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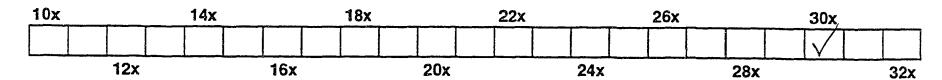
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4th Session, 3rd Parliament, 14 Victoria, 1851.

BILL.

An Act to prohibit the Expenditure of Public Monies for purposes not previously authorised by Law, and to limit the granting of Pensions.

Received and read a first time, Friday 23rd May, 1851.

Second reading, Monday 9th June, 1851.

Hon. Mr. Boulton.

BILL.

An Act to prohibit the Expenditure of Public Monies for purposes not previously authorised by Law, and to limit the granting of Pensions.

WHEREAS the appropriation and Expenditure of Preamble. the Public Revenue of this Province by the discretionary authority of the Executive Government necessarily tends to extravagance and to the great detriment of 5 the best interests of the people:—Be it therefore enact-

That from and after the passing of this Act no warrant No warrant to shall be signed, issued or addressed to the Receiver issue or contract to be en-General, or any other Public Functionary, for the pay- tered into un-10 ment of any sum of money whatever out of the Public by some Act Revenue of this Province, and it shall not be lawful for of the Legisthe Receiver General, or any Public Functionary, to pay lature. any sum of money therein mentioned, unless the amount and purpose of such payment shall have previously been 15 authorised by an Act of the Legislature, the title whereof shall be set forth in the body of such warrant as the authority for issuing the same; nor shall any contract be entered into, nor authority given by any member of the Government or other Public Officer in the employment 20 of the Government of this Province, involving the Expenditure of Public Money, unless authorised by an express Act of the Parliament of this Province, so to do.

II. And be it enacted, That no Pension shall hereafter No possion to be granted or paid to any Public Functionary whatever, be granted or paid except 25 nor shall any Public Functionary receive any Pension, under some until in each particular case an Act of the Parliament of Act applying to this Province shall hereafter have been passed determin- the case. ing the amount thereof, and the period whence such Pension shall commence and to which the same shall 30 continue to be paid, any Act heretofore passed, or any usage, order in Council or other matter or thing to the contrary thereof in anywise notwithstanding.

III. And be it enacted, That no Public Functionary, No Officer to Officer, Clerk or other person shall be employed by or be employed until the Office 35 under the authority of the Provincial Government in any shall have been ordinary duty, office or employment, or receive any emolument for the performance of any public duty or service gislature. until the office or employment shall have been created or authorised by an Act of the Legislature, expressing in 40 general terms the duties of each office, and the services which he shall be required to discharge, or the office in which each subordinate shall be intended to be employ-

Proviso.

Provided always that nothing herein contained shall ed. extend or be construed to apply to the expenditure of any sum of money granted by the Legislature for unforeseen casual or contingent expenses, or expended to avert any great public calamity or accident, and to be accounted 5 for at any ensuing Session of Parliament.

Penalty on Officers of Government con-

IV. And be it further enacted, That if any Officer of of the Government of this Province shall do or perform travening this any act or thing contrary to the provisions of this Act, he shall forseit the sum of five hundred pounds, to be recover- 10 ed by action of debt in any of Her Majesty's Courts of Record in this Province, one-half whereof shall go to the party suing therefor, and the other half shall be paid to the Receiver General, to be placed to the credit of the Common School Fund of this Province.