

authority the same were seized, and the proceeds of such sale, after deducting necessary expenses, shall be received by such Commissioner and paid over by him to the Receiver General for the public uses of the Dominion.

5 **11.** Any Commissioner of Police appointed under the Act passed in the thirty-first year of Her Majesty's Reign, and intituled *An Act respecting Police of Canada*, may act as a Commissioner under this Act, in any place in which it was then in force, if directed to do so by order of the Governor General, and any Police Constable appointed under
10 the said Act, may act as a Constable or Peace Officer in such place if so directed by any such Commissioner.

Commissioners of Police and Police force under 31 Vic. cap 73 may act under this Act.

12. Upon and after the day to be fixed in such Proclamation, and during such period as the Proclamation may remain in force, no person shall at any place within the limits specified in such Proclamation barter,
15 sell, exchange or dispose of directly or indirectly to any other person, any alcoholic, spirituous, vinous, fermented or other Intoxicating Liquor, or any mixed Liquor a part of which is spirituous, or vinous, fermented or otherwise intoxicating,—nor shall expose, keep or have in his possession for sale, barter or exchange, any intoxicating Liquor :

Sale of liquors prohibited.

20 **2.** But this section shall not extend to any person selling Intoxicating Liquors by wholesale, and not retailing the same, if such person be a licensed Distiller or Brewer.

Restriction.

13. Any person who, in contravention of the next preceding section, by himself, his clerk, servant or agent, exposes or keeps for sale or
25 barter, or sells, disposes of, gives or exchanges for any other matter or thing, to any other person, any Intoxicating Liquor, shall be liable to a fine of *twenty dollars* on the first conviction, *forty dollars* on the second, and on the third and every subsequent conviction, to such last mentioned fine and imprisonment for a period not more than six
30 months.

Penalty.

14. If any clerk, servant or agent, or other person in the employ-
ment or on the premises of another, sells, disposes of, or exchanges for any other matter or thing, or assists in selling, disposing of, or exchanging for any other matter or thing, any Intoxicating Liquor, in contraven-
35 tion of this Act, for the person in whose service or on whose premises he is, he shall be held equally guilty with the principal, and shall suffer the like penalty.

Case of Agent.

15. If any three credible persons make oath or affirmation before any Commissioner, or Justice of the Peace, that they have
40 reason to believe and do believe that any Intoxicating Liquor intended for sale or barter in contravention of this Act, is kept or deposited in any steamboat or other vessel, or in any carriage or vehicle, or in any store, shop, warehouse, or other building or premises at any place within which such Intoxicating liquor is by Proclamation
45 under this Act prohibited to be sold or bartered or kept for sale or barter, or on any river, lake or water adjoining such place,—the Commissioner or Justice, shall issue his Warrant of Search to any Sheriff, Police Officer, Bailiff or Constable, who shall forthwith proceed to search the steamboat, vessel, premises or place described in such War-
50 rant, and if any Intoxicating Liquor be found therein, he shall seize the same, and the barrels, casks or other packages in which it is contained, and convey them to some proper place of security, and there keep them until final action is had thereon ;—But no dwelling house in which, or in part of which a shop or bar is not kept, shall be searched,
55 unless one at least of the said complainants testifies on oath to some act of sale of Intoxicating Liquor therein or therefrom, in contravention of

Search for and seizure of liquor.