

No. 43.

5th Session, 8th Parliament, 29th Victoria, 1866.

BILL.

**An Act to amend the Act 25 Vict., Cap. 30,
to enable the Rate-payers of the County
of Lincoln to select a more convenient
place for the County Town.**

(Private Bill.)

Received and read, first time, Tuesday, 19th
June, 1866.
Second reading, Wednesday, 20th June,
1866.

Mr. MCGEVERIN.

OTTAWA :

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An Act to amend the Act 25 Vict., Cap 30, to enable the Rate-payers of the County of Lincoln to select a more convenient place for the County Town.

WHEREAS, the Corporation of the County of Simcoe have by Preamble.
 their petition prayed for certain amendments in the Act passed
 in the twenty-fifth year of Her Majesty's reign, chapter thirty, so as
 to enable the Governor to issue a proclamation giving effect to a certain
 5 By-law of the Corporation of the said County, changing the place of
 County Town, and appointing St. Catharines as such County Town ;
 and it is expedient to grant their prayer : Therefore, Her Majesty, by
 and with the advice and consent of the Legislative Council and Assem-
 bly of Canada, enacts as follows :—

10 **1.** The fourth section of the said Act, twenty-fifth Victoria, Chapter Section re-
 thirty is hereby repealed, and the following substituted in the place pealed.
 thereof :—

“ So soon as the Governor shall issue his Proclamation giving effect New Section.
 to the said By-law, it shall be referred to Arbitrators to be selected and
 15 chosen as is provided by section three hundred and fifty-eight of Chapter
 fifty-four of the Consolidated Statutes for Upper Canada, (which said
 section, for the purposes of this Act shall be taken as a portion thereof
 so far as the same is applicable to this Act,) to ascertain and decide
 whether the Corporation of the Town of Niagara is entitled to claim any
 20 and what compensation from the Corporation of the County of Lincoln
 for and by reason of the buildings at present used for County purposes.”

2. In the event of the Arbitrators awarding that compensation should As to pay-
 be paid to the Town of Niagara, the amount awarded shall be paid or ment of com-
 secured to the said Corporation of the Town of Niagara in such manner penation.
 25 and at such time as the said Arbitrators shall direct and appoint ; and
 in case the amount so awarded shall not be paid or secured as directed
 by the Arbitrators, the same may be recovered by action in any of Her
 Majesty's Superior Courts of Common Law in Upper Canada ; but
 nothing herein contained shall prevent the Governor from issuing his
 30 proclamation giving effect to the said By-law, and thereupon the Town
 of St. Catharines shall become and be the County Town of the said
 County of Lincoln.

3. The amount, if any, found due the Town of Niagara, by the Interest on
 award of the Arbitrators appointed as aforesaid, shall bear interest from compensation
 35 the date of the said award, and shall be provided for by the Corporation awarded.
 of the County of Lincoln, in like manner as other debts of the said County.

4. The Corporation of the County of Lincoln shall have power to Special rate
 levy and impose a special rate for the payment of the debt, interest, for its pay-
 costs and expenses, if any contracted, or for which the said County ment.
 40 shall become liable for, under the provisions of this Act.

5. This Act shall be deemed a Public Act.

Public Act.