

insured or agreed to be insured. Failure to comply with the provisions of section 1 of this act shall not create, convey, transfer, enlarge, impair or otherwise affect any right to or waiver of surface support or any title to land or any other estate or interest in land, and shall not impair or otherwise affect any waiver or release of damages or any immunity from liability or damages other than by giving rise to a cause of action as hereinabove specifically provided.

Waiver prohibited.

Section 3. The provisions of this act may not be waived in any manner whatsoever.

Construction.

Section 4. Nothing contained in this act shall be construed to affect in any way whatsoever any waiver of surface support, any release from damages or any other title, right, estate, interest, liability or exoneration, from liability created, granted, excepted, reserved or otherwise dealt with in any deed, agreement of sale, title insurance policy or other instrument in writing, which was executed or delivered prior to the effective date of this act.

Effective date.

Section 5. This act shall take effect July 1, 1958.

APPROVED—The 17th day of July, A. D. 1957.

GEORGE M. LEADER

No. 432

AN ACT

Amending the act of May 1, 1929 (P. L. 905), entitled "An act for the protection of the public safety regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, and the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," providing additional enforcement procedures on traffic violations in cities of the third class.

The Vehicle Code.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Section 1202.1, act of May 1, 1929 (P. L. 905), known as "The Vehicle Code," added May 25, 1956 (P. L. 1740), is amended to read:

Section 1202.1, act of May 1, 1929, P. L. 905, added May 25, 1956, P. L. 1740, further amended.

Section 1202.1. Enforcement in Cities of the First, Second, [and] second Class A *and Third Class*.—In addition to and notwithstanding any other provisions in this act relating to procedures dealing with enforcement, the filing of informations, the institution of summary proceedings and the issuance of warrants for arrest of alleged violators, a police officer of a city of the first, second, [or] second class A *or third class*, who observes a violation of any of the summary provisions of this act or any local traffic ordinance, and has reasonable ground to believe that the violator is a non-resident of this Commonwealth and may not appear in the traffic court of the city in response to a traffic violation citation handed to him, and that the offender will not be available for service of a warrant which may thereafter be issued for his arrest for the violation, is authorized to arrest the offender forthwith in accordance with the authority of police officers of any city of the first, second, [or] second class A *or third class*, to arrest on view persons violating any ordinance of the city.

APPROVED—The 17th day of July, A. D. 1957.

GEORGE M. LEADER

No. 433

AN ACT

Amending the act of May 4, 1927 (P. L. 519), entitled "An act concerning boroughs, and revising, amending, and consolidating the law relating to boroughs," authorizing the court of quarter sessions, upon petition, to make minor changes of corporate names of boroughs to conform with general usage or post office designation; authorizing the court to abolish wards, and providing for election of councilmen when wards are abolished and for the filling of vacancies in certain cases; further providing for the division of boroughs into wards, and authorizing appointment of women as commissioners to inquire into propriety of ward changes.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

The Borough Code.

Section 1. The act of May 4, 1927 (P. L. 519), known as "The Borough Code," reenacted and amended July 10, 1947 (P. L. 1621), is amended by adding, after section 304, a new section to read:

Act of May 4, 1927, P. L. 519, reenacted and amended July 10, 1947, P. L. 1621, amended by adding a new section 305.

Section 305. Change of Corporate Name to Conform to General Usage or to Post Office Designation.—Where the corporate name of any borough shall differ from the