

state, or to commit any offence against Sect. 2 of the foreign enlistment Act may be prosecuted and punished summarily.

enlist, or to serve or to be employed, in any warlike or military operation in the service of or for or under or in aid of any foreign prince, state, potentate, colony, province, or part of any province or people, or of any person or persons exercising or assuming to exercise the powers of government in or over any foreign country, colony, province, or part of a province or people, either as an officer, soldier, sailor or marine, or in any other military or warlike capacity,—or to commit any other offence whatever against the provisions of the second section of the Act of the Parliament of the United Kingdom, passed in the fifty-ninth year of the Reign of King George the Third, chapter sixty-nine, and intituled : “An Act to prevent the enlistment or engagement of His Majesty’s subjects to serve in foreign service; and the fitting out or equipping, in His Majesty’s dominions, vessels for warlike purposes, without His Majesty’s license,”—such offender may be prosecuted either in the manner provided by the said Act, or in a summary manner before any Judge of the Superior Court for Lower Canada, or any Judge of either of the Superior Courts of Common Law for Upper Canada, or any Judge of a County Court, Recorder, Judge of the Sessions of the Peace or Police Magistrate, or before any two Justices of the peace for the district or county where the offence shall have been committed, and if convicted of such offence on the oath of one or more credible witness or witnesses, may be condemned to pay a penalty of two hundred dollars, with costs, and may be committed to the Common Gaol of the District, County, or City, for a period not exceeding six months at hard labour, and, if such penalty and costs be not forthwith paid, then for such further time as the same may remain unpaid ; and such penalty shall belong, one half to the prosecutor and one-half to Her Majesty for the public uses of the Province.

Limitation of suit.

2. No prosecution shall be commenced by virtue of this Act more than one year after the commission of the offence.

### C A P. I I I.

An Act for granting to Her Majesty certain sums of money required for defraying certain expenses of the Civil Government for the year 1865, and for certain other purposes connected with the Public Service.

[Assented to 18th March, 1865.]

MOST GRACIOUS SOVEREIGN :

Preamble.

**W**HEREAS it appears by Messages from His Excellency the Right Honorable Charles Stanley Viscount Monck, Governor General of British North America, and Captain General and Governor in Chief in and over this Province of Canada,