

25 of this province, of having practised medicine, surgery or midwifery in the Province of Quebec, for hire, gain, or hope of reward shall, upon summary conviction before a sheriff, or district magistrate or recorder, or judge of the sessions of the peace be condemned to pay a fine of not less than \$25, nor exceeding \$100.

2. A like penalty shall be incurred by every person assuming the title of doctor, physician, or surgeon, or any other name implying that he is legally authorized to practice medicine, surgery, or midwifery, in this province, if unable to establish the fact by legal proof; and every person who by advertisement in any newspaper or by printed or written circulars, or by card, or by sign boards assumes any addition, name or description implying or calculated to lead persons to infer that he or she is a duly registered or qualified practitioner of medicine, surgery, and midwifery, or any one of them, or any person offering or giving his or her services as physician, surgeon, or midwife, if not duly licensed and registered in this province, shall in each such case be liable to be condemned to a like penalty.

3. In every prosecution under this act, the proof of registration shall be incumbent upon the prosecuted.

4. All prosecutions under this act, shall take place before any sheriff, or district magistrate, or recorder, or judge of special sessions of the peace having jurisdiction in the locality where the offence was committed, and, such sheriff, or district magistrate, or recorder or judge of special sessions of the peace, besides the penalty above mentioned, shall have power to condemn in costs; and in the event of the costs or the penalty not being paid, to order an imprisonment for a term not exceeding thirty days, unless the penalty or costs be sooner paid.

XXVI. 1. And be it enacted that the penalties imposed by this Act, shall be recoverable with costs and that the same may be sued for and recovered by the said College of Physicians and Surgeons of the Province of Quebec, by its incorporate name, and being recovered shall belong to the said corporation for the use thereof.

And neither in any such suit or in any other civil action to or in which the said corporation may be a party or interested, shall any member of the corporation be deemed incompetent as a witness by reason of his being such member.