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137

George Can. Nov 2

L A W S
 OF
 HIS MAJESTY'S PROVINCE
 OF
U P P E R - C A N A D A,
 IN
 N O R T H - A M E R I C A ;

ENACTED IN THE SECOND SESSION OF THE THIRD PROVINCIAL
 PARLIAMENT IN THE YEAR OF OUR LORD ONE THOU-
 SAND EIGHT HUNDRED AND TWO, AND OF
 HIS MAJESTY'S REIGN THE
 FORTY-SECOND.

PETER HUNTER, ESQUIRE, LIEUTENANT GOVERNOR.



YORK, UPPER CANADA:

PRINTED BY JOHN BENNETT, PRINTER TO THE KING'S MOST EXCELLENT MAJESTY:
 1802.

Carton 5 - 4-7



L A W S
O F
HIS MAJESTY'S PROVINCE
O F
UPPER-CANADA:

PASSED IN THE SECOND SESSION OF THE THIRD PROVINCIAL PARLIAMENT OF
UPPER CANADA, MET AT YORK ON THE TWENTY-FIFTH DAY OF MAY IN THE
FORTY-SECOND YEAR OF THE REIGN OF OUR SOVEREIGN LORD GEORGE THE
THIRD, AND PROROGUED ON THE SEVENTH DAY OF JULY FOLLOWING.

C H A P. I.

*An ACT the better to ascertain and secure the Titles to Lands in this Pro-
vince.*

[July 7th, 1802.]

L. **W**HEREAS a certain Act of this Province passed in the thir-
ty-seventh year of His Majesty's reign, entitled "an Act for se-
curing Titles to Lands in this Province," and which Act has been since
extended by a certain other Act entitled "an Act to continue an Act entitled
an Act for securing the Titles to Lands in this Province" will very shortly
expire; and whereas it is judged expedient to make further provision for
the ascertaining the validity of certain claims to lands in cases in which His
Majesty's letters Patent have not as yet been made out, BE IT ENACTED by
the King's Most Excellent Majesty by and with the advice and consent of
the Legislative Council and Assembly 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 govern-
ment of the said Province" and by the authority of the same, That at any

Preamble.

Commission to Office.
time

time during the space of two years from and after the expiration of the before mentioned Act, it shall and may be lawful to and for the Governor, Lieutenant Governor, or Person administering the Government of this Province to issue such and so many Commissions under the Great Seal of this Province for each and every District within the said Province, in such manner and form, and to be directed to such and so many persons as he shall judge proper, of whom His Majesty's Chief Justice of this Province or one of the Justices of the Court of King's Bench shall be one, which said Commissioners or any three of them in cases in which His Majesty's letters Patent have not as yet been made out, shall by and under the authority of such Commission or Commissions, have power to hear and determine in manner hereinafter specified all claims to Lands, or to a lien or liens upon Lands in this Province in which the claim or title of the original nominee or nominees shall be found to have accrued or existed, prior to the passing of this Act and respecting which lands no Report has been made under the said former Acts, whether such claims shall be set up by the original nominee or nominees thereof, or by persons claiming absolute title under such nominee or nominees, or as mortgage creditors of, or under such nominee or nominees; Provided the original nominee or nominees founded his, her, or their claim or claims under the authority of General Haldimand's certificates, Lieutenant Governor Hamilton's certificates, the Surveyor General's Department, Land Board certificates, Magistrates recommendations, Treasury Tickets for Canada Bounty, and Orders in Council, or any other authority in any wise derived from his Majesty.

Judges to be Commissioners.

How Claims to be brought forward,

II. *And be it enacted by the authority aforesaid;* That it shall and may be lawful to and for all and every person or persons setting up such claims as aforesaid, either in person or by agent duly authorized to come before and produce to such Commissioners or any three of them whereof the said Chief Justice or some one of the said Justices of the said Court of King's Bench shall be one, all such documents and evidences as he, she or they may be in possession of, for the purpose of satisfying such Commissioners as aforesaid of the validity of such claim or claims as he, she or they, shall or may set up to any such lands as aforesaid, for which purpose such Commissioners or any one of them, are and is hereby authorized and empowered to administer such oath or oaths either to the party or parties claiming, or to the witness or witnesses appearing in support of such claim or claims, whether the same be between subject and subject, or between the subject and the Crown, as shall be judged proper and expedient; and also by summons under the signature of any one of the said commissioners to require the attendance of all such persons whose evidence may be judged necessary to ascertain the validity of any such claim or claims, or to explain the subject matter thereof, and in such summons also to order the production of all such books, papers and documents as shall be in the custody or power of any such person or persons, whose attendance shall be so required by such summons, in such manner

and proved.

Commissioners may summon Witnesses, &c.

manner as such commissioner or commissioners signing such summons shall deem expedient; which summons all and every person and persons to whom the same shall be directed, is, and are hereby required to yield obedience to upon being duly served therewith. Provided always nevertheless, and it is hereby declared, that the said commissioners acting under such authority as aforesaid, are hereby authorized and empowered to receive such written or oral testimony as may be produced to them, whether the same be or be not consistent with the rules of evidence laid down or established by the Laws of England; and to give and allow such force and effect to such testimony as justice in each respective case shall in their judgment require.

III. *And be it further enacted by the authority aforesaid,* That after the said commissioners shall in virtue of such commission or commissions, have examined such claim or claims as aforesaid, they shall be at liberty either to reject such claim or claims, or to allow the same as in their judgment, justice and the equity and good conscience of the case may require, without any regard to legal forms or solemnities whatsoever, and to report on the same accordingly, which report shall be final and conclusive, and shall be addressed to the Governor, Lieutenant Governor, or Person administering the Government of this Province in Council; and from thenceforth, the Governor, Lieutenant Governor, or Person administering the Government of the Province, shall be at liberty, and he is hereby empowered and authorized to issue his Majesty's Letters Patent for the lands specified in such report, to the party or parties, his, her or their heirs and assigns, in favour of whom such report shall have been made in manner aforesaid. Provided always nevertheless, that in case the said Commissioners or either of them shall, during their sitting, or within fifteen days after they shall have signed said report, and before his Majesty's Letters Patent shall have been issued in pursuance thereof, by representation from any person or persons claiming to be interested therein, be satisfied, or have reason to believe that the report so far as concerns any particular lot or lots of land, has been obtained by surprize, or has been made erroneously, or that another person can shew a preferable claim to such lot or lots of land, and that justice requires that such report should be staid, so far as concerns such lot or lots of land; that then it shall and may be lawful to and for the said commissioners, or any other commissioners who may fit in execution of the said commission, or of any subsequent commission, to rehear such claim, or to let in new claims to such particular lot or lots of land, and upon such rehearing such commissioners shall be at liberty to report on the claims to be thereupon heard, as if no report had before been made, and such commissioners shall also be at liberty, if they shall judge it expedient to justice, to order any of the parties, at whose instance such rehearing was obtained to pay such sum or sums of money to the party or parties in favor of whom a Report shall have been first made, as they shall see just, to be recovered in like manner as the costs and expences of witnesses are by this Act directed and authorized to be recovered.

Report to be final

addressed to the Governor, &c. in Council.

In what cases Commissioners may stay report,

and order rehearing.

and award costs.

Notice of the sitting
of the Commission-
ers.

IV. *Provided nevertheless and be it further enacted by the authority aforesaid,* that the said Commissioners shall not proceed to examine any such claim as aforesaid unless they shall have caused notice in writing of their intention to proceed upon the business of the said Commission to be fixed up in some conspicuous part of the office of the Clerk of the Peace, and at three other the most public places of each District respectively, at least one month before they shall begin to act therein; and also unless a notice specifying such claim or claims and the name or names of the claimant or claimants together with the number of the lot or lots, and of the concession or concessions with the name and names of the township and townships, district and districts, in which the lands so claimed respectively lie or are situated, shall have been fixed up in some conspicuous part of the said office of the Clerk of the Peace at least fifteen days before the same shall come on to be heard.

end of claims.

How Commissioners
shall proceed when
there are two or
more adverse claims

V. *And be it further enacted by the authority aforesaid,* that in all cases in which, before the Commissioners shall have proceeded to decide upon the right to any particular lot or tract of land, two or more notices by different persons, shall have been fixed up in the office of the Clerk of the Peace, claiming adversely such particular lot or tract of land, it shall and may be lawful to and for such Commissioners to defer or delay the hearing of such adverse claims or either of them, and to give to all, any or either of such claimants such further or enlarged time for the production of evidence, and for the decision of such claim or claims as such Commissioners shall deem expedient to justice.

How mortgages, &c.
may be brought for-
ward, and registrati-
on obtained.

VI. *And be it further enacted by the authority aforesaid,* That in all cases in which any claim or claims shall or may be set up before the said Commissioners under any mortgage, or security made, or by writing agreed to be made by such original nominee or nominees as aforesaid, or by any person or persons claiming under such nominee or nominees, the said Commissioners acting under such authority as aforesaid, are, if they shall be satisfied that such claim is well founded, hereby authorized and empowered to report in favor of such mortgage or mortgages, agreement or agreements which report respecting such mortgages or agreements, the Register of each County or Riding in which such lands shall be respectively situate, shall, and they are hereby required upon the production of the certificate of the said Commissioners, specifying their allowance of the said mortgage or agreement, to enregister or cause the same to be enregistered in the respective offices, and after such mortgages or agreements shall have been so enregistered accordingly, such registration shall have the same force and effect upon the said lands as the registration would have had if the party had been seized of the legal estate in such lands.

Penalty of false
swearing.

VII. *And be it further enacted by the authority aforesaid,* That in case any person or persons who shall appear before the said commissioners to give evidence

evidence respecting any such claim or claims as aforesaid, shall wilfully or corruptly forswear him, her, or themselves in the giving such evidence, he, she, and they shall incur the like pains and penalties as would have been incurred upon a conviction for wilful and corrupt perjury in any evidence given in his Majesty's Court of King's Bench in this Province, in any cause there depending.

VIII. *And be it further enacted by the authority aforesaid,* That in all cases in which witnesses shall have duly appeared to give evidence before such commissioners, either voluntarily or in obedience to such summons as aforesaid, it shall and may be lawful to and for the said commissioners to order and direct the party or parties who shall have produced such witness or witnesses, to pay such witness or witnesses for his, her, or their loss of time and expence, such sum or sums of money as such commissioners in their judgment shall deem equitable and just, and which order the party or parties upon whom the same shall be made, is, and he, she, and they is and are hereby required and enjoined to yield obedience to, and such sum or sums of money shall and may be recovered and recoverable under and by authority of this Act, by action or suit in any of his Majesty's Courts of Justice in this Province, due regard being had to their respective jurisdictions.

Witnesses expences
to be paid.

IX. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful for the Governor, Lieutenant Governor, or Person administering the Government of this Province for the time being, from time to time during the existence of this Act, by warrant under his hand, to order and direct the Treasurer of the said Province to pay to and for the use of the said commissioners acting in the execution of the said commissions respectively, such reasonable sum or sums of money, as will indemnify the said commissioners respectively against expences to be by them incurred during the sitting of, and in the execution of the said commission.

Expence of executing
the Commissions
to be defrayed from
the Provincial Treasury.

X. *And be it further enacted by the authority aforesaid,* That it shall and may be lawful to and for the Clerk of the Peace in each and every District who is hereby authorized and empowered to act as clerk of the said commission, to demand and receive of and from the several persons who shall apply to him for any of the purposes of this Act, the following Fees:—

Clerk's Fees.

For receiving, fixing up in his office, and sitting down for hearing any claim for a grant, and also for making up a report respecting the same, the sum of five shillings.

For receiving and setting down for hearing any caveat, three shillings and nine pence.

For a copy of the order respecting each claim respectively, two shillings and six pence.

For

For every summons signed by one or more commissioners for the attendance of one or more witnesses, two shillings and six pence.

XI. *And be it enacted by the authority aforesaid,* That this Act shall be in force for the space of two years from the day of the passing thereof and no longer.

C H A P. II.

An ACT to provide for the Administration of Justice in the District of Newcastle.
[July 7th, 1802.]

Preamble.

I. **W**HEREAS the Counties of Northumberland and Durham, with all the lands in their rear confined between their extreme boundaries, produced North sixteen degrees West, until they intersect the Northern limits of this Province, under and by virtue of a certain Act of Parliament entitled, "an Act for the better division of this Province," passed in the second Session of the Second Parliament thereof, (to which the Royal Assent was promulgated by proclamation bearing date the first day of January, in the fortieth year of his Majesty's reign) are declared to be a separate District of this Province, to be called the District of Newcastle; And whereas it is expedient that the said District of Newcastle should possess and enjoy all and every jurisdiction, privilege and advantage now possessed and enjoyed by the other Districts of 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 Courts of Oyer and Terminer, Assize, Nisi Prius, Gaol Delivery and of the Peace, Courts of General and Quarter Sessions of the Peace, District Court, Surrogate Court, Court of Requests, and every Court and Jurisdiction whatsoever held, or to be held, possessed and enjoyed in and by the other Districts of this Province, shall from henceforth, with the like powers and authorities, be held, possessed and enjoyed in, and by the said District of Newcastle; and that all and every jurisdiction, regulation, rule, privilege, exemption, matter or thing which hath, or have been enacted, provided and declared, or shall be hereafter enacted, provided and declared by any Act or Acts of the Parliament of this Province made or to be made, touching and concerning the said other Districts, shall be, and are hereby extended to that District, unless

Courts, &c. held in the other Districts to be held in this District.

unless otherwise provided for and declared by this Act; and that Courts of Oyer and Terminer, Assize, Nisi Prius and Gaol Delivery, shall first be held (unless under special Commission) in and for the said District of Newcastle, during the Circuit of the Judges of his Majesty's Court of King's Bench through this Province, in the year of our Lord one thousand eight hundred and three, Provided nevertheless, that if any cause of action hath arisen, or shall arise, and any action thereupon hath been or shall be commenced, or any indictable offence hath been or shall be committed within the said District of Newcastle, which said action or indictable offence by due course of Law might have been brought to issue and trial, if the said District of Newcastle had not been erected and constituted, at the next assizes to be holden in and for the Home District, it shall and may be lawful as heretofore, then and there to try the said actions and indictments, any thing herein contained to the contrary notwithstanding.

Courts of Oyer and Terminer, &c. postponed till 1803.

Pl. 16.

II. *And be it further enacted by the authority aforesaid,* That a gaol and court-house for the said District of Newcastle shall be erected and built in some fit and convenient place within the town of Newcastle, in such manner and under the same rules, regulations and directions as in that respect are made and provided in and by a certain Act passed in the thirty-second year of his Majesty's reign, entitled, "an Act for building a Gaol and Court-house in every District throughout this Province, and for altering the names of the said Districts," and that all and every the clauses, provisions, rules, regulations, matters and things in the said last recited Act contained, shall, under the same penalties as therein are contained in all cases, and in respect to all persons, extend and be extended to the District of Newcastle aforesaid.

Gaol and Court House to be erected.

III. *Provided nevertheless, and be it further enacted by the authority aforesaid,* That until such time as the said gaol and court house in and for the District of Newcastle aforesaid, shall have been erected and built, whether out of the fund produced by the District assessments and rates, or otherwise, that it shall and may be lawful for the majority of his Majesty's Justices of the Peace, residing within the District of Newcastle, to appoint some place therein for the holding of the Courts of General and of Quarter Sessions of the Peace, and of all the other Courts, held at a place certain in the said other Districts of this Province.

Provision until Gaol and Court House are erected.

IV. And whereas the said counties of Northumberland and Durham, with the said other lands now constituting the District of Newcastle, did heretofore belong to and constitute a part of the Home District of this Province, and were subject to the jurisdictions, powers and authorities of that District, *Be it therefore further enacted by the authority aforesaid,* That no jurisdiction, power or authority of what nature or kind soever to the said Home District at this time belonging and appertaining, shall extend or be construed to extend to the said District of Newcastle. Provided nevertheless that nothing

Jurisdictions, &c. of the Home District to cease.

herein contained shall affect, change or in any wise invalidate the Jurisdictions, Commissions, powers and authorities which heretofore were established, possessed and exercised in that part of the said Province, which before the erecting and constituting of the said District of Newcastle formed and constituted the Home District, and that all Acts, matters and things which have been lawfully done under and by virtue of the said Jurisdictions, Commissions, powers and authorities within that District so far as respects the validity of the authority under which the same have issued and are constituted previous to the erecting and constituting of the said District of Newcastle as aforesaid, and all Acts, matters and things which shall be lawfully done, under and by virtue of the same, in that part of the Province which now forms and constitutes the Home District, so far as respects the validity of the authority under which the same have issued and are constituted since the said District of Newcastle hath been so erected and constituted shall be held to be valid and good in Law to all intents and purposes whatsoever.

Present Magistrates,
&c. residing within
this District to con-
tinue.

V. *And be it further enacted by the authority aforesaid,* that His Majesty's Justices of the Peace and other persons bearing lawful authority residing within the said District of Newcastle, shall hold, enjoy and exercise, the like authority, power and jurisdiction within that District at the times and in the manner which they heretofore held, enjoyed and exercised within the Home District, before the erecting, constituting and declaring of the said District of Newcastle, or which is held, enjoyed and exercised by his Majesty's Justices of the Peace and other persons bearing lawful authority in the other Districts of this Province, Provided that the authority, power and jurisdiction, heretofore exercised by His Majesty's Justices of the Peace and other persons bearing lawful authority residing within the said District of Newcastle shall not in any wise be exercised or continued within that part of this Province now constituting the Home District but the same within that District shall from henceforth cease and determine.

but not to have any
authority out of it.

Application of Assess-
ments and Rates.

VI. *And be it further enacted by the authority aforesaid,* that the Assessments and Rates levied or to be levied for this current year of our Lord one thousand eight hundred and two, within the said District of Newcastle, shall be applied and expended for like purposes within that District as they now are or may be applied and expended under and by virtue of any Act or Acts of Parliament made or to be made in the other Districts of this Province.

C H A P. III.

An ACT to declare and ascertain the Rates which the Receiver General shall take and retain to his own use, out of the Monies passing through his hands, which are subject to the disposition of the Parliament of this Province.

[July 7th, 1802.]

MOST GRACIOUS SOVEREIGN,

WHEREAS doubts have arisen respecting the Rates which by law the Receiver General is allowed to take and retain to and for his own use and benefit, out of the Monies at the disposition of the Parliament of this Province, passing through his hands; And whereas it is expedient that such doubts should be removed, we therefore your Majesty's most dutiful and loyal subjects the Commons of Upper Canada in Parliament assembled, do most humbly beseech your Majesty that it may be declared and enacted, and be it declared and 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 out of all and every the sum and sums of money at the disposition of the Parliament of this Province, which at any time or times heretofore have been received, paid out and accounted for by his Majesty's Receiver General, or at any time or times hereafter shall or may be received, paid out and accounted for by his Majesty's said Receiver General for the time being, it shall and may be lawful to and for him the said Receiver General to take and retain to and for his own use, benefit and emolument, the following rates and allowances, that is to say, for every hundred pounds of such monies as aforesaid, collected within this Province, and by him the said Receiver General received, paid out, and accounted for as aforesaid, three pounds, and so in proportion for any greater or lesser sum or sums of such monies; and no more; and for every hundred pounds of such monies as aforesaid, answered by and issuing out of the Province of Lower Canada, in lieu of, and as a compensation for such drawbacks as this Province is entitled to claim and have for certain duties imposed by certain acts of the Parliament of that Province upon goods, wares and merchandizes, coming into this Province, three pounds and ten shillings, and so in proportion for any greater or lesser sum or sums of such monies as aforesaid, and no more.

II. *Provided always, and be it further declared and enacted by the authority aforesaid, That nothing herein contained shall extend or be construed to extend to enable the said Receiver General under any other appellation, title, pretence, or colour whatsoever, to take or retain to his own use, benefit or emolument any additional or other rate or rates, allowance or allowances, out of the money and for the services herein before mentioned, other than such as herein before are specified, mentioned and contained, any law, usage or custom to the contrary in any wise notwithstanding.*

C H A P. IV.

An ACT to enable the Governor, Lieutenant Governor, or Person administering the Government of this Province to appoint one or more additional Port or Ports, Place or Places of Entry within this Province and to appoint one or more Collector or Collectors at the same respectively.

[July 7th 1802.]

Preamble.

WHEREAS it is expedient that further provision be made for the better collecting and for prevention of the evading of the payment of certain duties imposed on Goods and Merchandize brought into this Province from the United States of America under and by virtue of a certain Act of Parliament passed in the forty-first year of His Majesty's reign, entitled an Act for granting to His Majesty, his heirs and successors to and for the uses of this Province the like duties on Goods and Merchandize brought into this Province from the United States of America as are now paid on Goods and Merchandize imported from Great Britain and other places; 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 it shall and may be lawful for the Governor, Lieutenant Governor, or Person administering the Government of the said Province, by and with the advice and consent of the Executive Council thereof from time to time as occasion shall require and as to him shall seem meet to declare and appoint by Proclamation or otherwise one or more additional Port or Ports of Entry and Clearance Place or Places (other than Ports) of Entry and Clearance for all Goods and Merchandize not being entirely prohibited and for the payment of all duties liable to be paid on all Goods and Merchandize brought into this Province

Governor, &c. in Council to declare additional Ports of Entry.

Province from the United States of America imposed and established by virtue of the above mentioned Act of Parliament passed in the forty-first year of His Majesty's reign and according to the directions of the same and that it shall and may be lawful for the Governor, Lieutenant Governor or Person administering the Government of this Province under his Hand and Seal at Arms to nominate and appoint one or more Collector or Collectors at the said additional Ports of Entry and Clearance and at the place or places (other than Ports) of Entry and Clearance in like manner as he is now by law authorized to nominate and appoint one or more Collector or Collectors at the respective Ports of Entry and Clearance particularly specified in the said last mentioned Act.

Governor, &c. to appoint Collectors.

II. *And be it further enacted by the authority aforesaid, that all and every the powers, directions, rules, emoluments, clauses, matters and things which in and by the said Act passed in the forty-first year of His Majesty's reign were enacted, provided and established respecting the Collector or Collectors at the respective Ports of Entry and Clearance therein mentioned shall be and are hereby extended to such Collector or Collectors as shall be nominated and appointed in manner as aforesaid by the Governor, Lieutenant Governor or Person administering the Government of this Province at the said additional Port or Ports of Entry and Clearance or place or places other than Ports of Entry and Clearance under and by virtue of this Act.*

Collectors so appointed to have the same powers, &c. as other Collectors.

III. *And be it further enacted by the authority aforesaid, that this Act shall be and continue to be in force for three years and no longer.*

C H A P. V.

An ACT for applying a certain sum of Money therein mentioned, to make good certain Monies issued and advanced by his Majesty through the Lieutenant Governor, in pursuance of two several Addresses of the Commons House of Assembly.
[July 7th, 1802.]

MOST GRACIOUS SOVEREIGN,

WHEREAS in pursuance of an Address of your Commons House of Assembly to PETER HUNTER, Esquire, Lieutenant Governor of your Province of Upper Canada, bearing date on the sixth day of July in the forty-first year of your Majesty's reign; the sum of seven hundred and fifty pounds has been issued and advanced by your Majesty through your Lieutenant Governor, to the Commissioners nominated and appointed by him your Lieutenant Governor aforesaid, for carrying into effect the intention of your Majesty's said Commons to encourage and promote the culture and
D exportation

Preamble.

exportation of Hemp; And whereas in pursuance of a certain other Address of your said Commons House of Assembly to your Majesty's Lieutenant Governor aforesaid, bearing the same date as the former, the further sum of eighty-four pounds and eight pence has been issued and advanced by your Majesty through your Lieutenant Governor aforesaid, to the Clerks of the two Houses of Parliament, as well in satisfaction of certain disbursements of monies made by them the said Clerks in answering and discharging of certain contingent expences attending the last Session of Parliament as to enable them the said Clerks to provide a supply of Stationary for the future purposes of the Parliament; May it therefore 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 out of the surplus of any fund or funds subject to the disposition of the Parliament of this Province, and collected under the authority of any Act or Acts thereof, now remaining in the hands of the Receiver General unappropriated, there shall be issued and applied the sum of eight hundred and thirty-four pounds and eight pence, to make good the aforesaid two sums of money which have so as aforesaid been issued and advanced by his Majesty through his said Lieutenant Governor in pursuance of the aforesaid two addresses.

§341. os. 8d. to be issued from the Provincial Treasury to make good the like sum paid in pursuance of Addresses of the Assembly.

How to be accounted for.

II. *And be it further enacted by the authority aforesaid,* That the due application of the said sum of money, pursuant to the directions 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.

