

### Application of penalties under this Act.

Proceedings for recovery of penalties before a Justice of the Peace.

Form of conviction  
for offences against  
this Act.

No proceedings to be  
quashed, &c. for want  
of form.

### Protection of persons acting under this Act.

### Notice of action.

**Tender of amends.**

In certain cases the plaintiff shall recover no costs.

**Recital,**

### Governor may fix periods of holding Courts.

CHII. And be it enacted, That the moneys arising from any penalties, forfeitures and fines imposed by this Act, when paid and levied, shall (if not by this Act directed to be otherwise applied,) from time to time be paid to the Clerk of the Court by which the same shall be imposed, and shall be paid by him into the hands of the Treasurer of the County to be accounted for as part of the Fee Fund.

CIV. And be it enacted, That in all cases in which by this Act any penalty or forfeiture is made recoverable before a Justice of the Peace, it shall be lawful for such Justice to summon before him the party complained against, and on such summons to hear and determine the matter of such complaint, and on proof of the offence to convict the offender, and to adjudge him to pay the penalty or forfeiture incurred, and to proceed to recover the same, although no information in writing shall have been exhibited before him, and all such proceeding by summons without information in writing, shall be as valid and effectual to all intents and purposes, as if an information in writing had been exhibited.

CV. And be it enacted, That in all cases where any conviction shall be had for any offence committed against this Act, the form of conviction may be in the words or to the effect following, that is to say :

Be it remembered, That on this                  day of                  in the year of our Lord  
A. B. is convicted before                  one of Her Majesty's  
Justices of the Peace for the County of                  or before a Judge acting  
under an Act passed in the                  year of the Reign of Her Majesty Queen  
Victoria, intituled, *An Act, &c.* (*insert the title of this Act,*) of having (*note the offence*);  
and I, (*or we*)                  the said                  do adjudge the said  
to forfeit and pay for the same the sum of                  or to be committed to the Com-  
mon Gaol of the County of                  for the space of                  : Given  
under                  hand and seal, the day and year aforesaid.

CVI. And be it enacted, That no order, verdict or judgment, or other proceedings made concerning any of the matters aforesaid, shall be quashed or vacated for any matter of form.

CVII. And for protection of persons acting in the execution of this Act, Be it enacted, That all actions and prosecutions to be commenced against any person for any thing done in pursuance of this Act, shall be laid and tried in the County where the fact was committed, and shall be commenced within six calendar months after the fact was committed, and not afterwards or otherwise ; and notice in writing of such action and of the cause thereof shall be given to the Defendant, one calendar month at least before the commencement of the action ; and no Plaintiff shall recover in any such action, if tender of sufficient amends shall have been made before such action brought, or if after action brought, a sufficient sum of money shall have been paid into Court with costs, by or on behalf of the defendant, and it shall be lawful in any such action for the defendant to plead the general issue, and to give any special matter arising under this Act under such plea.

CVIII. And be it enacted, That if any person shall bring any suit in any of Her Majesty's Superior Courts of Record in respect of any grievances committed by any Clerk, Bailiff or Officer of any Court holden under this Act, under colour or pretence of the process of the said Court, and the Jury upon the trial of the action shall not find greater damages for the Plaintiff than the sum of Two Pounds Ten Shillings, no costs shall be awarded to the Plaintiff in such action, unless the Judge shall certify in Court upon the back of the record, that the action was fit to be brought on in such Superior Court.

CIX. And whereas the amount of business in certain Divisions is not so great as to require the holding of Courts therein once in every two months, while from the remoteness and inaccessibility of the same, the holding of the said Courts therein is, especially at certain seasons of the year, attended with great difficulty : Be it therefore enacted, That if it shall be certified to the Governor in Council, by the Magistrates of any County in Quarter Sessions assembled, that in any Division of such County, it is expedient