

*pounds*, and on default of payment of any penalty so adjudged immediately or within such time as the said Justice of the Peace shall appoint, the same Justice, or any other Justice having jurisdiction in the place where the offender shall be or reside, may commit the offender to prison for any period not exceeding three calendar months; such commitment to be determined on payment of the amount of the penalty; and every such penalty shall be returned to the next ensuing Court of Quarter Sessions in the usual manner. 5

No Railway to be opened without previous notice to Board of Railway Commissioners. IV. No Railway or portion of any Railway shall be opened for the public conveyance of passengers until one calendar month after notice in writing of the intention of opening the same shall have been given by the Company to whom such Railway shall belong to the Board of Railway Commissioners, and until ten days after notice in writing shall have been given by the said Company to the said Board of Railway Commissioners of the time when the said Railway or portion of Railway will be, in their opinion, sufficiently completed for the safe conveyance of passengers, and ready for inspection. 10 15

Penalty for opening Railway without such notice. V. If any Railway or portion of any Railway, shall be opened without such notice as aforesaid, the Company to whom such Railway shall belong, shall forfeit to Her Majesty the sum of *fifty pounds* for every day during which the same shall continue open, until the said notices shall have been duly given and shall have expired; and every such penalty may be recovered in any Court having jurisdiction to the amount sought to be recovered in Lower or Upper Canada. 20 25

Board may order the opening to be postponed. VI. If the Inspector or Inspectors appointed by the said Board of Railway Commissioners to inspect any such Railway, or portion of Railway, shall, after inspection thereof, report in writing to the said Board that, in his or their opinion, the opening of the same would be attended with danger to the public using the same, by reason of the incompleteness of the works or permanent way, or the insufficiency of the establishment for working such Railway, together with the ground of such opinion, it shall be lawful for the said Board of Railway Commissioners, with the sanction of the Governor General in Council, and so from time to time, as often as such Inspector or Inspectors shall after further inspection thereof so report, to order and direct the Company to whom such Railway shall belong to postpone such opening not exceeding one calendar month at any one time, until it shall appear to the said Board that such opening may take place without danger to the public; and if any such Railway, or any portion thereof, shall be opened contrary to any such order or direction of the Board of Railway Commissioners, the Company to whom such Railway shall belong shall forfeit to Her Majesty the sum of *fifty pounds* for every day during which the same shall continue open contrary to such order and direction; and any such penalty may be recovered in 30 35 40 45

Penalty for non-compliance.