

them, to pay the penalty aforesaid with costs,—and may commit him, her or them, or any of them, to the common gaol of the district,—for a period not exceeding two months,—if such penalty and costs be not forthwith paid, or until the same be paid.

IV. Provided always, and be it enacted,—that if it shall appear to the satisfaction of such justices of the peace,—that the person or persons in whose possession such coins or tokens shall have been found,—was not or were not aware of their having been so illegally manufactured or imported,—such penalty may be recovered;—by any person or persons who shall sue for the same, in any court of competent jurisdiction,—from the owner or any of the owners thereof,—on the oath of any one credible witness, other than the person so suing.

When persons in possession of such coin or tokens, are not aware of their having been illegally manufactured or imported, penalty may be recovered from the owner.

V. And be it enacted,—that it shall also be lawful—for any Officer of Her Majesty's Customs—to seize any coin or tokens, which any person shall import or attempt to import into this Province in contravention of this act,—and to detain the same as forfeited,—to await the disposal of the Governor, Lieutenant-Governor or person administering the government of this Province, for the public uses of the Province.

Any officer of Her Majesty's customs may seize such coin or tokens.

VI. And be it enacted, &c.,—that if any such coin or tokens,—other than the lawful coin of the United Kingdom aforesaid,—shall at the time this act shall go into force, be in the possession of any person, other than the owner thereof,—such person may refuse to deliver the same,—except upon a permission to that effect from the Governor, Lieutenant-Governor or person administering the government of the Province,—who may, if he shall deem it advisable, make it a condition on which such permission shall be granted,—that the person applying for the same shall immediately re-export such coin or tokens,—in which case any duty paid on the importation thereof shall be returned to the owner, as a draw-back, by the chief officer of the customs, at the port whence such exportation shall be made.

Coin or tokens other than the lawful coin of the United Kingdom, in the possession of other than the owner may be detained.

VII. And be it enacted,—that from and after the expiration of thirty days from the time when this act shall go into force,—no person shall utter, tender or offer in payment any copper or brass coin,—other than the lawful coin of the United Kingdom, aforesaid,—or

Penalty on persons offering unlawful coin or tokens, after the expiration of thirty