

of the Act in that behalf, before the Justice or Justices of the Peace nearest to the residence of the persons interested in such *procès verbal*.

- 5 XXXIII. And whereas it is necessary to fix the time within which the work ordered in any *procès verbal* shall be done; Be it therefore enacted, That the Overseer or Overseers chosen to superintend the execution thereof, shall give public notice at the door of the church, or of any place of public worship, on the two Sundays next preceding the day they shall appoint as hereinafter set forth, after Divine Service in the forenoon, and when there is no place of worship, then at the most public place in the Settlement, Parish, Seigniorly or Township, of the day and hour when they will repair to the spot to cause the work to be begun and performed, whether it is to be done in common, or severally by the persons interested accordingly, as by the *procès verbal* it may have been appointed, and any person interested who shall refuse or neglect to repair to the spot on the day appointed, and to perform his share of the work within the time appointed by the Overseer, shall incur a penalty of *two shillings* currency for each and every day during which he shall have neglected to do and perform his share of the work; and when at the expiration of eight days from the time appointed for beginning the work, none of the persons interested shall have done it, the said Overseer may cause it to be done, and may recover the expenses from the parties in default, by prosecution before any Justice of the Peace, with costs; Provided always, that in cases wherein a work is to be performed in common, the Overseer may employ one or more men instead of such of the persons interested as shall have neglected to attend their duty, and may recover from every such person in default the amount disbursed in paying the men employed, by prosecution before a Justice of the Peace as aforesaid, with costs.

Time to be fixed within which the work is to be done.

Penalty for not performing the work accordingly.

Proviso: work may be done and the cost recovered.