

Penalty.

their teams, as they may judge necessary to replace them ; and in case of refusal or neglect, every person so offending shall forfeit the sum of four shillings for each man, and four shillings for each team, for each day so summoned ; provided, when the Public Roads are on the bank of the River, the said path shall be marked on the River ; the said fines and forfeitures to be recovered by complaint to a Justice of the Peace, in the same manner as in case of refusal to labour on the Highways, and to be appropriated by the Commissioners towards performing the said service ; provided always, that the number of hours which any person shall work in pursuance of the directions of this section, or the sum he shall forfeit shall be deducted from and allowed as a part of the number of hours he is obliged by law to work upon the Highways.

Penalty for wilfully cutting down the erected bushes.

XXX. And be it enacted, That if any person shall wilfully cut or take down or destroy any of the bushes so to be erected by virtue of this Act, he shall forfeit and pay the sum of twenty shillings upon conviction before any one of Her Majesty's Justices of the Peace, upon the oath of one or more credible witness or witnesses, to be levied by Warrant of distress and sale of the offender's goods, rendering the overplus, (if any) after deducting the costs and charges, to the offender ; one half of the said forfeiture to be applied to the use of the Poor of the Town or Parish where such offence shall be committed, the other moiety to him or them who shall inform and sue for the same ; and for want of such effects to levy on, the offender or offenders shall be imprisoned for a term not exceeding six days.

Inhabitants may be summoned to shovel and break Winter Roads.

XXXI. And be it enacted, That the said Surveyors of Highways in their respective Districts, under the direction of the Commissioners, or any of them, shall have full power and authority, and they are hereby required during the winter season, when necessary, to summon such and so many of the inhabitants liable to perform Statute labour, as they in their discretion may think fit, to attend upon the Highways with their shovels, for the purpose of shovelling snow, and assisting to break Roads ; and also such and so many of the inhabitants having a horse, horses, oxen or teams, in their respective Districts, as they may consider necessary, to attend and work at the time and place appointed on the Highways or Public Winter Roads, by breaking Roads in the snow, with their said horse, horses, oxen or teams, whenever the depth of snow shall render the same necessary, not exceeding four days in each winter, and at no greater distance than three miles from their own houses ; and such inhabitants shall perform the same work over and above the work which such inhabitants are liable to perform upon the Highways, Roads and Bridges, in and by this Act ; and every person not attending, or refusing to work when so called upon, shall forfeit and pay the sum of two shillings and six pence for each day's neglect, and also the sum of five shillings per day for refusing or neglecting to appear and work with his horse, horses, oxen or teams, as herein required, to be recovered in the manner prescribed by the twenty third section of this Act, and to be applied by the Commissioners towards breaking the Winter Roads.

Such work to be in addition to other Statute Labour.

Audible bells to be attached to horse sleds or sleighs.

XXXII. And be it enacted, That no horse sled or sleigh, shall be drawn on the Highways or Public Roads, unless the same shall be furnished with one or more bell or bells for each horse drawing such sled or sleigh, to be fastened to such sled or sleigh, or to the harness thereof, so as distinctly to be heard, under the penalty of five shillings for every offence, to be recovered from the owner or driver thereof by any person who shall sue for the same, upon conviction before any one of Her Majesty's Justices of the Peace, by the oath of one or more credible witness or witnesses, or on the view of such Justice, and levied by Warrant of distress and sale of the offender's goods and chattels, by Warrant under the hand of such Justice, rendering the overplus, (if any) after deducting the costs and charges of such distress and sale, to the offender ; which fines shall be paid and appropriated in like manner as is mentioned in the twenty third section of this Act.

Commissioners to make returns of labour performed, &c., to the Clerks of the Peace by the 15th of December in each year.

XXXIII. And be it enacted, That the respective Commissioners of Highways, shall on or before the fifteenth day of December in each and every year, deliver in to the Clerk of the Peace of their respective Counties, returns of the Statute Labour performed in their respective Parishes or Districts, to be by him filed ; which return shall set forth that all the persons liable to work within the Parish or District of the Commissioner or Commissioners making such return, have either worked, paid their commutation or fines, or been prosecuted for the same as the law directs, with the exception of those persons whom the said Commissioner or Commissioners have deemed it right to excuse ; and also a correct account of all the fines and moneys received, and of the manner in which they have been expended, with the vouchers in support thereof, and a statement of the