

16. Fences shall be erected and maintained on each side of the Railway, of the height and strength of an ordinary division fence, with openings or gates, or bars therein at farm crossings of the road, for the use of the proprietors of the lands adjoining the Railway, and also cattle guards at all road crossings, suitable and sufficient to prevent cattle and animals from getting on the Railway.

(2.) The said words "openings, gates or bars," shall be held to mean and shall in all cases imply sliding gates commonly called hurdle gates, with proper fastenings; but this shall not be interpreted to the profit of those proprietors and tenants of land crossed by Railways in this Dominion, who had received compensation from the railway companies, for having omitted the erection of such gates before the tenth of June, one thousand eight hundred and forty-seven, nor shall it in any way affect or apply to any Railway constructed or in part constructed, on the tenth of June, one thousand eight hundred and forty-seven, but the same shall apply only to such Railways as may be constructed or commenced after that day.

(3.) Until such fences and cattle guards are duly made, the Company shall be liable for all damages which may be done by their trains or engines to cattle, horses or other animals on the Railway.

(4.) After the fences or guards have been duly made, and while they are duly maintained, no such liability shall accrue for any such damages, unless negligently or wilfully done.

(5.) Within six months after any lands have been taken for the use of the Railway, and if thereunto required by the proprietors of the adjoining lands respectively, but not otherwise, the Company shall, at their own costs and charges, set and make on the lands so taken, and from time to time, maintain, support and keep in repair, as sufficient post or rail, hedge, ditch, bank or other fence, sufficient to keep off hogs, sheep and cattle and thereby divide and separate and keep constantly divided and separated such lands from the lands or grounds adjoining thereto.

And that sub sections (4) and (5) and (6) be hereafter numbered (6) (7) and (8);—which was agreed to.

The Bill was accordingly re-committed to a Committee of the Whole, considered, further amended, reported, considered as amended, and agreed to, read a third time, and passed.

Sir *John A. Macdonald* moved, that the Bill No. 132 respecting the sale of; Intoxicating Liquors, and the issue of Licenses therefor, be now read a second time—which was agreed to on a division.

The Bill was accordingly read a second time, and referred to a Committee of the Whole, forthwith; and progress having been made, and reported;—the Committee to sit again, at the next sitting of *The House*.

The House then adjourned, until *Monday, next*.

GEORGE A. KIRKPATRICK,
Speaker.