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BILL.

An Act to separate the County of Halton from Wentworth.

Received and read a first time. Friday, 25th February, 1853.

Second reading, Wednesday, 2nd March, 1853.

MR. WHITE.

QUEBEO:

An Act to separate the County of Halton from Wentworth.

WHEREAS a very large number of inhabitants of the County of Preamble.

Halton, the Junior County of the United Counties of Wentworth Petition of Inhabitants and Halton, have by their petition, prayed that the said County of Halton recited. may be set apart as a separate County for judicial and other purposes 5 without unnecessary delay, and from the wealth population and rapid advancement of the said County, it is expedient to grant their prayer: Be it therefore enacted, &c.,

That upon, from and after the day of thousand eight hundred and fifty , the Town Reeves Council constituted for Hale 10 and Depotes Town Reeves of the several Townships, Unions ton,—its of Townships, Villages and Towns, in the said County of Halton, powers. as the same is described and limited in and by the Act passed in the Session held in the fourteenth and fifteenth years of Her Majesty's Reign, and intituled, "An Act to make certain alterations in the Terri- 14 and 15 V. 15 "torial Divisions of Upper Canada," shall form a Provisional Muni- c. 5. cipal Council for the said County, and shall with respect to the said County, have, possess and exercise all and singular the rights, powers, privileges and duties, conferred, granted or imposed by the Act passed in the twelfth year of Her Majesty's Reign, and intituled, " An Act for 12 V. c. 78. 20 "abolishing the Territorial Division of Upper Canada into Districts, "and for providing for temporary Unions of Counties for Judicial and "other purposes, and for the future dissolutions of such Unions as the "increase of wealth and population may require," or by any other Act or law in force in Upper Canada, upon Provisional Municipal Councils 25 generally, erected by Proclamation under the authority of the Act last above cited; and all the provisions of the Act last above cited shall apply to the said Provisional Municipal Council, and to the said County of Halton, and to its final separation by Proclamation from the said

, one Provisional

II. And be it enacted, That the said Provisional Council shall meet First meeting at the Town of Bronte in the said County, on the first Monday in the of the Provinext after the passing of this Act, a notice of such sional Council and notice meeting shall be inserted in some newspaper published within the said thereof. 35 County or in some adjoining County, and a copy of such notice sent by mail or otherwise to each member of such Provisional Council, at least eight days before the day appointed for such meeting.

County of Wentworth, when the requirements of the said Act shall have

30 been complied with and fulfilled.

Provisional Council to pass a Bylaw for determining the place of County Town by votes of Electors.

III. And be it enacted, That the first duty of the said Provisional Council, (after the appointment of the necessary Provisional Officers) shall be to pass a By-law providing for the selection of the place for the County Town, by the Freeholders and Householders rated on the Assessment Rolls for the past year, of the several Municipalities contained in the said 5 County, by a vote to be specially taken for that purpose, each Freeholder or Householder having one vote and voting for one place, on some day , after at least ten days notice shall during the month of have been given in the manner to be provided by such By-law, of the time and place where the votes will be taken in the several Munici- 10 palities forming the said County.

Second Elechave a majorivotes on the first occasion.

IV. And be it enacted, That if the result of such polling shall shew tion if no place that a majority of the whole votes polled shall not have been recorded in ty of the whole favour of any one place, then it shall be the duty of the said Provisional Council to order another Election, to be had and taken in the manner 15 provided in the preceding section of this Act and the By-law to be made under the same, and at such polling the votes shall only be recorded for one of the two places which on the former vote received the greatest and the next greatest number of votes.

County Town polled shall be given.

V. And be it enacted, That such place as shall have a majority of the 20 place for which whole number of votes polled, of the Freeholders and Householders rated majority of on the Assessment Rolls of the several Municipalities forming the said the whole votes County shall be the place where the County Town shall be located, and it shall be the duty of the said Provisional Council to procure as soon as may be the erection of the necessary County buildings, 25 at such place, according to the provisions of the said Act passed in the twelfth year of Her Majesty's Reign, with all the powers by that Act or this Act conferred on such Provisional Council.

Appointment. of officers.

power and authority to appoint by By-law or otherwise, such and so 30 many officers and persons as may be necessary to carry out the provisions of this Act; and the Provisional Warden shall administer to each Oath of Office. person so appointed the Oath of Office prescribed by law, to be taken by any Municipal Officer, before he or they shall commence the discharge of the duties imposed on them, and each person so appointed 35 and sworn, shall be subject to all responsibilities imposed on Municipal Officers by law.

VI. And be it enacted, That the said Provisional Council shall have

Punishment of this Act.

VII. And be it enacted, That any person or persons who shall wilpersons inter-rupting proceedings under this Act, shall be guilty of a misdemeanor, and may be punished there. 40 for by any Court of competent jurisdiction.

Public Act. VIII. And be it enacted, That this Act shall be deemed and taken to be a Public Act.

LEGISLATIVE ASSEMBLY.

1st Session, 4th Parliament, 16 Victoria, 1853.

AMENDMENTS

To be proposed by Mr. WHITE, in Committee of the Whole, on the Bill for the separation of the County of Halton from the County of Wentworth.

QUEBEC:

AMENDMENTS

To be proposed by Mr. White, in Committee of the Whole on the Bill for the separation of the County of Halton from the County of Wentworth.

That all after the word "delay" in the 5th line, to the word "and" in the 6th line; be expunged.

That all after the word "property" in the 32nd line to the word "and" in the 34th line; be expunged, and the following substituted therefor:

"At or near such place as shall be selected and determined on by a majority of the Freeholders and Householders of the said County, in the manner hereinafter provided."

That all after the word "enacted" in the second Section be expunged, and the following substituted:

"That the said Provisional Council shall meet at the Town of Bronte, in the said County, on the first Monday in the month of next after the passing of this Act, a notice of such meeting shall be inserted in some newspaper published within the said County or in some adjoining County, and a copy of such notice sent by mail or otherwise to each member of such Provisional Council, at least eight days before the day appointed for such meeting, by the Warden of the said United Counties of Wentworth and Halton."

"III. And be it enacted, That the said Warden of the United Counties of Wentworth and Halton shall by a Warrant under his hand and seal, appoint some one of
the Town Reeves or Deputy Town Reeves of the said County of Halton to preside
at the first meeting of such Provisional Municipal Council, until a Provisional
Warden shall be elected by such Provisional Municipal Council."

"IV. And be it enacted, That the first duty of the said Provisional Council, "(after the appointment of the necessary Provisional Officers) shall be to pass a By"law providing for the selection of the place for the County Town, by the Freehold"ers and Householders rated on the Assessment Rolls for the past year, of the several
"Municipalities contained in the said County, by a vote to be specially taken for
"that purpose, each Freeholder or Householder having one vote and voting for one
"place, on some day during the month of , after at least ten days notice
"shall have been given in the manner to be provided by such By-law, of the time
"and the place where the vote will be taken in the several Municipalities forming the
"said County."

"V. And be it enacted, That if the result of such polling shall shew that a "majority of the whole votes polled shall not have been recorded in favour of any one place, then it shall be the duty of the said Provisional Council to order another "Election to be had, and taken in the manner provided in the preceding section of "this Act and the By-law to be made under the same, and at such polling, the votes "shall only be recorded for lone of the two places which on the former vote "received the greatest and the next greatest number of votes."

"VI. And be it enacted, That such place as shall have a majority of the whole number of votes polled, of the Freeholders and Householders rated on the Assess." ment Rolls of the several Municipalities forming the said County, shall be the place where the County Town shall be located, and it shall be the duty of the said Provisional Council to procure as soon as may be the erection of the necessary County buildings, at such place, according to the provisions of the said Act passed in the twelfth year of Her Majesty's Reign, with all the powers by that Act or this Act conferred on such Provisional Council."

"VII. And be it enacted, That the said Provisional Council shall have power and authority to appoint by By-law or otherwise, such and so many officers and persons as may be necessary to carry out the provisions of this Act; and the Provisional Warden shall administer to each person so appointed the Oath of Office prescribed by law, to be taken by any Municipal Officer, before he or they shall commence the discharge of the duties imposed on them, and each person so appointed and sworn, shall be subject to all responsibilities imposed on Municipal Officers by law."

"VIII. And be it enacted, That so soon as the Court House and Gaol of the said "County shall be erected and completed according to the provisions of the fifteenth "Section of the saidlastly in part recited Act, and the other provisions of the said "fifteenth Section shall have been complied with by the said County, it shall and may be lawful for the Governor of this Province in Council to issue a proclamation dissolving the union between the said County of Halton and the said County of Went- worth, from thedate to be mentioned in such proclamation: and all the provisions of the said lastly in part recited Act, or any other Act or Law of Upper Canada applicable to Counties on and after their being separated from other Counties, shall apply to the said Counties of Wentworth and Halton respectively."

"IX. And be it enacted, That eny person or persons who shall willfully "interrupt or interfere with any of the proceedings authorized by this Act, shall be "guilty of a misdemeanor, and may be punished therefor by any Court of competent "jurisdiction."

"X. And be it enacted, That this Act shall be deemed and taken to be a Public "Act."