

13th. And be it enacted by the authority aforesaid, that whenever any new, or alteration of an old Road has been established by the Council as a public Highway or Road, for which no compensation shall be allowed to the owner of the land through which it passes, it shall and may be lawful for the said Council, in Council assembled, to direct the Pathmaster within whose division the said Road lies, to open the same, which such Pathmaster is hereby authorized and required to do.

14th. And be it enacted by the authority aforesaid, that in all cases in which claims are made for compensation for land taken for Roads established by the Council, the applicants for such compensation shall give notice to the Surveyor in the form hereinafter prescribed, of their intention to make such claim, and shall appear on the first day of the Session of the Council next after that at which the Report of the Road Surveyor shall be submitted for the consideration thereof, to support their claim, on its being reported on by the Surveyor of Highways in the form hereinafter prescribed; and in order that the Council may know who the parties are that support any application or Report so confirmed by the Council as aforesaid, the said Road Surveyors are required in their Reports, when copying the requisition for the Survey of an alteration of an old Road, or the laying out of a new one, to enter the names of the Requisitionists therein, and to give said requisitionists notice in the form hereinafter prescribed, that a compensation is claimed, so that they may also attend on the first day of the sitting of the Council next after that at which the Report of the Survey shall be submitted, to give their evidence respecting the value of the land so taken for such Road.

15th. And be it enacted by the authority aforesaid, that all claims for compensation for lands taken for Roads established by the Council, shall when lawfully reported on by the Surveyor of Highways, be, in the discretion of the Council, referred to the Committee on Roads, who, after investigating the same, shall report to the Council what sum, if any, shall be allowed to the claimant, and whether the Road is of a public or a private nature: and in case they shall find that it is of a private nature, and beneficial only to the Requisitionists or applicants therefor, no order shall issue to open the same, until the amount awarded by the Council as compensation shall be paid by the said Requisitionists or applicants to the claimant: and in case they shall find that the Road so established is of a public nature, and of general utility, then the amount so awarded by the Council as such compensation, shall be paid out of the general funds of the District and it shall be the duty of the Treasurer of the District, and he is hereby authorized and required to pay the same on the order of the Council, of which an extract shall be given, duly certified by the District Clerk: Provided always nevertheless, that the said Committee on Roads shall not proceed to estimate the value of such land so taken for any Road without having satisfactory evidence that the applicants for the said Road have had reasonable notice that such enquiry would, at such a time, take place: nor shall they proceed to an enquiry regarding such estimate of the value of the land so taken for any road unless in the presence of the claimant for compensation: and Provided also that nothing herein contained shall prevent or be construed to prevent the Requisitionists for the Survey of the said Road from tendering to the claimant such an amount of money for compensation as they may agree upon as being the value of such land so taken for the said Road: and Provided also, that in case the claimant should be dissatisfied with the sum awarded him by the Council as such compensation he may apply to the said Council at the next ensuing sitting thereof for a reconsideration of the case, which reconsideration, if granted, shall then be final.

16th. And be it enacted by the authority aforesaid, that no petition for compensation for land taken for a Road shall be acted on unless it be presented at farthest at the Session of the Council next after that at which the Road was passed and established,