ANNO DUODECIMO & DECIMO TERTIO

# VICTORIÆ REGINÆ.

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## *Cap.* lxiii.

## An Act for maintaining, improving, and keeping in repair certain Roads in the County of *Lanark*, to be called "The *East and West Lanarkshire* Turnpike Roads." [28th *July* 1849.]

WHEREAS an Act was passed in the First Year of the Reign of His Majesty King *George* the Fourth, intituled *An Act* 1 G. 4. c. 84.
*for making and maintaining certain Roads and Bridges in the Counties of* Lanark *and* Dumbarton; and another Act was passed in the Tenth Year of the Reign of His said Majesty, intituled *An Act to alter and amend and continue an Act passed in the First* 10 G. 4. c. 112.
*Year of the Reign of His present Majesty, intituled 'An Act for 'making and maintaining certain Roads and Bridges in the Counties 'of* Lanark *and* Dumbarton:' And whereas the Formation and Maintenance of a Road from the *Edinburgh Road* by *West Calder*, at or near the Bridge over *Breich Water*, to pass by or near *Allanton, New Mains, Garrion Bridge, Canderdykehead, Stonehouse*, and *Sandford* to *Ayrshire*, at or near *Loudonhill*, with a Branch from such Road at or near *Crumhaugh* through *Strathaven* to the *Muirkirk* Road, was authorized by the said first-recited Act; and the said Road has been completed from the said Bridge over *Breich Water* to *Crumhaugh*, with a Branch Road to *Strathaven*, and which Road and Branch Road are commonly called and known as the East

and West District or Line of *Lanarkshire* Turnpike Roads, but the same has not been continued to *Ayrshire* as was originally intended: And whereas another Act was passed in the Tenth and Eleventh Year of the Reign of Her present Majesty, intituled *An Act for the better Maintenance, Improvement, and Repair of the* Glasgow and Shotts *Turnpike Roads*, in which Act is included (among others) a Road from *Newhouse* in the Parish of *Bothwell* by *Hamilton* and *Strathaven* to *Lochgate*, at the Confines of the Counties of *Lanark* and *Ayr*, which joins the said Branch Road at *Strathaven*; and the Portion of the said Road from *Strathaven* to *Lochgate* forms a continuous Line of Communication with the said County of *Ayr*: And whereas it is expedient and would be for the public Advantage that the said Portion of Road from *Strathaven* to *Lochgate* should be transferred from the Trustees appointed under the said last-recited Act, and incorporated with the said Road and Branch Road, and that a new Trust should be constituted for the Management of the Roads so incorporated, and for these Purposes that the said recited Acts should be altered and amended, and in part repealed, but these Objects cannot be effected without the Authority of Parliament: May it therefore please Your Majesty that it may be enacted; and be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act the said recited Acts of the First and Tenth Years of the Reign of His Majesty King *George* the Fourth, in so far as the same relate to the said Road from the Bridge over *Breich Water* to *Crumhaugh*, and the said Branch Road from *Crumhaugh* to *Strathaven*, and the said last-recited Act of the Tenth and Eleventh Year of the Reign of Her present Majesty, in so far as the same relates to the said Portion of Road from *Strathaven* to *Lochgate*, shall be and the same are hereby repealed.

10 & 11 Vict. c. 51.

Recited Acts in part repealed.

Recited Acts to be valid, except in so far as repealed.

II. Provided always, and be it enacted, That the said recited Acts, and the whole Enactments, Powers, and Provisions thereof, shall, except in so far as the same or any of them are expressly repealed, varied, or altered by this Act, be and remain in full Force and as valid and effectual to all Intents and Purposes as if this Act had not been passed; and that nothing herein contained shall affect, or be construed to affect, any Division into Districts of the Roads comprised in the said recited Act of the First Year of the Reign of His Majesty King *George* the Fourth, or the Powers and Proceedings of the Trustees acting in such Districts respectively, excepting in so far as herein specially provided.

Short Title.

III. And be it enacted, That in citing this Act in other Acts of Parliament, and in legal Instruments, Deeds, and Proceedings, it shall be sufficient to use the Expression, "The *East and West Lanarkshire* Turnpike Roads Act, 1849."

Provisions of 1 & 2 W. 4. c. 43. extended to this Act.

IV. And be it enacted, That the Act passed in the Second Year of the Reign of His late Majesty King *William* the Fourth, intituled *An Act for amending and making more effectual the Laws concerning*

*cerning Turnpike Roads in* Scotland, and all the Enactments, Powers, Provisions, Matters, and Things therein contained, save and except such Parts thereof as are hereby varied, altered, or repealed, or otherwise provided for, shall be as good, valid, and effectual for carrying this Act into execution as if the same had been repeated herein.

Arrears of Tolls, and other Monies and Property vested in the Trustees under this Act.

V. And be it enacted, That all Arrears of Tolls and other Monies due to, and all Property vested in or belonging to the Trustees under the said recited Acts, in so far as the same relate to or are connected with the said Roads respectively, shall from and after the passing of this Act be vested in the Trustees for executing this Act, who may use, sue for, and recover the same, and act in respect thereof as effectually as if the same had been vested in them under the said recited Acts; and the Trustees for executing this Act shall be liable to all the Debts and Engagements relating to the said Roads respectively to which the Trustees under the said recited Acts were liable at the Date of the passing of this Act.

Contracts and Agreements under recited Acts to be good.

VI. And be it enacted, That all Contracts, Agreements, Bonds, Assignments, and Securities made, granted, or entered into by any Person to or with the Trustees under the said recited Acts, according to the Provisions and Directions thereof, shall, in so far as the same relate to the said Roads respectively, remain in full Force, and be and continue available in all Courts of Law and Equity, until the same are fully paid, satisfied, and performed; and all Contracts, Agreements, Bonds, Assignments, and Securities duly made or entered into by the Trustees under the said recited Acts to or with any Person shall, in so far as the same relate to the said Roads respectively, remain in full Force and Effect, and be binding on the Trustees for executing this Act, and on all other contracting Parties, and shall be observed and kept according to the Terms and Stipulations and Tenor thereof respectively.

Appointment of Trustees.

VII. And be it enacted, That every Person who at present is or hereafter shall be in his own Right, or in the Right of his Wife, in the Possession and Enjoyment, as Proprietor or Life-renter, of the Dominium utile of Lands lying within the Parishes of *Cambusnethan*, *Dalserf*, *Stonehouse*, and *Avondale*, in the County of *Lanark*, or any of them, valued in the Cess Books of the said County at the Sum of One hundred Pounds *Scots*, and the eldest Son or Apparent Heir of every such Person, and the Factor for the Time being of every such Person in his Absence, and One of the Trustees of every Estate held under Trust, and One of the Trustees or Guardians of Minors who are Proprietors of Lands within the said Parishes, such Trust Estates, and the Lands of such Minors, being valued as aforesaid at the Sum of One hundred Pounds *Scots*, and also every Person who shall have subscribed, or become bound for the Payment of, or acquired the Right to One hundred Pounds Sterling of the Expense of making the said Roads or any Part thereof, and the eldest Son of every such Person, and the Provost and Treasurer of the Burgh of *Hamilton* for the Time being, the Baron Baillie of *Stonehouse* for the Time being, and the Baron Baillie of *Strathaven* for the Time being,

shall

shall be and they are hereby appointed Trustees for executing this Act, under the Name of "The *East and West Lanarkshire* Turnpike Road Trustees:" Provided always, that no such Trustee, Guardian, Factor, Provost, Treasurer, or Baron Baillie shall be capable of acting as a Trustee in the Execution of this Act unless he shall be qualified to act as a Commissioner of Supply for the County of *Lanark*, or unless he shall be, in his own Right or in the Right of his Wife, in the actual Possession or Receipt of the Rents and Profits of Lands of the clear yearly Value of Forty Pounds Sterling, or be possessed of or entitled to Personal Estate alone, or Real and Personal Estate together, of the Amount or Value of Eight hundred Pounds Sterling.

Votes of Trustees.

VIII. And be it enacted, That, except as herein-after provided, only One Person shall act and vote at any Meeting of the Trustees upon one and the same Qualification, and that the Person enjoying the greater or more immediate Interest, and claiming to act, shall be preferred: Provided always, that every Person qualified as a Trustee by having subscribed towards, or become bound for, or acquired the Right to the Expense of making the said Roads or any Part thereof, shall be entitled to One Vote for each entire Sum of One hundred Pounds Sterling which he may have subscribed, become bound for, or acquired Right to as aforesaid, but no such Person shall be entitled to more than Five Votes.

Meetings of Trustees.

IX. And be it enacted, That the Trustees shall hold their First General Meeting at *Hamilton*, upon the Second *Friday* after the passing of this Act, or as soon thereafter as conveniently may be, and shall at such Meeting proceed to put this Act into execution, and shall thereafter hold One Annual General Meeting at *Hamilton*, upon the First *Thursday* of *April*, of which Annual General Meeting Notice shall be given by Two several Advertisements in One or more Newspapers published in *Glasgow* Ten Days at least previous to such Annual General Meeting.

Quorum.

X. And be it enacted, That at all Meetings of the Trustees Three Trustees shall be a Quorum.

Description of the Roads to be maintained under this Act.

XI. And be it enacted, That this Act shall be put into execution for the Purpose of maintaining, improving, and keeping in repair the following Roads; (that is to say,) first, the Road from the *Edinburgh* Road by *West Calder*, at or near the Bridge over the *Breich Water*, passing by or near *Allanton*, *New Mains*, *Garrion Bridge*, and *Canderdykehead*, to *Crumhaugh* in the Parish of *Stonehouse*, with the Branch Road from *Crumhaugh* to the Town of *Strathaven*; and secondly, the Portion of the Road from *Newhouse* to *Lochgate*, commencing at its Junction with the Branch Road above described at the Town of *Strathaven*, and extending Westward to *Lochgate*, at the Confines of the Counties of *Lanark* and *Ayr*, and the said several Roads before described shall from and after the passing of this Act be incorporated into One Trust, under the Management of the Trustees hereby appointed, and shall be known and called by the Name of "The *East and West Lanarkshire* Turnpike Roads."

XII. And

No Building or Inclosure to be within Thirty Feet from Centre of Roads.

XII. And be it enacted, That no House or other Building, excepting Fences or Walls not exceeding Six Feet in Height, shall be erected, and no new Inclosure or Plantation shall be made, without the Consent of the Trustees previously obtained in Writing, within Thirty Feet from the Centre of any of the Roads, under the Penalty of Five Pounds for every such Offence, besides the Expense of taking down and removing any House, Building, Inclosure, or Plantation erected or made in contravention of this Act; and the Sheriff of the County of *Lanark* or his Substitutes, or the Justices of the Peace for the said County, shall be and are hereby authorized and empowered, upon summary Application made to him or them by any One of the Trustees, or by their Clerk, to order such House, Building, Inclosure, or Plantation to be pulled down or removed, at the Expense of the Person erecting or making the same, or of the Occupier or Owner of the Ground.

Toll Bars and Toll Houses may be continued or erected.

XIII. And be it enacted, That it shall be lawful for the Trustees to continue the Gates or Toll Bars already erected upon or across the Roads, or on the Sides thereof, and to erect or cause to be erected such additional Gates or Toll Bars in, upon, or across any Part of the Roads, or on the Sides thereof, and also such Number of Toll Houses, with proper Gardens thereto, as to the Trustees shall seem expedient, and from Time to Time to alter the Situation of such Gates, Toll Bars, Toll Houses and Gardens.

Power to take Tolls.

XIV. And be it enacted, That it shall be lawful for the Trustees to demand and take, at each of the Gates or Toll Bars which shall by virtue of this Act be continued or erected upon or on the Sides of the Roads, the Tolls following; (that is to say,)

For every Horse or Beast of Draught drawing any Coach, Barouche, Chariot, Landau, Chaise, Calash, Chair, Taxed Cart, Hearse, or other such Carriage, or any Stage Coach or Carriage of the like kind, One Shilling; and for any Number of Horses or Beasts of Draught, exceeding Five, drawing any such Carriage, Six Shillings; and, if the Trustees shall think proper, for every Horse or Beast of Draught, not more than Six in Number, drawing any Stage Coach or Carriage of the like kind, any Sum in addition to the said Rates, not exceeding One Half more thereof:

For every Horse, Ox, or Beast of Draught, if more than Three in Number, drawing any Waggon, Wain, or Cart, or other such Carriage, One Shilling:

For every Horse, Ox, or Beast of Draught, if Three in Number, drawing any Waggon, Wain, or Cart, or other such Carriage, Ten-pence:

For every Horse, Ox, or Beast of Draught, if Two in Number, drawing any Waggon, Wain, or Cart, or other such Carriage, Sixpence:

For every Horse, Ox, or Beast of Draught, where not more than One is drawing any Waggon, Wain, or Cart, or other such Carriage, Eight-pence:

For every Saddle Horse or Mule, with or without a Rider, Four-pence:

For every other Horse or Mule, laden or unladen, and not drawing, Four-pence:

For every Ass, laden or unladen, Two-pence:

For every Score of Oxen or Neat Cattle, Two Shillings and Six-pence; and so in proportion for any greater or less Number:

For every Score of Calves, Hogs, Sheep, Lambs, or Goats, Ten-pence; and so in proportion for any greater or less Number:

For every Drove of Horses or Fillies unshod, Two Shillings and Sixpence *per* Score; and so in proportion for any greater or less Number.

Tolls for Overweight.

XV. Provided always, and be it enacted, That when any Waggon, Wain, or Cart or other such Carriage, whether with Two or more Wheels, shall, with the Loading thereof, weigh more than Twenty-eight Hundred Weight, of One hundred and twelve Pounds to the Hundred Weight, and shall not weigh more than Thirty-eight Hundred Weight, it shall be lawful for the Trustees to demand and take, for every such Waggon, Wain, or Cart, or other such Carriage, over and above the Tolls before specified, the Sum of One Penny for every Hundred Weight of such Overweight over and above the said Twenty-eight Hundred Weight; and if such Waggon, Wain, or Cart, or other Carriage, with the Loading thereof, shall weigh more than Thirty-eight Hundred Weight, the like Sum of One Penny for every Hundred Weight of Overweight from Twenty-eight Hundred Weight to Thirty-eight Hundred Weight, and the Sum of Two-pence for every Hundred Weight of such Overweight over and above Thirty-eight Hundred Weight.

Provisions as to Toll Bars.

XVI. And be it enacted, That in case there are or shall be erected any Toll Bars on the Roads at a less Distance from each other than Five Statute Miles, then any Person producing a Ticket to show that the Toll has been paid at any one of such Toll Bars shall not, on the same Day, and for the same Horse, Carriage, or Cart with the same Loading, pay any Toll at any other Toll Bar on the Roads which shall be within Five Statute Miles of the Toll Bar at which the Toll denoted by such Ticket shall have been paid.

Toll Bar not to be erected on a certain Portion of Road without Consent.

XVII. And whereas a Portion of Road extending from near *New Mains* to near *Auchterhall* Toll House, although in the Line of Road herein-before described, was originally made by the Trustees of the North and South District of *Lanarkshire* Turnpike Roads, and has been maintained and used by them, and by the Trustees of the East and West District of *Lanarkshire* Turnpike Roads as a Joint Road common to both Trusts: Be it enacted, That no Toll Bar shall be erected upon the said Portion of Road by the Trustees hereby appointed, or by the Trustees of the said North and South District, without the Joint Consent of the Trustees of both Trusts; and the said Portion of Road shall be maintained and repaired at the joint Expense of both of the said Trusts, in terms of any Agreement at present existing, or which may be hereafter entered into between the Trustees hereby appointed and the Trustees of the said North and South District to that Effect; and in case any Toll Bar shall be erected thereon with the joint Consent of the Trustees hereby appointed and the Trustees of the said North and South District,

the Tolls levied and taken at such Toll Bar shall be divided between the Two Trusts in such Proportions as shall be agreed upon by and between the said respective Trustees.

Tolls not to be taken within Five Miles of Flemington Toll Bar.

XVIII. And whereas the *Glasgow and Shotts* Road Trustees have consented to the Transfer of the said Portion of Road from *Strathaven* to *Lochgate* by this Act authorized, on the Condition after mentioned: Be it enacted, That it shall not be lawful for the Trustees under this Act to demand or take at any Gate or Toll Bar upon the said Portion of Road from *Strathaven* to *Lochgate*, within Five Miles of the Toll Bar upon the Line of the Turnpike Road from *Newhouse* to *Strathaven* by way of *Hamilton*, under the Charge of the *Glasgow and Shotts* Road Trustees, called *Flemington* Toll Bar, situate on the East Side of *Strathaven*, any Tolls for or in respect of any Animal, Waggon, or Carriage whatsoever, or the Loading thereof, from any Person who shall on the same Day, either previously or subsequently, pass through the said *Flemington* Toll Bar, and pay the Tolls exigible thereat in respect of the same Animal, Waggon, or Carriage, or Loading, provided such Animal, Waggon, or Carriage shall not pass upon the said Road from *Strathaven* to *Lochgate* a farther Distance than Five Miles from the said *Flemington* Toll Bar.

Application of Tolls.

XIX. And be it enacted, That all the Tolls levied and taken and Monies received under the Authority of this Act shall be applied, in the first place, in paying the Expenses of obtaining and passing this Act, and all other Expenses incidental thereto; in the second place, in maintaining, improving, and keeping in repair the Roads, and the Toll Houses, Toll Bars, Gates, and other Conveniences thereon, and in putting this Act into execution; in the third place, subject to the special Securities herein-after provided, in paying the Interest of the Debt due and to become due by the Trustees; and lastly, in paying off and extinguishing the said Debt, without Prejudice to the Priority of the Sums now due and owing, and to no other Use or Purpose whatsoever.

Tolls to be applicable to the Payment of Securities granted under former Acts.

XX. And whereas by an Assignation dated the Fourteenth and Sixteenth Days of *September* One thousand eight hundred and forty-eight, made and granted by a Quorum of the Trustees acting under the said first-recited Act, they did, in pursuance of the Powers therein contained, assign and convey to *John Strettell Brickwood*, Esquire, the Secretary of the Public Works Loan Commissioners, and his Successors in Office, as Secretary for the Time being, the whole Tolls, Rates, and Duties of every Description and Denomination appropriated or due and leviable by the Trustees under the said first-recited Act upon the Roads comprised in the said East and West District or Line of Roads, so far as applicable to the Sum of Sixteen thousand six hundred and thirty-three Pounds One Shilling and Eleven-pence, therein mentioned to have been advanced by the said Public Works Loan Commissioners (formerly called the Commissioners for the Issue of Exchequer Bills), and the legal Interest thereon, together with the Toll Gates and Turnpikes then erected or to be erected on the said Roads for collecting the said Tolls, for the Purpose of securing as therein mentioned the Repayment to the said Public Works Loan Commissioners

Commissioners of the said Sum of Sixteen thousand six hundred and thirty-three Pounds One Shilling and Eleven-pence, and Interest thereon, and subject to the Provisions and Conditions in the said Assignation mentioned: And whereas by another Assignation, dated the First Day of *June* One thousand eight hundred and forty-nine, made and granted by a Quorum of the Trustees acting under the said first-recited Act, they did, in pursuance of the Powers therein contained, assign and convey to *William Leighton*, as Trustee for the Parties herein-after mentioned, One Third Part of the surplus Toll Duties then leviable or which might thereafter be leviable on the said Roads in virtue of the said recited Acts or of any Act which might be thereafter passed, in security of the Payment of the Sum of Two thousand six hundred Pounds, and Interest thereon; to the said *William Leighton*, in trust for the several Parties and in the Proportions herein-after mentioned; (that is to say,) his Grace *Alexander* Duke of *Hamilton* and *Brandon*, the sum of Five hundred and twenty-five Pounds; the Representatives of the deceased *David Leighton*, the Sum of Five hundred and twenty-five Pounds; *Dame Elizabeth Seton Stewart* of *Allanton*, the Sum of Five hundred and twenty-five Pounds; *Robert Lockhart* Esquire, of *Castlehill*, the Sum of Five hundred and twenty-five Pounds; and the *Glasgow and Shotts* Road Trustees, and their Treasurer for the Time being, the Sum of Five hundred Pounds; with the Proportion of Interest applicable to the said several Sums, and subject to the Provisions and Declarations in the said Assignation contained: Be it enacted, That, notwithstanding anything herein contained, the Tolls levied and taken and Monies received under the Authority of this Act shall be in all respects applicable to the Payment of the said Sums of Sixteen thousand six hundred and thirty-three Pounds One Shilling and Eleven-pence, and Two thousand six hundred Pounds, with the lawful Interest on the said Sums respectively as the said Tolls and Monies assigned to the said *John Strettell Brickwood* and to the said *William Leighton* were by the said first-recited Act and the foresaid Assignations respectively made applicable; and from and after the passing of this Act the Tolls levied and taken and Monies received under the Authority of this Act, together with the Toll Gates and Turnpikes now erected or to be erected on the said Roads, subject to the Provisions of this Act, shall be vested in security as aforesaid in the said *John Strettell Brickwood* and his Successors, Secretary as aforesaid, and the said *William Leighton*, Trustee as aforesaid, and his Heirs and Assignees, so far as the same were by the said first-recited Act and the foresaid Assignations respectively applicable to the Payment of the said Sums of Sixteen thousand six hundred and thirty-three Pounds One Shilling and Eleven-pence, and Two thousand six hundred Pounds, and Interest thereon respectively, and in all respects as is by the said first-recited Act provided, and subject to the Provisions in the said Assignations respectively contained, and as if the said Provisions were herein repeated, and the Names of the Trustees hereby appointed inserted therein instead of the Trustees in the said Assignations respectively mentioned, and as if the Tolls and Monies to be received by virtue of this Act were the Tolls and Monies to be received by virtue of the said first-recited Act, and to the End and Intent that the said Sums of Sixteen thousand six hundred

hundred and thirty-three Pounds One Shilling and Eleven-pence, and Two thousand six hundred Pounds, and Interest thereon respectively, may be paid and secured out of the Tolls and Monies by this Act authorized to be taken, in the same Manner as was provided by the said first-recited Act, and the said Assignations so made in pursuance thereof, and to the End and Intent that this Act and the Provisions herein contained, and the Tolls and Monies to be received by virtue hereof, may in all respects be a Substitute for the Security intended to be made by the said Assignations so granted as aforesaid in pursuance of the said first-recited Act.

Trustees to prepare an annual Account, and transmit a Copy to the Sheriff Clerk of Lanarkshire.

XXI. And be it enacted, That the Trustees shall every Year cause an Account in abstract to be prepared, showing the total Receipts and Expenditure of all Tolls levied and Monies received by virtue of this Act for the Year preceding the Date to which such Account is made up, under the several distinct Heads of Receipts and Expenditure, with a Statement of the Balance of such Account duly audited by the Trustees and signed and certified by their Clerk, and shall cause a Copy of such annual Account to be transmitted, free of Charge, to the Principal Sheriff Clerk of the County of *Lanark* at *Glasgow*, on or before the Thirty-first Day of *January* then next, and if the Trustees shall omit to prepare and transmit such Account as aforesaid they shall be liable for every such Omission to a Penalty of Twenty Pounds, which Penalty shall be sued for and levied by summary Process, at the instance of any Person authorized by the said Act of the Second Year of the Reign of His Majesty King *William* the Fourth to prosecute for Tolls and Penalties, in the same Manner as Penalties are authorized by the said Act to be sued for and levied, and shall be applied in the Manner in which Penalties not otherwise directed to be applied are thereby directed to be applied; and such Account shall be open at all seasonable Hours to the Inspection of the Public, upon Payment of One Shilling for every such Inspection, or if written Extracts from such Account are required upon Payment at the Rate of Sixpence for every Page of Seventy-two Words which shall be copied.

Roads not exempted from Provisions of future general Acts.

XXII. And be it enacted, That nothing herein contained shall be deemed to exempt the Roads comprised in this Act from the Provisions of any general Act relating to the Consolidation or other improved Arrangement of Turnpike Roads which may be passed during the present or any future Session of Parliament.

Interpretation of Terms.

XXIII. And be it enacted, That in this Act the following Words and Expressions shall have the several Meanings hereby assigned to them, unless there be something in the Subject or Context repugnant to such Construction; (that is to say,)

Words importing the Singular shall include the Plural Number, and

Words importing the Plural shall include the Singular Number:

Words importing the Masculine Gender shall include Females:

The Word "Person" shall include Companies and Corporations:

The Word "Lands" shall extend to and include Lands, Tenements, Superiorities, Feu Duties, and Heritages of every Description and Tenure:

The Expression "the Trustees" shall mean the Trustees hereby appointed for executing this Act:

The Expression "the Roads" or "the said Roads" shall mean the several Roads which are to be maintained, improved, and kept in repair under the Authority of this Act.

Commencement and Term of Act.

XXIV. And be it enacted, That this Act shall commence and take effect from and after the passing thereof, and shall remain in force during the Term of Thirty-one Years, and from thence to the End of the then next Session of Parliament.

Public Act.

XXV. And be it enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken notice as such.

LONDON:
Printed by GEORGE EDWARD EYRE and WILLIAM SPOTTISWOODE,
Printers to the Queen's most Excellent Majesty. 1849.