

(JUNE 4.)

[1922]

(No. 182.)

GOVERNMENT NOTICE.

THE attention of the Supervisors and Commissioners of Bye Roads is hereby called to the following instructions and to the second, third, fourth, fifth and sixth clauses of the Act 8 Vict. cap. 84, to which they are enjoined strictly to adhere; and on sending in their Accounts to the *Auditor General*, as required, they are to make Reports to the Lieutenant Governor of the state of the Roads in their charge.

By His Excellency's Command.

Secretary's Office, 14th May, 1845.

A. READE.

THE several Commissioners appointed to expend the Bye Road Grants of 1845 are hereby directed and required to send in their Accounts to the Auditor General on or before the 10th day of October next, and are strictly enjoined to keep the expenditure within the amount of the sums granted, and in cases where they may consider that injury or inconvenience would result from delay in executing work which would require a further outlay, they are to report the circumstances to the Government, and are on no account to take upon themselves to expend more than the sums intrusted to them, and in case of any deviation from this rule, they will be surcharged with the amount so expended.

Notice is also hereby given, that all Road Commissioners to whom is intrusted the expenditure of sums amounting to £250 and upwards, are required forthwith to transmit to this Office proper Bonds, with two competent Sureties, in double the amount to be expended, conditioned for the faithful discharge of their duty, and that the Treasurer has been instructed not to pay out Monies for the Roads until furnished with Certificates that work has been actually performed to the amount of the sums applied for.

II. And be it enacted, That the said several and respective sums of money, and every part thereof, shall be expended under the direction of such Supervisors and Commissioners as His Excellency the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice of the Executive Council, may be pleased to appoint, and shall be paid to the several and respective persons who shall actually work and labour in making, completing and repairing the said several Roads and Bridges, or in furnishing materials therefor at the most reasonable rates that such labour and materials can be provided; and every Commissioner so to be appointed, shall, as early in the season as may be, carefully examine the part of the Road where any sums of money are to be expended, and shall lay out and mark off such allotment or allotments as may conveniently be contracted for, in order that the making or repairing of the same may be let by Auction to the lowest bidder; and in all such cases such Commissioners respectively are hereby required to put a sufficient number of notices, not less than ten days previous to such sale, in three or more of the most public places in the neighbourhood where the work is to be done, which notice shall specify and describe the work to be performed, and also the place, day and hour, when and where the same will be let by Auction as aforesaid; and it shall further be the duty of such Commissioners respectively, to attend personally at the time and place so appointed, and there to let out to the lowest bidder such allotment or allotments, and at the same time to enter into written Contracts for the faithful performance of the work in time and manner set forth in such Contracts; and in cases where the work required to be performed cannot be conveniently let at Auction, it shall be the duty of said Commissioners to agree with fit and proper persons to perform the same by days' labour; provided that in no case shall more than one quarter part of any grant be so expended: and the said Commissioners shall severally keep an exact account of such monies, and shall produce receipts in writing of the several and respective persons to whom any part of the said money shall be paid, as vouchers of such payment, and render an account thereof upon oath, (which oath any one of the Justices of the Peace in the several Counties is hereby authorized to administer,) to be transmitted to the Secretary's Office, on or before the first day of December next, to be laid before the General Assembly at the next Session.

III. And be it enacted, That the before mentioned sums of money shall be paid by the Treasurer out of the monies in the Treasury, or as payments may be made at the same, by Warrant of His Excellency the Lieutenant Governor or Administrator of the Government for the time being, by and with the advice and consent of Her Majesty's Executive Council, for which Warrants no fee or deduction shall be demanded or taken from the persons in whose favor they may issue.

IV. And be it enacted, That the said Commissioners intrusted with the expenditure of the said several and respective sums of money, shall for their time and trouble be allowed to retain at and after the rate of five per centum out of the said money so intrusted to them respectively, together with a reasonable compensation for actual work and labour performed by them on the said several Roads and Bridges.