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No. 131.

1st. Session, 5th Parliament, 18th Victoria, 1854.

BILL.

**A Bill to provide for the Public Printing
and Legal Advertising.**

Received and Read first time, Monday, 16th
Oct. 1854.

Second Reading, Monday 30th Oct., 1854.

Mr. MACKENZIE.

QUEBEC:

PRINTED BY JOHN LOVELL, MOUNTAIN STREET.

A Bill to provide for the Public Printing and Legal Advertising.

WHEREAS the aggregate expense or cost of the public printing and binding, and of publishing legal advertisements in the *Canada Gazette*, is rapidly increasing, has of late years become very heavy, and is a subject of general complaint; and whereas there is reason to believe that the adoption of a systematic mode of executing the said printing and advertising, by means of contracts, open to general competition, and renewable at stated periods, would promote economy in the provincial expenditure, effect a considerable annual saving, and, in certain cases, ensure a more speedy performance of the work required, Be it therefore enacted, &c., as follows:—

Preamble.

I. The Provincial Secretary, Inspector General, and Receiver General, who are hereby constituted a Board of Commissioners for regulating the public printing and advertising, shall, in the first week in 1855, give notice, during eight consecutive weeks, in two newspapers printed in each of the Cities of Quebec, Montreal, Kingston, Toronto, and Hamilton, which to them shall appear to have the widest circulation, that sealed proposals will be received at the office of the Provincial Secretary until the day after the eighth publication of said notice, for the executing of the several branches of the Provincial Public Printing, in separate contracts, as hereinafter specified, until the first Monday in January, 1857; and the said Secretary, Inspector General, and Receiver General, shall, on the first week in October, 1856, and biennially thereafter, give notice as above prescribed, during eight consecutive weeks, for the execution of the several branches of the Public Printing, for the term of two years from the first Monday of January next thereafter, which proposals shall distinctly and specifically state the price per thousand ems, for the composition of all Bills, Resolutions or other matter, that may be ordered to be printed in Bill form, the price per thousand ems for the composition of Pamphlets or Reports ordered to be printed in Pamphlet form; the price per thousand ems for the composition of the Journals of the Legislative Council and Legislative Assembly; the price per thousand ems for the composition of the General Laws; the price per thousand ems for the composition of the local Laws, the price per token for press work of all Bills, Resolutions, or other matter ordered to be printed in bill form; the price per token for press work of all Pamphlets, Reports, or Communications to be printed in Pamphlet form; the price per token for press work for the Journals of the Legislative Council and Legislative Assembly; the price per token for the press work of the General and Local Laws; the price per token for press work of the volumes of Legislative Documents, and the price per thousand ems for the composition, and the price per quire for press work, of Blanks and Circulars for the Executive Offices, at which the bidder is willing to take the contract bid for; and in such manner as is prescribed in this Act. The Secretary, Inspector General, and Receiver General, shall publish an abstract of this law, stating distinctly each item to be bid for, the character of the work, and the mode of allow-

Annual advertisements for Public Printing.

What the tenders must state.

Abstract of this Act to be published.

Opening tend- ing compensation for the same ; and the said Secretary, Inspector General, 5
 ers. and Receiver General, or any two of them, shall, within two days after the
 expiration of such notice, proceed to open, in presence of such of the
 competitors for the work as may choose to attend, all such proposals by
 them received ; and they shall, on careful examination and strict compu- 5
 tation, give the contract for each of the hereinafter named branches of
 Public Printing to the lowest bidder therefor, who will comply with all the
 provisions of this Act ; Provided, that if two or more bidders shall propose 10
 for the same contract, and the proposals of one be lower on composition,
 and the proposals of another be lower on press work, then the said Secre- 10
 tary, Inspector General, and Receiver General, taking to their assistance a
 disinterested practical Printer, shall proceed to compute the same by taking
 as a basis the aggregate number of ems, and the aggregate number of
 tokens of press work, of the same kind of printing, for the last Session of 15
 the Provincial Legislature preceding ; and they shall give the contract to the
 lowest bidder under the computation aforesaid. The same person may
 become contractor for not more than two branches of the Public Printing,
 if he shall be the lowest bidder in both ; but the Secretary, Inspector 20
 General, and Receiver General, shall neither receive nor consider the bid
 of an irresponsible bidder, and one who shall not along with his bid, tender 20
 to the Executive Officers aforesaid, satisfactory assurance, subscribed by
 his proposed surety or sureties, that such surety or sureties will execute
 the bonds required by the 10th Section of this Act, shall be deemed irre-
 sponsible.

What printing II. The Printing of all Bills for the two Houses of the Legislature, 25
 shall form the together with such Resolutions and other matters as may be ordered by
 subject of se- the two Houses, or either of them, to be printed in bill form, shall be let
 parate con- in one contract ; the Printing of the Journals of the Legislative Council
 tracts. and the Legislative Assembly, and of such Reports, Communications, and
 other Documents as enter into, and make a parts of the Journals shall be 30
 let in another Contract ; the printing of all Reports, Communications, and
 other Documents that may be ordered to be printed in Pamphlet form, by
 the Legislature, or either branch thereof, except such as enter into and
 make a part of the Journals, together with the volume or volumes of Public 35
 Documents, shall be let in another separate contract ; the Printing of the
 General and Local Laws, and such joint Resolutions as may be directed by
 the Legislature to be printed therewith, shall be let in another separate
 contract, and the Printing of all Blanks and Circulars necessary for the
 Executive Officers of the Province, shall be let in another separate contract.

Form for III. The Bills shall be printed in folio foolscap form, in small pica type, 40
 Bills. each page to contain not less than twenty-five lines of solid matter of the
 usual length, with a brevier blank only in each space between the lines,
 and in counting the composition upon bills, the same shall be measured
 as solid matter, and every necessary fraction of a page shall be counted
 as a full page ; but no entire blank page shall be counted or charged for. 45

Form for IV. The Journal shall be printed in medium octavo form, in neat long
 Journals. primer type, and in as close and compact order as is consistent with good
 workmanship, without unnecessary blank or broken pages, each page to
 contain as near as may be fifteen hundred ems, including head and foot lines. 50

Form for vo- V. The volumes of the Public Documents, and all Reports, Communica-
 lumes of Re- tions and other documents ordered to be printed in Pamphlet form, shall be
 ports, &c. printed on the same kind of type, and the pages be of the same size as spe-
 cified for the Journals in the preceding section : said documents to be
 printed in Pamphlet form, shall be printed in close compact order, without 55

- title pages, unnecessary blank, or open spaces; the volumes of Public Documents shall contain nothing that shall have been inserted in the Laws or Journals of the same year, except the Annual Reports of the Public Officers; and the various Reports, Communications, and other Documents proper to be inserted therein, shall follow each other in as close compact order as is consistent with good workmanship, without the intervention of unnecessary blanks or separate title pages; and the paging thereof shall be consecutive: and at the conclusion there shall be an index, to be made out by the printer, referring to the particular page at which each separate Document commences.
- 10 In all cases where any document is printed in Pamphlet form by order of the Legislature, or either branch thereof, by the contractor for the Printing of the volumes of Public Documents which shall also be inserted in the volume of Public Documents, and in all cases where any such Document is printed in Pamphlet form by the contractor for the Printing of the Journals, 15 which shall also be printed in the Journals, but one charge shall be made or allowed for the composition thereof.

As to Documents first printed in Pamphlet form.

VI. The Laws shall be printed in royal octavo form, on good small pica type, the pages to be of the same size and form as those in the Form of Laws.

20

- VII. That in the composition of all Pamphlets, Laws, Journals and volumes of Public Documents, every necessary fraction of a page shall be counted as a full page, but no entire blank page shall be counted or charged for; and if in any branch of the Printing, tabular statements occur, which it shall be impracticable to print on the ordinary sized pages, by using a smaller size of types, the same shall be printed on tabular sheets of the necessary size, and the amount of composition on the same shall be ascertained by measuring the printed surface and thereby ascertaining the number of ems; and for all rule and figure work, a price and a half for composition shall be allowed, the same to be ascertained by strict measurement and count. But one charge shall be made for the composition of all Documents ordered to be printed by both branches of the Legislature, and no charge or allowance shall be made for composition when extra and additional copies are ordered to be printed.

Mode of calculating Composition.

- VIII. In charging and counting the press-work, whether on Bills, Journals, Laws, Pamphlets or volumes of Public Documents, the token shall consist of one hundred and twenty-five sheets, printed on both sides, or two hundred and fifty sheets printed on one side only.

Mode of calculating Press work.

IX. Each contractor for any branch of the Public Printing, shall deliver over to the Provincial Secretary or on his order, in the sheet, all copies ordered to be printed, in good order. Delivery of work.

- X. It shall be the duty of the Provincial Secretary to give immediate notice to the successful bidder, that his proposals have been accepted; and each successful bidder shall, within ten days after receiving such notice, enter into bonds payable to Her Majesty, in the sum of for each and every branch of the Public Printing so awarded to him, with at least two sufficient and approved sureties, conditioned for the faithful performance, pursuant to this Act, of that branch or branches of the Printing for which he has been adjudged the successful bidder; and

Notice to successful bidder.

Security to be given.

if he shall fail so to give bond within ten days, then the contract shall be given to the next lowest bidder, who will give bond as aforesaid.

Stitching,
Folding, &c.,
documents, to
be given by
contract.

XI. The folding of all Bills Resolutions, Pamphlets or Documents, ordered to be printed, together with the stitching of the same, and the brochure covering of all Documents ordered to be covered by the Legislature, or either branch thereof, shall be let in one contract, and the folding, stitching, and binding of the Laws, Journals, and volumes of Public Documents, shall be let in another contract. 5

Notice that
tenders will be
received.

XII. The Secretary, Inspector General and Receiver General, at the same time and in the same manner as is prescribed in the first section of this Act, shall give notice that sealed proposals will be received for the folding and stitching of all Bills, Resolutions, Pamphlets or Documents ordered to be printed, and the brochure covering of all Documents ordered to be covered; and for the folding, stitching and binding of all the Laws, Journals, and volumes of Public Documents; which proposals shall specify the rate per hundred sheets for folding, the rate per hundred copies for stitching all Bills, Resolutions, Pamphlets or Documents, the rate per hundred copies for brochure covering all Documents ordered to be covered; and the rate per hundred sheets for folding, the rate per hundred copies for stitching, and the rate per hundred copies for binding the Laws, Journals, and volumes of Public Documents, at which the contractor is willing to do the same; and each successful bidder to whom the contracts, or either of them, may be awarded, shall enter into bond in the sum of _____, in the same manner as is prescribed in the 10th section of this Act, for the faithful performance of the same. 10 15 20 25

Particulars re-
quired in tend-
ers.

Binding.

XIII. The binding of the Laws, Journals, and the volumes of the Public Documents, shall be in the same style, and of the same materials, as of the volume of Statutes of this present Session.

Mode of calcu-
lating folding
and stitching
work.

XIV. In counting the folding and stitching of all Bills, Resolutions, Pamphlets or Documents, no half sheets shall be counted, charged for, or allowance made. Folding, stitching and binding shall include the collating, drying, and pressing, and no charge or allowance shall be made for collating, drying, and pressing. 30

Accounts and
Vouchers for
Printers'
work.

XV. That each contractor for any branch of the Public Printing, shall file and preserve one copy of each document, or other matter by him printed for the Province, which file he shall deposit, together with his accounts for printing, with the Provincial Secretary, on or before the first Monday in _____, annually; in which account shall be specifically stated the various jobs performed, the number of ems composition in each, the extra charge, if any, for rule and figure work in each, the number of tokens of press work in each, designating whether ordered by the Legislative Council, Legislative Assembly, or jointly by both, or by other officers or agents of the Province, together with the kind and quantity of paper used for each job. 35 40 45

And for fold-
ing, stitching,
binding, &c.

XVI. Each contractor for the folding, stitching, covering and binding, shall file and preserve one copy of every document or other matter by him folded, stitched or bound, which file he shall deposit, together with his accounts for the same, with the Provincial Secretary, on or before the first day of _____, annually; which account shall specifically state each item, as provided for in the twelfth Section of this Act, and the number of copies of each Bill, Resolution, Pamphlet or Document folded, stitched or 50

covered, and the number of copies of Laws, Journals, and Documents, bound.

XVII. That on the fying of any account and vouchers, under the two last preceding sections, the Secretary, Inspector General, and Receiver 5 General, shall carefully examine such accounts, together with the vouchers therefor, and the orders for the same; and if any errors be found in such account by said examining Officers, they shall immediately correct the same; and if they shall find any unnecessary blanks or increased number of pages, caused by stretching out of matter, or other device of the Printer, they 10 shall deduct from the account of the contractor double the amount of composition and press work charged for such unnecessary blank or increased number of pages, together with the additional amount of paper consumed thereby; and if any error shall be committed in executing any branch of the Printing aforesaid, by which the sense or meaning may be altered, 15 said examining Officers shall deduct from the account of the contractor by whom the error was committed, the amount of compensation to which he would have been entitled for the composition and press work of the whole sheet in which such error shall be found, and also the value of all paper consumed in the printing of the sheet containing such error; but the said 02 Secretary, Inspector General, and Receiver General, shall in no case allow constructive charges, or any other charge than is specifically named in this Act.

Examination of accounts, how to be conducted.

Errors in printing, penalty for.

XVIII. That after any account as aforesaid shall have been examined by the proper Officers, and all errors and overcharges corrected and proper 25 deductions made therefor, pursuant to the foregoing section, said account shall be certified to be correct, by said examining Officers, or any two of them; and when any account shall be so audited and certified, the Inspector General shall draw a bill upon the Receiver General for the amount thereof, payable out of any moneys appropriated for that purpose.

Payment of accounts after deducting overcharges.

XIX. The contractor for the Printing of the Bills, Resolutions, or other 30 matter to be printed in Bill form, shall promptly and without delay, execute all orders of the Legislature, or either branch thereof, for the Printing of all Bills and Resolutions; and all contractors under the provisions of this Act, shall promptly and without unnecessary delay, execute all 35 orders to them issued by the Legislature, or either branch thereof, or the Executive Officers of the Province; and the Laws, Journals, and volumes of Public Documents, shall be printed and delivered to the contractor for the folding, stitching and binding, on the order of the Provincial Secretary, within thirty days after the adjournment of the Legislature; and 40 said contractor shall, within twenty days after the receipt thereof, execute the folding, stitching and binding, and deliver to the said Provincial Secretary the volumes so bound, under the penalty of a forfeiture of their bonds: Provided however, that the said Secretary, Inspector General, and Receiver General, may, on good cause shown by either of the contractors, 45 extend the time, not exceeding thirty days, for the executing of their several contracts.

Time within which each kind of work must be performed.

XX. The paper for the Provincial Public Printing aforesaid, shall be provided by the Province, and the Provincial Secretary shall, from time 50 to time, as the same may be wanted, deliver over to each contractor, suitable paper for the Printing which he is required by his contract to do, and shall take from each contractor, and preserve a receipt for all paper so delivered; and at the annual settlement, each contractor shall deliver over to the Provincial Secretary all paper which has not been

Paper to be furnished by the Government.

used in the Public Printing; and if any of such paper shall have been wasted or converted to any other use, the contractor to whom the same shall have been delivered, shall be charged with the value thereof, together with the penalty of fifty per cent, and the amount shall be deducted from his account. 5

Paper to be purchased by contract and by weight.

XXI. The paper shall be purchased by annual contract, by the Secretary, Inspector General, and Receiver General, and each contract duly advertised. The proposals shall state the sizes of paper required and the weight per ream, and specimens of the quality shall be kept in the Secretary's office; all contracts shall be entered into and paid for at so much per pound for each size and quality, according to actual weight. 10

Accurate copy to be furnished to Printer.

XXII. The Provincial Secretary shall furnish a true and accurate copy of the Laws, as they may be demanded by the Printer thereof; and the Clerk of the Legislative Council and the Clerk of the Legislative Assembly shall each furnish to the Printer, who is bound by his contract to print the same, copies of the Journals, Bills, Reports, and other Papers and Documents without unnecessary delay; and no contractor shall be accountable for any delay occasioned by the want of such copy. 15

Queen's Printer abolished.

XXIII. The offices of Printer to the Queen, and of Law Printer to the Queen, are hereby abolished; and provision shall be made for the publication of notices now directed to be published in the Canada Gazette, in 20

How official notices, &c., shall be published.

manner following, that is to say: the Provincial Secretary, Inspector General, and Receiver General, shall advertize, in the same manner, in the same newspapers, at the same times, and for the same length of time, as is prescribed in Section I. of this Act relative to printing contracts, for 25

Contract for the same, after advertisement. Tenders.

proposals for the publication of the Canada Gazette in large folio newspaper form, including extras or supplements when required, which proposals shall state the price per folio of 100 words, at which each person proposing would contract for the regular weekly publication, at the seat of Government, in the Canada Gazette, of all such notices as now are or may 30

What particular tenders must contain.

hereafter be required to be published in the Canada Gazette; said contracts to be entered into for the same periods as the contracts for printing named in Section I. of this Act: the quality, weight and size of the paper to be agreed upon in each contract; and the type to be, in all cases, 35

minion, unless where a notice or document might be especially ordered by any member of the Executive Council to be published in larger type: 35

the proposals to state the rate per folio of 100 words, for the first insertion of any advertisement in the said Gazette, and the rate for each subsequent insertion of the same advertisement; as also the price to be charged to the Government and to individuals for subscription to the said Gazette per 40

single copies, and the rate per annum: and the contract shall, in each case, be adjudged and given to the lowest bidder who offers immediate and satisfactory security for the fulfilment of the same. 40

Security to be given.

XXIV. The contractor for publishing the Canada Gazette shall execute a bond to Her Majesty, with good and sufficient security, to be approved 45

Effect of notices so published, &c. Price to be paid by private parties, &c.

of by said Commissioners, for the faithful performance of his contract; and by the publication of said notices shall have the same effect when given, in evidence, as has heretofore been given by law to notices published in the Canada Gazette by the Queen's printer or law printer; and the person or 50

persons to whom the said contract shall be awarded, shall charge and receive from the person or persons ordering the publication thereof, the prices stipulated in said contract, to be made with the said Commissioners, and no more; and all such notices as shall be in the course of publication 50

after the passage of this Act, at the time when such contract for publishing the Canada Gazette shall take effect, shall be continued therein, in the same manner and to the same effect, as if this law had not been passed: Provided, however, that the said Gazette shall, as at present, be restrained Proviso.
 5 to the publication of Government, and Official notices and advertisements, and not used for the circulation of political, religious, or partizan intelligence and editorial articles, as a party newspaper.

XXV. Nothing in this Act contained shall be taken to interfere with Act not to af-
 any contract or agreement for the Printing or Binding for the Legislature fect existing
 10 during the present Session ; nor of the Statutes or Journals of the present contracts.
 Session : in all other respects it shall take effect at the time of its passage.

XXVI. All Acts and parts of Acts inconsistent with this Act, are hereby Repealing
 repealed. clause.