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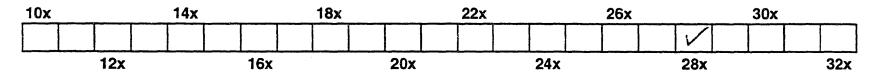
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No. 197.

3rd Session, 5th Parliament, 20 Victoria, 1857.

(PUBLIC BILL.)

BILL.

An Act to enable Municipal Councils to dispose of Road Allowances under certain restrictions.

Received and read, first time, Wednesday, 1st April, 1857.

Second reading, Wednesday, 15th April, 1857.

anangeran waa kananangera mangangera ang manganan naka sa ang karatar karatar na panganan manganan mina manganan mina ang

MR. POWELL.

TORONTO:

BILL.

F1857.

An Act to make better provision for the stopping up of roads and the disposing of the sites thereof in Upper Canada.

WHEREAS it has become necessary to provide more fully for the Preamble. stopping up of highways, roads and other communications, and the disposing of the sites thereof in Upper Canada: Therefore Her Majesty, &c., enacts as follows:

i I. So much of the one hundred and eighty-seventh section of the Certain pro-Upper Canada Municipal Corporations Act of 1849, as amended by the visions of 12 V. e. 31, re-Upper Canada Municipal Corporations Law Amendment Act of 1850, pealed. or of the thirty-second section of the Upper Canada Municipal Corporations Law Amendment Act of 1853, as prevents the Municipalities of Townships and the Municipal Councils of Counties in Upper Canada from passing By-laws for stopping up original allowances for roads in such Townships or Counties, or from selling and conveying any original allowance for road, shall be and the same is hereby repealed.

Il. It shall be lawful for the Municipality of each of the Townships of Township b Upper Canada from time to time to make a By-law or By-laws for the stop up road stopping up of any original allowance for road, or part on any such allowances. allowance within such Township, and subject to the jurisdiction and control of the Municipality thereof, and therein and thereby to fix and declare the terms upon which such original allowance for road will be 20 sold and disposed of.

III. It shall be lawful for the Municipal Council of each County or County Coun-Union of Counties in Upper Canada from time to time to make a By-law cil may stop or By-laws for the stopping up of any original allowance for road within ances. such County or Union of Counties, and subjuct to the sole jurisdiction 25 and control of the Municipal Council thereof, not being on the limits of any Village, Town, or City therein.

IV. No By-law for the stopping up of any highway, road, or other By-law for communication made in virtue of this Act or of the Act hereinbefore stopping up cited, shall have any force or effect whatever, unless or until it shall in two suc-30 have been passed by two successive Municipalities or Municipal Coun- cessive years; cils, as the case may be, in two successive years; and it shall not and with cer-be lawful for such second Municipality or Municipal Council to pass such ties of notice, By law, except upon proof that written or printed copies thereof have &c. been kept posted up for at least consecutive

³⁵ next after its being first made and passed as aforesaid, on the outer door of the building in which the sittings of the said Municipal Council or Municipality are usually held, or other public place where notices in re-

lation to the acts or affairs of such Municipality or Municipal Council are ordinarily posted up.

Terms of sale &c., must be fixed in the By-law and not deviated from.

V. No original allowance for road shall, nor shall the site of any other highway, road or communication, be sold or disposed or conveyed under the provisions of the said Act or of this Act, unless the terms upon 5 which it shall be intended to sell or dispose of the same shall have been fixed and declared in and by the By-law or By-laws for stopping up such highway, road or other communication, so made and passed as aforesaid, nor then for a less sum or on terms less favorable for the Municipality or Municipal Council than those fixed and declared in and by 10 such By-law or By-laws, nor otherwise than subject to all the conditions, restrictions, limitations and provisions in that behalf contained in the said one hundred and eighty-eighth section of the Act first above cited, as amend d.

Interpretation.

VI. The term "original allowance for road" in this Act, shall include 15 and apply to any part or parts of any such allowance as well as to the whole thereof.