

ment of the able-bodied poor, or otherwise, shall be a prior charge thereon.

III.—Any person who shall at any time excavate, dig up, remove or carry away any portion of any Road, Street or Highway, without the consent, in St. John's, of the Chairman of the Board of Works, and in the other Districts without the consent of the Chairman of the respective Road Boards, shall forfeit and pay a fine not exceeding Twenty Dollars for each offence, to be recovered in a summary manner before any Stipendiary Justice of the Peace, and by distress and sale of the offender's goods and chattels; and in default of any sufficient distress being found, such offender shall be imprisoned for any term not exceeding Fourteen days.

Penalty for digging up Roads, without authority.

IV.—The moneys hereinbefore granted shall be paid by the Receiver General, in discharge of such warrants as may from time to time be drawn by the Governor for the purposes of this Act.

Monies to be paid by Governor's Warrant.

CAP. III.

An Act to amend an Act passed in the Twenty-eighth year of the Reign of Her present Majesty, entitled "An Act to regulate the Making and Repairing of Roads, Streets, and Bridges, within this Colony."

[Passed 26th April, 1867.]

WHEREAS it is expedient to amend an Act passed in the Twenty-eighth year of the Reign of Her present Majesty, entitled "An Act to regulate the Making and Repairing of Roads, Streets and Bridges, within this Colony."

Preamble.

Be it therefore enacted by the Governor, Legislative Council and Assembly, in Legislative Session convened, as follows:—

Penalty for
damaging Public
Bridges.

I.—Whoever shall in anywise maliciously damage any Public Bridge may be prosecuted summarily before any Justice of the Peace, and on conviction shall be subject to a penalty not exceeding Twenty-five Dollars, or to imprisonment for a term not exceeding Two Months: Provided that this Section shall not be construed to exempt any Offender from being otherwise punished by the Criminal Law in operation in this Colony, when not convicted under this Section.

Encroachments
on Roads—

II.—Any person who, after being duly notified by the Chairman of the Board of Works, or by the Chairman of any Road Board, shall wilfully continue to encroach on or obstruct, or shall again encroach on or obstruct, any of the Public Roads, Streets, Highways, or Bridges, or any Crown or other Lands lawfully reserved for Roads, Streets or Highways, may be summoned before any Stipendiary Magistrate, or two or more Justices of the Peace, who shall decide, in a summary way, a complaint, in the name of the Chairman of the Board of Works, or of the Chairman of any Road Board, of such encroachment; and on being satisfied by proof thereof, may adjudge the Offender to pay a penalty not exceeding Twenty Dollars, together with costs and expenses of removal of any Fence or other Obstruction, which may be levied by distress and sale of the Offender's goods and chattels; and such Fence or other Obstruction or encroachment may be removed either by order of such Justice or under the provisions of the next Section.

Penalty for.

Board of Works,
&c., may remove
Fences, or other
obstructions,
from Roads.

III.—The Board of Works, or any Road Board, or the Chairman of either of the said Boards within the respective Districts, may cause to be removed any

Fence or other Obstruction placed or erected, or being an encroachment in or upon any Public Road, Street, or Highway: Provided, that this and the former Section shall not apply to a case of disputed right of way over private property.

IV.—The Fourth and Fifth Sections of an Act passed in the Twenty-ninth year of Her present Majesty, entitled “An Act for granting to Her Majesty a Sum of Money for Constructing and Repairing Roads, Streets and Bridges, within this Colony,” shall be, and the same are hereby Repealed. Repeal of 4th and 5th Sections of Road Act, 29th Vic.

CAP. IV.

An Act to amend an Act passed in the Twenty-eighth Year of the Reign of Her present Majesty, entitled “An Act to regulate the Inland Posts of this Colony.”

[Passed 26th April, 1867.]

WHEREAS it is expedient to amend an Act passed Preamble: in the Twenty-eighth Year of the Reign of Her present Majesty, entitled “An Act to regulate the Inland Posts of this Colony.”

Be it therefore enacted, by the Governor, Legislative Council, and Assembly, in Legislative Session convened, as follows :—

The Twenty-fifth Section of the Act passed in the Twenty-eighth Year of the Reign of Her present Majesty, entitled “An Act to regulate the Inland Posts of this Colony,” be, and the same is, hereby Repealed; and that instead of the rate chargeable by the said Section on Newspapers or Printed Papers, opened and re-directed, there shall be charged One Cent 28th Vic. Cap. 2, Sec. 25, Repealed. Rates on Papers opened and re-directed.