

unless such person can and shall give bail for his appearance at the next assizes, if in Upper Canada, or at the next term or sitting of the Court of Queen's Bench in the exercise of its criminal jurisdiction, if in Lower Canada, to answer to any indictment which may be preferred against him for any such offence against this Act.

3. And whereas it is expedient to prevent the collection and keeping of arms, weapons and other things within this Province, which are so collected and kept for purposes dangerous to the public peace; and it is expedient that Justices of the Peace be authorized and empowered to seize and detain such arms and weapons, therefore it shall be lawful for any Justice of the Peace, upon information on oath of one or more credible witness or witnesses, that any pike, pike head, spear, dirk, dagger, sword, pistol, gun, rifle or other weapon, gunpowder, lead, cartridges, bullets or other ammunition or munitions of war, are for any purpose dangerous to the public peace, in the possession of any person, or in any house or place, to issue his warrant to any Constable or other Peace Officer, to search for and seize any such pike, pike head, spear, dirk, dagger, sword, pistol, gun, rifle or other weapon, gunpowder, lead, cartridges, bullets or other ammunition or munitions of war, being in the possession of any such person, or in any such house or place as aforesaid; and to arrest any person having such possession as aforesaid, and in case admission into such house or place be refused, or not obtained within a reasonable time after it shall have been first demanded, to enter by force, by day or by night, into every such house or place whatsoever, and to detain or cause to be detained such person, and to keep in safe custody, in such place as the said Justice shall appoint and direct, the arms and weapons, ammunition or munitions of war, so found or seized as aforesaid, unless the owner thereof shall prove, to the satisfaction of such Justice, that such arms or weapons, ammunition or munitions of war, were not kept for any purpose dangerous to the public peace; and any such person having the possession or custody of any such arms, weapons, ammunition or munitions of war, and being so arrested, shall be brought before any justice of the peace, and may be dealt with, tried and punished in the same manner as is provided for persons arrested and tried under the fifth section of this Act.

Arms or ammunition kept for any unlawful purpose may be seized and detained.

And the person having them may be arrested.

How dealt.

4. Provided always, that it shall be lawful for any person from whom any such arms or weapons, ammunition or munitions of war, shall be so taken as last aforesaid, in case the justice of the peace upon whose warrant the same shall have been taken, upon application made for that purpose, refuses to restore the same, to apply to the next General or Quarter Sessions of the peace, or in Lower Canada in any district in which no such Court may then be held, to any Judge of the Court of Queen's Bench, or of the Superior Court, upon giving ten days previous

Claims for restitution of such arm, &c., how to be decided upon.