

6. None of the said Tolls shall be demandable whenever, during the said term, the said Bridge and its approaches as aforesaid, or any part thereof respectively, whether from accident or otherwise, shall in the opinion of such Commissioner, or other officer, expressed in a notice, be in a condition unfit or dangerous for public traffic.

Tolls to cease while Bridge out of repair.

7. It shall be lawful for such Commissioner, or other officer as aforesaid, at any time or times during the said term, whenever the state of the traffic along the Lytton-Alexandria route, passing at or near the point where the said Bridge shall be constructed shall require it, to order such improvements to be made in such Bridge or approaches, at the expense of the said THOMAS SPENCE, his executors, administrators, and assigns, as shall be necessary for the accommodation of such traffic.

Necessary improvements may be ordered.

8. It shall be lawful for the said Commissioner, or other officer as aforesaid, by notice, from time to time to make such regulations for the safety of the traffic across the said Bridge, or the said Bridge and its approaches, as he shall deem expedient.

Regulation of traffic.

9. Nothing herein contained shall be construed so as to limit or abridge the prerogative rights of Her Majesty, Her heirs, or successors in respect of the said Bridge, or any rights of Ferry or Ferriage Tolls across Thompson River, or (beyond the specific provisions of this Act) to entitle the said THOMAS SPENCE, or any other persons whomsoever, to infringe any existing private rights, or any existing or future public rights.

Saving of Crown Rights and other rights.

10. Any person directly or indirectly evading, or attempting to evade the payment of any of the duties or Tolls hereby imposed shall, for every such offence, be fined treble the amount of Toll, or any sum not exceeding one hundred pounds, and with or without imprisonment for any term not exceeding three calendar months, at the discretion of the Magistrate convicting.

Evasion of Toll penalty.

11. Any person wilfully infringing any regulation authorized by clause eight shall, for each such offence, be liable to a fine of not exceeding ten pounds, and with or without imprisonment, for any term not exceeding seven days, at the discretion of the Magistrate convicting.

Penalty on breaches of Bridge Regulations.

12. Any penalty under this Act may be recovered before any Magistrate in British Columbia in a summary way, and any fines levied hereunder shall be paid to the use of the person or persons entitled for the time being to receive the said Tolls.

Penalties how recoverable.

13. Every notice required, or authorized by this Act to be given, shall mean a notice in writing, under the hand of the said Commissioner of Lands and Surveyor General, or other officer appointed or authorized as aforesaid, and affixed to some conspicuous part of the said Bridge or approaches, and every such notice shall be good and sufficient notice, for all purposes whatsoever of all matters and things therein contained, to all persons therein mentioned or referred to.

Notice.

14. This Ordinance may be cited for all purposes as "The Thompson Bridge Toll Act, 1864."

Short Title.

Passed the Legislative Council the 22nd February, A.D. 1864,

CHARLES GOOD,
Clerk.

Received my assent this twenty-sixth day of February, A.D. 1864,

JAMES DOUGLAS,
Governor.