

Imperial Act
6 & 7 Vict
cited

sufficient to sustain the charge, it should be 1
the duty of the examining Judge or Magis- 2
trate to certify the same to the proper 3
Executive Authority, that a warrant might 4
issue for the surrender of such fugitive, and 5
that the expense of such apprehension and 6
delivery should be borne and defrayed by 7
the party making the requisition and receiv- 8
ing the fugitive ; and it is by the eleventh 9
article of the said Treaty further agreed, 10
that the tenth article hereinbefore recited 11
should continue in force until one or other 12
of the High Contracting Parties should 13
signify its wish to terminate it, and no 14
longer : And whereas certain provisions of 15
the Act passed by the Parliament of the 16
United Kingdom of Great Britain and Ire- 17
land, in the Session held in the sixth and 18
seventh years of Her Majesty's Reign for 19
giving effect to the Treaty aforesaid, and 20
intituled, *An Act for giving effect to a* 21
Treaty between Her Majesty and the United 22
States of America, for the apprehension of 23
certain Offenders, have been found incon- 24
venient in practice in this Province, and 25
more especially that provision which re- 26
quires that before any such offender as 27
aforesaid shall be arrested, a warrant shall 28
issue under the hand and seal of the person 29
administering the Government, to signify 30
that such requisition as aforesaid hath been 31
made by the authority of the United States 32
for the delivery of such offender as afore- 33
said, and to require all Justices of the 34
Peace, and other Magistrates and Officers 35
of Justice, within their several jurisdictions, 36
to govern themselves accordingly, and to 37
aid in apprehending the person so accused, 38
and committing such person to Gaol for 39
the purpose of being delivered up to justice 40
according to the provisions of the said 41
Treaty, in as much as by the delay occa- 42
sioned by compliance with the said provi- 43
sion, an offender may have time afforded 44
him for eluding pursuit : And whereas by 45
the fifth section of the said Act it is enacted, 46
that if by any law or ordinance to be there 47
after made by the local Legislature of any 48