

- 29.** No person proved to have been engaged in the unlawful sale of intoxicating liquor, within one year of the time of any trial under this Act, shall be competent to sit as a jurymen thereon; and if his disqualification be known he shall be challenged when called as such juror. Unlawful as to disqualify as Juror.
- 5 **30.** No person who has been engaged in the unlawful sale of intoxicating liquor shall, for one year from the time he was so engaged, be qualified to be elected to any office under the Act respecting the Municipal Institutions of Upper Canada. And for any Municipal office.
- 31.** Any Mayor, Alderman, Sheriff, Deputy Sheriff, Chief of Police,
10 or Deputy Chief of Police, Police Officer, Constable or Watchman, in his Municipality, may, without a warrant, arrest any person or persons whom he may find in the act of illegally selling, transporting or distributing intoxicating liquors, and seize the liquors, vessels and implements of sale in the possession of said person or persons, and for the
15 seizure of said liquor, vessels and implements under the provisions of this Act; and it shall be the duty of the several officers aforesaid to enforce the penalties provided in this Act, or cause them to be enforced, against every person who shall be guilty of any violation thereof of which they can obtain reasonable proof. Power to arrest offenders without warrant, etc.
Obligation to prosecute.
- 20 **32.** Whenever any spirituous or intoxicating liquor is seized as a nuisance, under this Act, the following provisions shall be observed in regard thereto :— Provisions to be observed when liquor is seized as a nuisance.
1. The Officer seizing the liquor shall keep the same safely in some secure place until final judgment.
- 25 2. If judgment of forfeiture be given against such liquor, or of any part of it, the officer shall deposit such liquor for safe keeping with the County Agent duly appointed to sell intoxicating liquor, and take his receipt therefor.
3. If no appeal be taken within days, the Officer shall return
30 the receipt, and take and destroy the liquor under the order of the Magistrate.
4. If any appeal is taken, the Officer shall return his order to the proper Court, indorsed that he has delivered the liquor so seized to the County Agent for safe keeping, and the County Agent shall keep
35 such liquor subject to the order of the Court to which the appeal is made.
5. Whenever judgment is given for the defendant on the seizure of such liquor as a nuisance, the Attorney prosecuting the action may appeal therefrom at any time within three days, without any bond being filed on the part of the Appellant, and the officer seizing the liquor shall
40 not return it to the place of seizure until the expiration of three days.
6. And whenever final judgment is given that the liquor so seized is not a nuisance, and not subject to forfeiture, the County shall pay the costs of the seizure, carriage, safe keeping, and return of the liquors, and the fees of Officers, Jurors and Witnesses in such cause.
- 45 7. But the County shall be liable for no other costs in any case, except the keeping of persons under arrest and imprisonment for a violation of this Act, as in other cases.