

through their toll-gates with or without any beast or vehicle on such road, any thing in the before recited Acts to the contrary notwithstanding.

Penalty on  
gate-keepers  
taking tolls  
until the road  
is duly re-  
paired.

III. And be it enacted, That if any person acting as a keeper of a toll-gate on a road belonging to a Joint Stock Company, which shall have neglected or refused to make the necessary repairs within the period limited in the written notice before mentioned, shall after the expiration of such period and before the required repairs shall have been completed, ask, demand or receive any toll from any person travelling with or without any beast or vehicle along such road or shall refuse to allow them to pass through such toll-gate without payment thereof, such person shall upon conviction before any Justice of the Peace for the County, upon the oath of one credible witness, forfeit and pay a sum of not less than *five shillings* nor more than *one pound* for every such offence, to be collected or enforced in the manner prescribed for the collection or enforcement of penalties in the twenty-third Section of the Act passed in the Session held in the fourth and fifth years of Her Majesty's Reign, and intituled "*An Act for consolidating and amending the Laws in this Province relative to malicious injuries to property.*"

Extent of  
Act.

IV: And be it enacted, That this Act shall apply and be in force only in that Section of this Province known as Upper Canada.