

streets or allowances of streets, or highways or roads, and not only such as known as original allowances, but which encroachments have been licensed by the respective parties in whom the title to the said streets was vested and by the Municipality within whose boundaries the said original allowances are situated; Therefore, all highways, roads or streets which have been occupied by the Great Western Railway Company, with the assent of the Municipality within which the same are situated, shall be hereby declared vested in them to the extent of the user, permitted or enforced by the said Municipality; and all proposed or contemplated streets occupied by the said Company or which they have been permitted to occupy by the license of the owner in fee, and which shall not lead to any place beyond the said railway, shall be deemed closed, and the occupation by the said railway shall be and is hereby declared to be lawful.

Occupation of Roads, &c., by the Company, confirmed.

15 XXIII. If any person or persons travel or attempt to travel in any carriage, or upon any train of any railway company, or of any other party using the railway, without having previously paid his or their fare or fares, and with intent to avoid payment thereof, or if any person or persons having paid his or their fare or fares for a certain distance, knowingly and wilfully proceed on any such carriage or train beyond such distance without previously paying the additional fare or fares for the additional distance, and with the intent to avoid payment thereof, or if any person or persons knowingly and wilfully refuse or neglect, on arriving at the point to which he or they shall have paid his or their fare or fares to quit such carriage, every such person or persons so offending shall, in addition to any other punishment, forfeiture, penalty or proceeding to which he would have been liable if this Act had not been passed, forfeit and pay to the uses of the said Railway Company. or any parties leasing or using the same as aforesaid, to be recovered by summary conviction before any Justice of the Peace having jurisdiction of offences within any City or County in which the said railway may pass or terminate, or where such offender may be found, such sum not exceeding nor less than as such Justice in his discretion shall adjudge, together with the costs of prosecution, and in default of immediate payment shall be liable to be imprisoned in the common gaol for the county in which such conviction shall be had, for such term not exceeding calendar months, or less than as such Justice shall award, unless such sum and costs and the costs of commitment, be sooner paid.

Punishment of persons travelling on Railways and attempting to avoid payment of fares.

XXIV. If any person or persons be discovered either in or after committing or attempting to commit any such offence as in the preceding enactment mentioned, all officers and servants, and other persons on behalf of the Company or party aforesaid, and all constables, gaolers, and peace officers, may lawfully apprehend and detain such person or persons and all others aiding or abetting therein, until he can be conveniently taken before some Justice, or until he be otherwise discharged by due course of law.

Persons offending against this Act may be arrested, &c.

XXV. This Act shall be deemed a public Act.

Public Act.