

Public Act.

XII. And be it further enacted by the authority aforesaid, that this Act, shall be deemed a Public Act, and shall be judicially taken notice of as such, by all Judges, Justices and other persons whomsoever, without being specially pleaded.

C A P. XXV.

AN ACT more effectually to provide for the making, altering and repairing the Highways and Bridges, within the Inferior District of Gaspé, and to repeal so much of an Act, passed in the thirty-sixth year of His Majesty's Reign, intituled, "*An Act for making, repairing and altering the Highways and Bridges within this Province, and for other purposes*" as regards the said Inferior District.

(14th April, 1808.)

Preamble.

Clause in Act
36 Geo. III. Cap.
9. recited.

WHEREAS that part of an Act, made and passed in the Legislature of this Province, in the thirty-sixth year of His present Majesty's Reign, intituled, "*An Act for making, repairing and altering the Highways and Bridges within this Province, and for other purposes,*" which provides for the Highways and Bridges in the Inferior District of Gaspé, has, from experience, been found insufficient; in order therefore to facilitate the making, repairing and altering of the said Highways and Bridges within the said Inferior District: 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 Lower Canada, constituted and assembled by virtue of, and under the authority of an Act, passed in the Parliament of Great Britain, intituled, "*An Act to repeal certain parts of an Act, passed in the fourteenth year of His Majesty's Reign, intituled, '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 it is hereby enacted by the said authority, that so much of the aforesaid Act, of the thirty-sixth of His present Majesty, as is contained in the thirty-fifth clause thereof, and which authorises the Judge of the Provincial Court of Gaspé, with three Justices of the Peace and the Grand Voyer for the said Inferior District of Gaspé, to make and conclude, in their discretion, Bye Laws and Regulations for laying out, making and repairing Highways and Bridges within the same, and which directs, that no person shall be obliged to contribute more than twelve days labour, in any year, towards the making and repairing of Highways and Bridges, which shall be necessary to be made by joint labour; and every matter and thing in the said Clause contained be and the same are hereby repealed, and that, from and after the passing of this Act, all and every the regulations and provisions in and by the said in part

recited

So much of the
Act 36 Geo. III.
Cap. 9 which has
reference to Gas-
pé, repealed and
the other provi-
sions of the Act
extended to the
Inferior District
of Gaspé.

recited Act made for the making, repairing and altering the Highways and Bridges in the several Country Parishes, Seigniories and Townships within this Province, and the powers and duties thereby given and prescribed to and for the Grand Voyer, or his Deputy, and also, the nomination, powers and duties of Surveyors and Overseers of Roads and Bridges, be, and the same are hereby extended to the several Parishes, Seigniories and Townships within the said Inferior District of Gaspé, in in as full and ample a manner, as if the said inferior District had been therein specially named and expressed, and under the same pains, penalties and forfeitures imposed by the said Act, to be sued for, recovered and applied, as by the said Act is directed, in so far as the same may not be herein after particularly expressed and declared.

Ratifications of
Procès Verbaux of
the Grand Voyer
of Gaspé, how to
be prosecuted.

II. And be it further enacted by the authority aforesaid, that the ratification of all *Procès Verbaux* to be hereafter drawn up and made by the Grand Voyer of the said inferior District of Gaspé or his Deputy, shall be prosecuted by the said Grand Voyer or his Deputy, before the Justices in their General Sessions of the Peace held in and for the said Inferior District of Gaspé, at the several places, and in the manner herein after mentioned; that is to say; at Carleton, in the Bay of Chaleurs, where the *Procès Verbal* may concern any Highway or Bridge within that part of the said Inferior District, to the Westward of the great River Cascapedia; at Bonaventure, in the Bay of Chaleurs; where the *Procès Verbal* may concern any Highway or Bridge within that part of the said Inferior District, extending from the East side of the said Great River Cascapedia, as far down in the said Bay of Chaleurs as the West side of Point Mackarel; and at Percé, where the same may concern any Highway or Bridge within that part of the said Inferior District, to the Eastward and Northward of Point Mackarel aforesaid; and on the Coast of the River Saint Lawrence, as far as the said inferior District extends; and all offences committed against the aforesaid Act of the thirty-sixth of His present Majesty, within the said Inferior District, shall be prosecuted and sued for in the respective limits aforesaid, in which the offender or offenders may reside, and not elsewhere, and the said General Sessions of the peace, for the said inferior District, shall have the same jurisdiction, powers and authority as in and by the said Act are given and granted to the Courts of General Quarter Sessions of the Peace, in the other Districts of this Province, relative to the country parishes.

Duty of the
Grand Voyer.

III. And be it further enacted by the authority aforesaid, that the Grand Voyer or his Deputy for the said inferior District of Gaspé, shall make his annual circuit, through the highways within the same, in the manner and for the purposes prescribed and declared by the said Act of the thirty sixth of His present Majesty, to and for the Grand Voyers of the several Districts of this Province, the said circuit to be made at the times and in the manner following; that is to say; between the twentieth day of May and the twenty fifth day of July, he shall travel over and visit the highways

highways and bridges on the West side of Point Mackarel, in the Bay of Chaleurs, from Port Daniel to Great Nouvelle, in the Township of Carleton; and between the tenth and thirty first days of August, he shall travel over and visit the highways and bridges on the East side of Point Mackarel aforesaid, from Great Pabos, as far as the Town of Percé, at the entry of the Bay of Gaspé.

C A P. XXVI.

AN ACT to provide for the maintenance of good order on Sundays and Holidays in the Country Parishes of this Province.

(14th April, 1808.)

Preamble.

WHEREAS it is necessary to provide, in a special manner, for the maintenance of good order within and without the Churches and Chapels and in the environs thereof in the respective Parishes of this Province, on Sundays and Holidays. Be it therefore enacted by the Kings Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Lower Canada, constituted and assembled by virtue of and under the authority of an Act, passed in the Parliament of Great Britain, intituled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, "*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 it is hereby enacted by the said authority, that from and after the passing of this Act, it shall be the duty of the three several persons who shall last have executed and discharged the trust and Office of Church Warden, in each of the Parishes in this Province, to keep up and maintain good order in the Church or Chapel of each of the said Parishes, respectively; as well within and without the said Churches or Chapels as in the environs thereof; and the said three ancient Church Wardens, in the discharge of the said duty of Overseers, shall be replaced in the manner following; that is to say; at the end of each year the eldest in Office of the aforesaid three ancient Church Wardens, shall be discharged of such duty, and shall be replaced, in that capacity of Overseer, by the person who shall then come out of the said Office of Church Warden; and all and every such ancient Church Warden, Overseer as aforesaid, who shall refuse or neglect to do the duties, so imposed upon them in their capacity aforesaid, shall incur and pay, for every neglect or refusal, a sum that shall not be less than ten shillings, nor exceed twenty shillings.

Duty of Church Wardens.

Penalty for neglect of duty.

Penalty on persons causing disturbance on Sundays and holidays.

II. And be it further enacted by the authority aforesaid, that every person as well in the Church or Chapel as without and in the environs thereof, in each of the Parishes of this Province, who shall cause any disturbance, on Sundays and Holidays

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