

39 Geo. 3, c. 5. and intituled, "Act to amend an Act passed in the thirty-sixth year of his present Majesty's Reign and intituled, "An Act for making, repairing and altering the Highways and Bridges within this Province and for other purposes," and the Act of 48 Geo. 3, c. 25. the said Legislature passed in the forty-eighth year of the said Reign, and intituled, "An Act more effectually to provide for the making, altering and repairing the Highways and Bridges within the Inferior District of Gaspé, and to repeal so much of an Act passed in the thirty-sixth year of His Majesty's Reign, and intituled, "An Act for making, repairing and altering the Highways and Bridges within this Province and for other purposes," as regards the said Inferior District," and the Act of the said Legislature passed in the third year of the Reign of King George the Fourth and intituled, "An Act to explain and extend the provisions of an Act passed in the thirty-sixth year of the Reign of His late Majesty, intituled, "An Act for making, repairing and altering the Highways and Bridges within this Province, and for other purposes," in so far as respects the Townships,—and the Ordinance of the Legislature of Lower Canada, passed in the second year of Her Majesty's Reign and intituled "An Ordinance to amend the Act passed in the thirty-sixth year of the Reign of King George the Third, Chapter Nine, commonly called the Road Act," shall be and are hereby repealed, except in so far as any of the said Acts may relate to the City of Quebec or the City of Montreal or to any road or street therein, and except in so far as relates to any *procès-verbal* or order lawfully made, and in force immediately before the commencement of this Act, which shall remain in force, as aforesaid, until it be otherwise lawfully ordered under this Act, and except as to any penalty or forfeiture incurred under them before the commencement of this Act, which may be recovered as if this Act had not been passed.

And  
Vic. c. 7, re-  
pealed.  
Exception, as  
to Quebec and  
Montreal.

#### SECTION XXXIV.

General provi-  
sion as to pe-  
nalties under  
this Act.

Interpretation  
of this Act.

1. All penalties imposed by this Act and all sums of money recoverable under it, may when it is not otherwise provided in this Act be recovered and applied in like manner as penalties imposed by and sums of money recoverable under the Act of the present session intituled, "The Municipal Act of Lower Canada," or if such recovery or application be only partly provided for by this Act, then the remaining provisions shall be supplied from the said Act, and all provisions for the interpretation of that Act shall apply to this, and the two Acts shall be construed with reference to each other and as forming part of the same law: and if any case shall arise, touching any of the subject matters of this Act, and no express provision is made in such case by this Act or the said Act, and if it were treated as one wholly without the purview thereof, there would be a manifest failure of justice and the purposes of this Act would not be attained, then such case shall not be held to be omitted, but it shall be lawful for the *Grand-Voyer*, County or Local Municipal Council, Council of Delegates, Inspector of Roads or Overseer of Roads, or other officer or party (as the case may be) to adopt such proceeding as he or they may think most consistent with the express provisions, spirit and intent of this Act, and no such proceeding shall be held to