

manner as from convictions in any case of summary punishment allowed by Law on furnishing security by bond or recognizance with two sureties to the satisfaction of such convicting Justices to abide the event of such appeal and also from the said District Courts and Circuit Courts, and from decisions or judgments of the Courts of Queen's Bench respectively, in cases where the amount of the penalty or forfeiture shall be such that if a judgment for a like amount were given in any civil case an appeal would lie ; and such appeal shall be allowed and prosecuted on like conditions, and subject to like provisions as other appeals from the same Court, in matters of like amount : Provided always, that if the appeal be brought by Her Majesty's Attorney General, or Solicitor General, it shall not be necessary for him to give any security on such appeal.

Proviso : the Attorney or Solicitor General appealing need not give security.

Restoration of goods, &c. not to be prevented by appeal provided security be given.

How the amount of security shall be ascertained.

Penalty for a false declaration or answer in cases not otherwise provided for.

Writs of assistance how obtainable and the powers of those acting under them.

How the search shall be made.

**LXVII.** Provided always, and be it enacted, That in any case in which proceedings shall have been or shall hereafter be instituted in any Court against any vessel, goods or thing, for the recovery of any penalty or forfeiture under this Act or any Act relating to the Customs, trade or navigation, the execution of any decision or judgment, for restoring such vessel, goods or thing to the claimant thereof, which shall be pronounced by the Court in which such proceedings shall have been had, shall not be suspended by reason of any appeal which shall be prayed and allowed from such decision or judgment, provided the party or parties appellant shall give sufficient security, to be approved of by the Court, to render and deliver the vessel, goods or things concerning which such decision or judgment shall be pronounced or the full value thereof, (to be ascertained, either by agreement between the parties, or in case the said parties cannot agree, then by appraisement under the authority of the said Court) to the appellant or appellants, in case the decision or judgment so appealed from shall be reversed, and such vessel, goods or things be ultimately condemned.

**LXVIII.** And be it enacted, That if any declaration required to be made by this Act, or by any Act relating to the Customs, or to trade or navigation (except in cases otherwise provided for by this Act or by some other) be untrue in any particular, or if any person required by this Act or by any such Act as aforesaid to answer questions put to him by any officer of the Customs touching certain matters, shall not truly answer such questions, except in cases otherwise provided for by this Act or by some other, the person making such untrue declaration or not truly answering such questions, shall, over and above any other penalty to which he may become subject, forfeit the sum of one hundred pounds, currency.

**LXIX.** And be it enacted, That under authority of a Writ of Assistance granted or to be granted, (and all such Writs heretofore granted shall remain in full force for the purposes of this Act,) by any Judge of the Court of Queen's Bench or of Vice Admiralty, the resident Judge of the District of Three-Rivers, the Provincial Judge of the District of St. Francis, or a District Judge of the District of Gaspé, having jurisdiction in the place (who are hereby authorized and required to grant such Writ of Assistance upon application made to them for that purpose by the Collector or principal officer of the Customs at the port or place, or by Her Majesty's Attorney General or Solicitor General,) it shall be lawful for any officer of the Customs, or for any person employed for that purpose with the concurrence of the Governor in Council, expressed either by special order or appointment or by general regulation, taking with him a peace-officer, to enter in the day time any building or other place within the jurisdiction