

the (or to be imprisoned in the County Jail) for the space of (or I adjudge the said A. O. for his said offence to forfeit any pay) (here state the penalty actually imposed, or state the penalty, and also the value of the articles stolen, or the amount of the injury done, as the case may be,) and also, to pay the sum of for costs, and in default of immediate payment of the said sums, to be imprisoned in the County Jail for the space of unless the said sums shall be sooner paid (or) and I order the said sums shall be paid by the said A. O. on or before the day of and I direct that the said sum of (the penalty only) shall be paid to of aforesaid, in which the said offence was committed to be by him applied according to the directions of the Statute in that case made and provided, (or that the said sum of (the penalty,) shall be paid to, &c. as before,) and that the said sum of (I. E., the value of the articles stolen, or the amount of the injury done) shall be paid to C. D. (the party aggrieved, unless he is unknown, or has been examined in proof of the offence, in which case state that fact, and dispose of the whole like the penalty as before,) and I order that the said sum of for costs shall be paid to (the Complainant.)

Given under my Hand and Seal, the day and year first above mentioned.

Appeal

LXII. And be it enacted, That in all cases where the sum adjudged to be paid on any summary conviction shall exceed Two Pounds, or the imprisonment adjudged shall exceed One Calendar Month, or the conviction shall take place before one Justice only, any person who shall think himself aggrieved by any such conviction, may appeal to the next Supreme Court, or Court of General or Quarter Sessions for the County wherein the cause of complaint shall have arisen; *Provided*, that such person shall either remain in custody until the Supreme Court or Sessions, or enter into a recognizance, with two sufficient sureties, before a Justice of the Peace, conditioned personally to appear at the said Supreme Court or Sessions and to try such appeal, and to abide the judgment of the Court thereupon, and to pay such costs as shall be by the Court awarded; and upon such recognizance being entered into, the Justice, before whom the same shall be entered into, shall liberate such person if in custody, and the Court, at its Sittings or Sessions, shall hear and determine the matter of the appeal, and shall make such order thereon, with or without costs to either party, as to the Court shall seem meet; and in case of the dismissal of the appeal, or the affirmance of the conviction, shall order and adjudge the offender to be punished according to the conviction, and to pay such costs as shall be awarded and shall, if necessary, issue process for enforcing such judgment.

No certiorari,
&c.

LXIII. And be it enacted, That no such conviction or adjudication made on appeal therefrom, shall be quashed for want of form, or be removed by certiorari or otherwise, into Her Majesty's Supreme Court; and no warrant of commitment shall be held void by reason of any defect therein, provided it be therein alleged that the party has been convicted, and there be a good and valid conviction to sustain the same.

Conviction
where to be
returned

LXIV. And be it enacted, That every Justice of the Peace, before whom any person shall be convicted of any offence against this Act, unless in case of an appeal to the Supreme Court, shall transmit the conviction to the next Court of General or Quarter Sessions, which shall be holden for the County and Place wherein the offence shall have been committed, there to be kept by the proper Officer, among the Records of the Court; and in case of appeal to the Supreme Court such conviction shall be transmitted to the said Supreme Court,

And for the protection of persons acting in the execution of this Act,

Venue in pro-
ceedings a-
gainst per-
sons acting un-
der this Act

Notice of Ac-
tion

General issue

LXV. Be it enacted, That all actions and prosecutions, to be commenced against any person, for any thing done in pursuance of this Act, shall be laid and tried in the County where the fact was committed, and shall be commenced within Six Calendar Months after the fact committed, and not otherwise; and notice in writing of such action, and of the cause thereof, shall be given to the Defendant One Calendar Month at least before the commencement of the action; and in every such action the Defendant may plead the general issue, and give this Act and the special matter in evidence, at any trial to be had thereupon; and no Plaintiff shall recover in any such action, if tender of sufficient amends shall have been made before such action brought, or if a sufficient sum of money shall have been paid into Court after such action brought, by or on behalf of the Defendant; and if a verdict shall pass for the Defendant, or the Plaintiff shall become nonsuit, or discontinue any such action after