

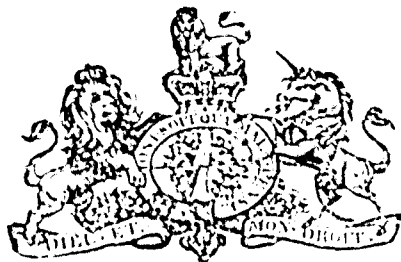
THE
S T A T U T E S
OF
THE UNITED KINGDOM
OF
GREAT BRITAIN AND IRELAND.

WITH
NOTES AND REFERENCES,
TABLES SHOWING THE EFFECT OF THE YEAR'S LEGISLATION,
AND A COPIOUS INDEX.

By GEORGE KETTLBY RICKARDS, Esq.

OF THE INNER TEMPLE,
COUNSEL TO THE SPEAKER OF THE HOUSE OF COMMONS.

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C A P. X.

An Act to empower the Legislature of *Canada* to make Laws regulating the Appointment of a Speaker of the Legislative Council. [8th August 1859.]

‘ **W**HEREAS by an Act passed in the Session of Parliament holden in the Third and Fourth Years of Her Majesty, Chapter Thirty-five, “to reunite the Provinces of *Upper* and *Lower Canada*, “and for the Government of *Canada*,” it is amongst other things provided, that the Governor of the Province of *Canada* shall have Power and Authority, from Time to Time, by an Instrument under the Great Seal of the said Province, to appoint One Member of the said Legislative Council to be Speaker of the said Legislative Council, and to remove him, and appoint another in his Stead: And whereas by an Act passed in the Session of Parliament holden in the Seventeenth and Eighteenth Years of Her Majesty, Chapter One hundred and eighteen, “to empower the Legislature of *Canada* to “alter the Constitution of the Legislative Council for that Province, and for other Purposes,” Power was given to the Legislature of *Canada* to alter the Manner of composing the Legislative Council for that Province, and to make it consist of such Number of Persons appointed or to be appointed or elected by such Persons, and in such Manner as to the said Legislature may seem fit, in the Manner and subject to the Conditions by that Act provided, and for the Purpose aforesaid to vary and repeal, in such Manner as to them may seem fit, all or any of the Provisions of the first-recited Act, and of any other Act of Parliament now in force which relate to the Constitution of the Legislative Council of *Canada*; and it was thereby further enacted, that the Speaker of the Legislative Council should, as theretofore, be appointed by the Governor: And whereas the said Legislature, in pursuance of the Powers conferred on them by the said last-recited Act, have, by an Act of the Province of *Canada* passed in the Session of the said Legislature holden in the Nineteenth and Twentieth Years of Her Majesty, “to change the Constitution of the Legislative Council by rendering the same elective,” provided for the Election of Members of the said Council, and for the gradual Substitution of elective for appointed Members thereof: And whereas Doubts have been entertained whether it is lawful for the Legislature of *Canada*, under the Powers given to them by the said last-recited Act of Parliament, to provide for the Appointment or Election of a Speaker of the Legislative Council, and it is expedient that such Doubts should be removed:’ Be it enacted by the Queen’s most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

I. It shall be lawful for the Legislature of *Canada*, by any Act or Acts passed in the Manner and subject to the Conditions specified in the said last-recited Act of Parliament, to alter the Constitution of the Legislative Council of the said Province, by providing for the Appointment or Election of a Speaker of the said Council; and for this Purpose to vary and repeal, in such Manner as to them may seem fit, so much of the herein-before recited Sections of the said Acts of Parliament, and of the Provisions of the said recited or any other Acts of Parliament, as relates to the Appointment of such Speaker.

Legislature of Canada may make Laws touching Appointment, &c. of a Speaker of the Legislative Council.

C A P. XI.

An Act to confirm certain Provisional Orders under the Local Government Act (1858). [8th August 1859.]

‘ **W**HEREAS the Secretary of State for the Home Department, being One of Her Majesty’s Principal Secretaries of State, has, under the Provisions of the Local Government Act, 1858, duly made certain Provisional Orders in the Schedule to this Act annexed, and it is provided by the aforesaid Local Government Act that no such Orders shall be of any Validity whatever until they shall have been confirmed by Parliament, and it is expedient that the said Orders should be so confirmed, and further Provision made in relation thereto:’ Be it therefore enacted by the Queen’s most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

I. The Provisional Orders contained in the Schedule hereunto annexed shall, from and after the passing of this Act, be absolute, and be as binding, and of the like Force and Effect, as if the Provisions of the same had been expressly enacted in this Act: Provided always, that nothing in the Provisional Order for the Borough of *Wigan*, numbered 3. in the Schedule to this Act annexed, or in this Act, shall be deemed to give any Powers for the compulsory Purchase of Land beyond the Boundary of the said Borough.

Provisional Orders in Schedule confirmed.

II. ‘And whereas the Consent of the *Warwick* Local Board of Health has been duly given, as required by the Local Government Act, 1858, to the Addition to the District of *Leamington* as constituted under the Public Health Act, 1848, of so much of the Piece of Land described in the *Leamington* Provisional Order in the Schedule to this Act annexed as lies in the District of the said *Warwick* Local Board, and there are no Ratepayers of the Parish of *Milverton* residing on so much of the said Piece of Land in such Order described as lies within the said Parish to give Consent to the aforesaid Order:’ Be it therefore enacted, That the Boundaries of the District of the Local Board of Health for

Alteration of Boundary of Leamington District.