claim the Amount of such Pension or Pensions due at the time of the Death of such Person or Persons as aforesaid and the said Agent is hereby authorised to pay the same.

## CHAP. VI.

*An Act to make Good certain Monies issued and advanced by His Excellency the Lieutenant Governor, in pursuance of several Addresses during the last Session.*

[Passed the 7th Day of April, 1817.]

## MOST GRACIOUS SOVEREIGN,

**W**HEREAS, in pursuance of several Addresses to His Excellency Francis Gore, Esquire, Lieutenant Governor of your Province of Upper-Canada, bearing date the Twenty-sixth, Twenty-eighth and Twenty-ninth of March, One Thousand Eight Hundred and Sixteen last, passed in the Fifty-sixth Year of Your Majesty's Reign, several Sums of Money amounting in the whole to the Sum of One Thousand Five Hundred and Seventy-six Pounds and Eight Pence Half-penny, have been issued and advanced by Your Majesty, through His Excellency Francis Gore, Esquire, Lieutenant Governor, to the Clerks and other Officers of the Two Houses of Parliament for certain Contingent Expenses attending the last Session of Parliament, and to other Persons for certain Purposes stated in the several Addresses; May it therefore please Your Majesty, that it may be enacted, *and be it enacted* by the Kings most Excellent Majesty by and with the Advice and Consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of, and under the Authority of an Act passed in the Parliament of Great Britain, entitled, "An Act to Repeal certain parts of an Act passed in the Fourteenth Year of His Majesty's Reign, entitled, An Act for making more effectual Provision for the Government of the Province of Quebec in North America, and to make further Provision for the Government of the said Province," and by the Authority of the same, that out of the surplus Fund or Funds, subject to the Disposition of the Parliament of this Province, now remaining in the Hands of the Receiver General unappropriated, there shall be issued and applied the Sum of One Thousand Five Hundred and Seventy-six Pounds and Eight Pence Half-penny, to make good the Sum of Money which has been issued and advanced in pursuance of the aforesaid Addresses.

Preamble.

Out of the surplus fund, subject to the disposition of the Parliament of this Province, the sum of £1,575 0 8 1-2d. to be applied to make good that sum of money advanced, in pursuance of addresses.

II. *And be it further enacted by the authority aforesaid*, That the due Application of the said Sum of Money pursuant to the direction of this Act shall be accounted for to His Majesty, His Heirs and Successors, through the Lords Commissioners of His Majesty's Treasury for the Time being, in such manner and form as His Majesty, His Heirs and Successors shall direct.

The due application of said sum to be accounted for, thro' the Lords Commissioners of His Majesty's Treasury.

## CHAP. VII.

*An Act to Repeal part of, and Alter and Amend an Act passed in the Thirty-third Year of His Majesty's Reign, entitled "An Act to Provide for the Nomination and Appointment of Parish and Town Officers within this Province."*

[Passed the 7th day of April, 1817.]

**W**HEREAS it is expedient to alter the Time for holding Town Meetings, in the different Townships throughout this Province; *Be it therefore enacted* by the King's most Excellent Majesty, by and with the Advice and Consent of the Legislative Council and Assembly of the Province of Upper-Canada, constituted and assembled by virtue of, and under the Authority of an Act passed in the Parliament of Great Britain, entitled, "An Act to Repeal certain parts of an Act passed in the Fourteenth Year of His Majesty's Reign, entitled, An Act for making more effectual Provision for the Government of the Province of Quebec in North America, and to make further Provision for the Government of the said Province," and by the Authority of the same, that from and after the passing of this Act, so much of an Act passed in the Thirty-third Year of His Majesty's Reign, entitled "An Act to Provide for the Nomination and Appointment of Parish and Town Officers within this Province," as relates to the Inhabitants Household-ers assembling on the First Monday in March, for the Purpose of Choosing and Nominating the Parish and Town Officers, be and the same is hereby Repealed.

Preamble.

So much of an Act passed in 33d Geo. 3, Ch. 2, as relates to the inhabitants assembling on the first Monday in March, for choosing Parish officers, is hereby repealed.

## FRANCIS GORE, ESQUIRE, LIEUTENANT GOVERNOR.

From and after the passing of this Act, the Inhabitants of every Township to assemble on the first Monday in January, in every subsequent year.

II. *And be it further enacted by the authority aforesaid,* That from and after the Passing of this Act, it shall and may be Lawful for the Inhabitants Householders of each and every Township, reputed Township or Place, to assemble on the First Monday in the Month of January, in every subsequent Year, for the purpose of Choosing and Nominating Parish and Town Officers, agreeable to the said Act passed in the Thirty-third Year of His Majesty's Reign, entitled, "An Act to provide for the Nomination and Appointment of Parish and Town Officers within this Province," except so much of the said Act as is hereby Repealed.

## CHAP. VIII.

An Act further to continue An Act passed in the Forty-sixth Year of His Majesty's Reign, entitled, "An Act to make Provision for certain Sheriffs in this Province, and also, to extend the Provisions of the said Act.

[Passed the 7th Day of April, 1817.]

Preamble.

MOST GRACIOUS SOVEREIGN,

**W**HEREAS, an Act passed in the Fifty-fourth Year of His Majesty's Reign, entitled, "An Act to continue an Act passed in the Forty-sixth Year of His Majesty's Reign, entitled, An Act to make Provision for certain Sheriffs in this Province, will shortly expire; *And whereas,* it is expedient that the said Act passed in the Forty-sixth Year of His Majesty's Reign, should be further continued, and the Provisions thereof Extended; May it please Your Majesty, that it may be enacted, *and be it enacted,* by the King's most Excellent Majesty by and with the Advice and Consent of the Legislative Council and Assembly of the Province of Upper-Canada, constituted and assembled, by virtue of, and under the Authority of an Act passed in the Parliament of Great Britain, entitled, "An Act to repeal certain parts of an Act passed in the Fourteenth Year of His Majesty's Reign, entitled, An Act for making more effectual Provision for the Government of the Province of Quebec in North America, and to make further Provision for the Government of the said Province," and by the Authority of the same, that the said Act of the Forty-sixth Year of His Majesty's Reign, and every part thereof shall be and the same is hereby continued.

46th Geo. 3d, Ch. 1, continued.

£100 currency, granted annually to be appropriated and applied for the payment of salaries to the sheriffs of the Districts of Gore and Ottawa, fifty pounds respectively.

To be paid in discharge of such warrants as shall be issued by the Governor.

To be accounted for through the commissioners of His Majesty's Treasury.

This Act to continue in force 4 years, and from thence to the end of the next session of Parliament.

II. *And be it further enacted by the authority aforesaid,* That from and out of the Rates and Duties already raised, levied and collected, or hereafter to be raised, levied and collected, to and for the Uses of this Province, there shall be granted Annually to His Majesty, His Heirs and Successors, the Sum of One Hundred Pounds Currency, out of the Provincial Treasury from such Monies now remaining or which may hereafter come into the Receiver General's hands unappropriated, which said Sum of One Hundred Pounds shall be appropriated and applied for the Payment of Salaries, to the Persons hereafter mentioned, in manner following, that is to say; to the Sheriffs of the District of Gore and Ottawa for the Time being, the Sum of Fifty Pounds respectively.

III. *And be it further enacted by the authority aforesaid,* That the Monies hereby Granted to His Majesty, shall be paid by the Receiver General in discharge of such Warrant or Warrants as shall for the Purposes aforesaid be from time to time issued, by the Governor, Lieutenant Governor or Person Administering the Government, and the said Receiver General shall Account to His Majesty for the same, through the Commissioners of His Majesty's Treasury for the time being, in such manner and form as His Majesty shall direct.

IV. *And be it further enacted by the authority aforesaid,* That this Act shall continue and be in force Four Years, and from thence to the End of the then next ensuing Session of the Provincial Parliament.

## CHAP. IX.

*An Act to enable the Commissioners of Gaol Delivery and Oyer and Terminer to Proceed, although the Court of King's Bench be sitting in the Home District, for which they are Commissioned.*

[Passed the 7th day of April, 1817.]

**W**HEREAS, by construction of Law without special Provision to the Contrary, the Meeting of the Court of King's Bench, in any District supersedes all Commissions of Oyer and Terminer, and Gaol Delivery; *And whereas*, it may so happen that the Business of the Spring Assize, in the Home District may not be concluded before the First Day of Easter Term; *Be it therefore enacted*, by the King's most Excellent Majesty, by and with the Advice and Consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled, by virtue of, and under the Authority of an Act, passed in the Parliament of Great Britain, entitled, "An Act to Repeal certain parts of An Act, passed in the Fourteenth Year of His Majesty's Reign, entitled, An Act for making more effectual Provision for the Government of the Province of Quebec in North America, and to make further Provision for the Government of the said Province," and by the Authority of the same, that when any Session of Oyer and Terminer and Gaol Delivery for the Home District, shall have been begun to be holden before the First Day of any Term; that the said Session shall be continued to be holden and the Business thereof finally concluded, notwithstanding the Sitting of his Majesty's Court of King's Bench within the said District; and that all Trials and Proceedings as well as Judgments, had at such Session so continued to be holden, shall be good and effectual to all Intents and Purposes, as if the said Session of the Court of King's Bench had not been.

Preamble.

When any Session of Oyer and Terminer and Gaol delivery for the Home District, shall have been begun to be holden before the first day of any term—the said Session shall be continued to be holden and the business concluded, notwithstanding the sitting of the court of King's Bench.