

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1860. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1860.

23 Victoria – Chapter 45

An Act further to amend the Law relating to Highways. Passed 9th April 1860.

Section.

1. Jury required under s. 10, of 18 V. c. 18, how to be summoned.
2. Damages to be paid before opening road, unless by consent.
3. List of persons liable to statute labour to be filed in Office of Clerk of Peace.

Section.

4. The annual returns of Commissioners to be under oath.
5. Commissioners to enforce fines and penalties.

Be it enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. The Jury required to be summoned by the tenth Section of an Act made and passed in the eighteenth year of the Reign of Her present Majesty Queen Victoria, intituled *An Act relating to Highways*, when the owner of the land objects to laying out a private Road thereon, shall be summoned at the instance of the Commissioners or parties interested in the manner prescribed by the third Section of an Act made and passed in the twenty first year of the Reign of Her present Majesty Queen Victoria, intituled *An Act to alter and amend an Act intituled 'An Act relating to Highways,'* and the fees shall be regulated by the fifth Section of the said last mentioned recited Act.
2. No such Road shall be opened until the damages assessed be paid to the owner of the land, unless such owner consent in writing to open the same.
3. The Commissioners shall annually file a copy of the list of the inhabitants liable to the performance of statute labour, in the office of the Clerk of the Peace, within ten days after the publication thereof, and shall also accompany their returns, to be laid before the Parish meeting for the election of Parish Officers, with a copy of said list.
4. The annual returns required to be made by the Commissioners, shall be made by them respectively, under oath.
5. It shall be the duty of the several Commissioners of any Parish or District, to enforce all and every fine and penalties under any Act now in force relating to Highways.