

tion: and any person who shall refuse or neglect to answer or shall wilfully answer falsely any such question, shall for every such refusal or neglect incur a penalty of not less than *twenty shillings* nor more than *five pounds* in the discretion of the Magistrate before whom the same shall be sued for; and the provisions of this section shall not be limited to the time within which the said accounts are to be taken as aforesaid, but shall extend to any questions which it may at any time become requisite to ask in order to correct or supply any supposed error or defect in such Accounts.

Penalty for refusing to answer or answering falsely.

XIV. And be it enacted, That the penalties hereinbefore imposed may be recovered in a summary manner at the suit of any Enumerator, before any one Justice of the Peace having jurisdiction in the place where the offence shall have been committed, on the oath of the Enumerator or any other credible witness, and if the penalty and the costs (to be taxed by the Justice but in no case to exceed *ten shillings*;) be not forthwith paid upon conviction, the convicting Justice may in his discretion cause the same to be levied by distress and sale of the goods and chattels of the offender by warrant under his hand and seal, or may commit the offender to the common gaol of the place, for any period not exceeding *one month*, or until the penalty be paid; and one moiety of such penalty shall belong to the Crown for the public uses of the Province, and the other moiety shall belong to the prosecutor, unless he shall have been examined as a witness to prove the offence, in which case the whole shall belong to the Crown for the uses aforesaid.

Recovery and application of penalties.

XV. And be it enacted, That if any Census Officer or Enumerator shall wilfully disobey or contravene any of the provisions of this Act, or wilfully make any false declaration or return under the same, he shall be guilty of a misdemeanor, and shall on conviction thereof be liable to a penalty not exceeding *twenty-five pounds* nor less than *five pounds*, in the discretion of the Court before whom the conviction shall be had, and to imprisonment until such penalty be paid; and such penalty shall belong to the Crown for the public uses of the Province.

Penalty on Census officers or Enumerators contravening this Act.

XVI. And be it enacted, That the power of appointing any officer under this Act shall include the power of removing him and appointing another in his stead; that any letter purporting to be signed by the Secretary of the Province and notifying the appointment or removal of any Census officer, or any letter purporting to be signed by any Census officer notifying the appointing or removal of any Enumerator, or conveying any instruction to him, or any letter purporting to be signed by the Secretary of the Board of Registration and Statistics conveying any instructions, shall be respectively *prima facie* evidence of

Power of removal. What shall be evidence of appointments, instructions, &c.