

said streets, squares and public places, while the work is in progress, and making such openings in such parts of the said streets, squares, and public places, as may be requisite for the construction of such works, 5 and laying such mains and pipes therein with the permission of the City Council of the said City of Kingston; and also placing guards and fences, and taking all such necessary precautions for the prevention of accidents 10 to passengers and others, which might be occasioned by such openings, as such City Council shall at any time order or require; also finishing the work, and replacing the said streets, squares and public places in as 15 good a condition as before the commencement of the work, without any unnecessary delay; and also to break up, dig and trench such roads, streets, and places in the immediate vicinity of the said City of Kingston as 20 may be necessary for laying the mains and pipes aforesaid, and for constructing the said works, doing no unnecessary damage in the premises, and taking all necessary precautions for the prevention of accidents to pas- 25 sengers or others, during the progress of such works, and in case of the neglect of any of the duties herein provided, as aforesaid, the said Corporation shall be subject to such fine not exceed- 30 ing Five Pounds currency, for every day such neglect shall continue, to be recovered by information in Her Majesty's Court of Queen's Bench, on behalf of Her Majesty, Her Heirs and Successors for the public uses 35 of the Province, as the said Court may order or impose, over and above such damages as may be recovered against the said Corporation in any Civil Action.

Consequences
of neglect on
the part of the
Company.

IX. And be it enacted, That in case the 40 said Corporation shall open or break up any street, square, or public place in the said City, and shall neglect to keep the passage of the said street, square, or public place, as far as may be, free and uninter- 45