

GOVERNMENT NOTICE.

THE attention of Bye Road Commissioners is hereby called to the following Instructions, and to the second, third, fourth, fifth, sixth, seventh, eighth, and ninth Sections of the Act 26 Victoria, Chapter 3, to which they are enjoined strictly to adhere; and on sending their Accounts to the Auditor General, as required, they are to make Reports to the Lieutenant Governor of the state of the Roads; in which Reports are to be noted any alterations that may have been made in them, and also the state and number of the Bridges on the Lines under their charge.

The several Commissioners appointed to expend the Road Grants of 1863 are hereby directed and required to send in their Accounts to the Auditor General on or before the tenth 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 entrusted to them; and in case of any deviation from this rule, they will be surcharged with the amount so expended.

No payment is to be made to any person for Work or Materials on Roads and Bridges except in Cash, or Bank Notes, or in Cheque *bona fide* payable at sight.

No Order for Goods on Store or Shop is to be tendered or given in payment for Work or Materials of any kind.

No Commissioner is allowed to set off Money due for Work or Materials on the public account, against any claim or debt due to himself or others, nor receive any allowance as per centage on Goods, Materials or Provisions furnished for the Public Service, on any pretence whatever.

The fact of any violation of these Rules will be brought before His Excellency and the Council, in order that the unfitness of the person violating them may be specially recorded.

Extracts from the Act 26 Victoria, Chapter 3.

2. The said sum of money, and every part thereof, shall be expended under the direction of the Board of Works, and of such Supervisors and Commissioners as the Governor in Council may appoint, and shall be paid to the several and respective persons who shall actually work and labour in making, completing and repairing the several Roads, Bridges, and Works, or in furnishing materials therefor, at the most reasonable rate that such labour and materials can be provided, where such sums are expended on Roads, Bridges, or Works; 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 and 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 public places of the neighbourhood where the work is to be done, which notices 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 the 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 the 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 moneys, 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 for such payment, and render an account thereof, in duplicate, upon oath—which oath any one of the Justices of the Peace in the several Counties is hereby authorized to administer; one copy of which, with vouchers, 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, and the other copy to be filed in the Office of the Clerk of the Peace in their respective Counties for public information.

3. The Commissioners appointed by the Municipalities of York, Carleton, and Sunbury, when any of the aforementioned sum of money appropriated for Roads and Bridges is issued to such Municipality, shall account for the moneys granted to the said Municipalities in the same manner as the Commissioners appointed by the Governor in Council.

4. The beforementioned sum of money shall be paid by the Treasurer out of the moneys in the Treasury, or as payment may be made at the same, by Warrant of the Governor in Council.

5. The said Commissioners entrusted with the expenditure of the several and respective sums of money shall, for their time and labour, be allowed to retain at and after the rate of five per centum out of the said money so entrusted to them respectively.

6. The said Commissioners for the expenditure of money on Roads and Bridges, shall expend the said several and respective sums of money on the Roads on or before the first day of September; provided always, that nothing herein contained shall extend or be construed to extend to prevent any Commissioner from expending moneys after the first day of September, when it shall be necessary to expend the same for building Bridges, removing rocks, stumps, trees, or other obstructions.

7. None of the beforementioned sums of money, or any part thereof, shall be laid out or expended on the making or improving any alteration that may be made in any of the said Roads, unless such alterations shall have been first laid out and recorded.

8. Every person who may be appointed a Commissioner for the expenditure of money hereinbefore granted, before entering upon the duties of his office, shall enter into a Bond to Her Majesty, Her Heirs and Successors, to the satisfaction of the Governor in Council, for the due performance of his duty as such Commissioner, and the faithful expenditure of, and due accounting for, such moneys as shall come into his hands as such Commissioner.

9. Notwithstanding the provisions of any law in force for the election of Commissioners of Bye Roads, or otherwise, no person shall be appointed to expend any of the aforesaid moneys who shall be a defaulter, or who shall not have fully accounted for the expenditure of any money previously entrusted to him, until he shall have satisfactorily accounted therefor; and in case of the election of any such person the Governor in Council shall appoint Commissioners in the same manner as if no election had taken place.