

or female, related to or servant or sojourner in the family who shall have vended, retailed or dispensed any spirituous liquors contrary to the provisions of this Act, shall also be liable to the same penalty: Provided always, that  
 5 whenever any Justice of the Peace before whom any complaint of the violation of any of the provisions of this Act shall be made shall be satisfied by affidavit that the accused has not means sufficient to enable him to pay the penalty, or that there is reason to fear that the accused  
 10 will withdraw himself from the jurisdiction of the Court or fly from justice, it shall and may be lawful for such Justice of the Peace to issue his warrant for the apprehension of the person so accused, to cause him to be kept in safe custody until the judgement in the case shall  
 15 be rendered, unless the accused shall give good and sufficient security to ensure his appearance and his abiding by the judgment: Provided always, that if the accused shall desire it, the trial shall take place forthwith.

Proviso:  
 where the offender has no good to answer the condemnation.

XXII. And be it enacted, That any person may be a  
 20 competent witness under this Act, although he be related, allied or of kin to, or in the service of any party who may bring a complaint or who may be complained against for any infringement of the provisions of this Act; and if any witness legally summoned to appear on any such com-  
 25 plaint shall refuse or neglect so to do without reasonable cause, he shall incur a penalty of *five pounds*; and if any person shall be convicted of endeavoring to prevent any witness from appearing to give evidence, such person shall incur a penalty of *twenty pounds*.

Who shall be a competent witness.

Witnesses summoned must attend.

30 XXIII. And be it enacted, That except as otherwise provided by this Act, all complaints against parties contravening the provisions of this Act, shall be summarily disposed of by one or more Justices of the Peace on the evidence of one credible witness; and any party who  
 35 shall be found guilty of any offence under this Act shall, in default of immediate payment of the fine to which he shall be condemned for such offence, be imprisoned under warrant of such Justice or Justices until payment be made of such penalty and of the costs incurred for  
 40 the recovery thereof; but such penalty and costs may also be levied of the goods and chattels of the offender under warrant of the convicting Justice of the Peace.

How penalties may be recovered.

XXIV. And be it enacted, That all Justices of the  
 Peace before whom any trial shall be had under this Act,  
 45 shall take down minutes in writing of the proceedings and evidence of such trial, in case an appeal be brought from any judgment rendered by them; during the pendency of which appeal the defendant shall remain in gaol unless he, she, or they shall give good and sufficient security to the satisfaction of the convicting Justice  
 50 that

Justices to keep minutes of proceedings.