

Goods not entered to be searched for.

purpose especially appointed, shall have full power and authority to enter into, or upon any vessel, boat, raft or carriage in which he or they shall have reason to suspect any Goods, Wares and Merchandize not entered as aforesaid to be concealed, and therein to search for, seize and secure any such Goods, Wares or Merchandize. And if he or they shall have cause to suspect, that any such Goods, Wares or Merchandize are concealed in any particular dwelling house, store, building or other place, they or either of them shall, upon application upon oath to any Justice of the Peace, be entitled to a warrant to enter, taking with them a peace officer, such house, store or other place, (in the day time only) and there to search for such Goods, Wares and Merchandize, and if any shall be found, to seize and secure the same for trial. And if any person or persons shall conceal or shall buy any Goods, Wares or Merchandize, knowing them to be liable to seizure by this Order, such person or persons on conviction thereof, shall forfeit and pay double the value of the Goods, Wares or Merchandize so concealed or purchased.

Goods, &c. to be exported duty free.

AND His Excellency the Governor, by and with the advice and consent of the said Executive Council, doth further order that all Goods, Wares and Merchandize, whereof the exportation is not and shall not be by law entirely prohibited, may freely, for the purposes of commerce, be carried and exported free and exempt from all duties whatsoever from and out of this Province into the said United States, as well by his Majesty's subjects as by the citizens of the said United States.

Officers to seize in any District.

AND His Excellency the Governor, by and with the advice and consent of the said Executive Council, doth further order, that it shall be the duty of all officers of his Majesty's Customs whatsoever to seize and secure any vessel, boat, raft, or carriage, Goods, Wares or Merchandize which shall be liable to seizure by virtue of this Order, as well without as within their respective Districts within this Province; and all Goods, Wares and Merchandize which shall be seized by virtue of this Order, shall remain in the custody of the seizing officer untill such proceedings shall be had as by law are required, to ascertain whether the same have been forfeited or not; and all penalties and forfeitures created by this Order shall be recovered and declared in any of his Majesty's Courts, having jurisdiction in this Province, in the same manner and form, and upon the same evidence and by the same rules and regulations as any penalties or forfeitures incurred for any offences against the laws relating to the customs and trade of his Majesty's Colonies in America, may now be recovered or declared forfeited in such Courts respectively. And in all cases of penalties or forfeitures incurred by virtue of this Order, after deducting the charges of prosecution from the gross produce thereof, the remainder shall be paid and divided as follows, that is to say, one fourth to his Majesty, one fourth to the Governor of this Province, one fourth to the seizing officer, and the remaining one fourth to the Chief Officer of the customs at the custom-house or office to which the seizing officer belongs.

Penalties where to be recovered. Division of the Penalties.

Goods condemned to be sold by the officers of the Customs.

AND His Excellency the Governor, by and with the advice and consent of the said Executive Council, doth further order, that all vessels, boats, rafts or carriages, which shall be seized in pursuance or by virtue of this Order, or of any Act or Acts of the Parliament of Great Britain, or of the Provincial Parliament of Lower-Canada, and