

proper process of the said court: *Provided nevertheless*, That the time of such detention shall in no case exceed the space of eight days.

VIII. *And be it further enacted by the authority aforesaid*, that so much of an act passed in the thirty-seventh year of the reign of his present Majesty, entitled, "An Act for regulating the practice of the Court of King's Bench," as enacts that the parties may plead to issue in the office of the Clerk of the Crown and Pleas of this province, in and for the several districts thereof, and also that every Monday in the course of the year, except Easter Monday and Christmas Day, in case it shall happen on a Monday, shall be a return day for the return of writs issuing out of the said court of King's Bench, and also that the plaintiff shall cause the defendant to be served with the writ of summons and that no mileage shall be allowed for the same, shall be, and the same is hereby repealed.

Recital 37 Geo. 3d cap. 4.

Repeal thereof in respect to pleading in the District offices; the return of writs out of term; and mileage.

IX. *Provided nevertheless, and be it further enacted by the authority aforesaid*, That the said office of the Clerk of the Crown and Pleas shall be an office for issuing the original process of the said Court, and also for issuing writs of capias and satisfaciendum.

But original process and writs of ca. ja. to issue still out of the District offices.

C H A P. III.

An Act to alter the method of performing statute duty on the Highways and Roads within this Province.

The Royal Assent to this Act was promulgated by Proclamation, bearing date January 1, in the year of our Lord 1800, and fortieth of his Majesty's reign.

I. **WHEREAS** by an act passed in the thirty-third year of his Majesty's reign, it is enacted, that the highways and roads in, and through every Parish, Township, or reputed Township, shall be cleared, repaired and maintained by the inhabitants thereof; and whereas it is expedient that the proportions of labour to be performed under the said statute should be altered, Be it enacted by the King's most excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper-Canada, constituted and assembled by virtue of, and under the authority of an act passed in the parliament of Great-Britain, entitled an act to repeal certain parts of an act passed in the fourteenth year of his Majesty's reign, entitled "An act for making more effectual provision for the government of the Province of Quebec in North America, and to make further provision for the government of the said Province," and by the authority of the same. That from and after the first day of March next, so much of the aforementioned act as enacts that every person being a householder, or freeholder, shall be obliged to work on the roads for, and during the space of twelve days shall be, and the same is hereby repealed.

*Preamble.
Recital 33d Geo. 3d cap. 4.*

Repeal of so much thereof as respects the extent of yearly statute labour on the highways.

II. *And be it further enacted by the authority aforesaid*, That from and after the day aforesaid, every inhabitant householder included, or inserted in or upon the assessment roll of any Parish, Township, reputed Township or place, shall (in proportion to the estimate of his real and personal property thereon) be taken, rated and held liable to work on the highways and roads in each, and every year, as follows: that is to say, if his property be rated at not more than one hundred pounds, then his proportion of labor on the highways shall not exceed six days; if at more than one hundred pounds and not more than two hundred pounds, eight days; if at more than two hundred and not more than three hundred pounds, ten days; if at more than three hundred pounds, twelve days.

Rates of yearly statute labour in future thereon.

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