

the same shall have been so transmitted as aforesaid, and the validity of such certificate (the handwriting of the Speaker thereunto being duly verified,) shall not be called in question in any such Court upon the ground of any matter having arisen anterior to the date of such certificate.

Provision for the transmission of recognizances by post.

CXLIV. And be it enacted, That for the purpose of transmitting any such Recognizance through the Post as aforesaid, the Clerk of the Commons House of Legislative Assembly, or some other person appointed by the Speaker for that purpose, shall carry such Recognizance under a cover directed to the Chief Justice or one of the Judges of the Court into which the same shall be so certified as aforesaid, to the General Post Office of the place where such Recognizance shall then be with the other Records of the said House, and there deliver the same to the Post Master or Deputy Post Master of such place for the time being, or to the person discharging the duties of such Post Master or Deputy Post Master therein for the time being, who on receipt thereof shall give an acknowledgment in writing of such receipt to the person from whom the same is received, and shall keep a duplicate of such acknowledgment signed by the parties respectively to whom the same is so delivered, and the said Post Master or Deputy Post Master, or person performing the duties of such Post Master or Deputy Post Master, shall despatch all such Recognizances by the first Post or Mail after the receipt thereof, to the person to whom the same is directed, accompanied with proper directions to the Post Master or Deputy Post Master of the town or place to which the same is directed, or person performing the duties of such Post Master or Deputy Post Master at such place for the time being, requiring him forthwith to carry such Recognizance, and to deliver the same to the person to whom the same is directed, who (or some officer appointed by the Court for that purpose) is hereby required to give such Post Master or Deputy Post Master, or person performing the duties of such Post Master or Deputy Post Master, a Memorandum in writing under his hand, acknowledging the receipt of every such Recognizance, and setting forth the day and hour the same was delivered by him as aforesaid, which Memorandum shall also be signed by the person receiving the same, and be by him transmitted by the first or second Post afterwards to the said Post Master or Deputy Post Master of the office from which the same was so transmitted to him as aforesaid.

Course when proceedings are to be had in that part of the Province where the Recognizance was not taken.

CXLV. And be it enacted, That when it shall become necessary or desirable to proceed upon any such Recognizance in the other section of the Province in which the same was not taken, it shall and may be lawful, upon filing an exemplification of such Recognizance under the Seal of the Court into which the same shall have been so returned, as provided by the one hundred and forty-third Section of this Act, to proceed thereon as if such Recognizance had been taken in such other section of the Province and duly returned into the Court in which such exemplification thereof shall be so filed as aforesaid.

Application of moneys deposited instead of Recognizance.

CXLVI. And be it enacted, That if the costs and expenses intended to be secured by any Recognizance instead of which any moneys shall have been deposited in the hands of the Chief Clerk of the Commons House of Legislative Assembly of this Province, be not paid pursuant to the provisions of this Act, all such moneys, or so much thereof as may be necessary for that purpose, shall be applied in such order of payment as the Speaker of the said House for the time being in his discretion may think fit, in satisfaction of such costs and expenses, or so much thereof as can be thereby satisfied, and thereafter the residue of such moneys, if any, shall be paid to the party by whom or on whose account the same were so deposited as aforesaid.

Application of the proceeds of recognizances estreated.

CXLVII. And be it enacted, That all moneys which shall be received or recovered by reason or in pursuance of the estreating of or otherwise proceeding upon any such Recognizance as aforesaid, shall, after deducting all expenses incurred in respect thereof, be forthwith paid by the proper officer for that purpose into the hands of the Chief Clerk of the Commons House of Legislative Assembly of this Province, to the credit of the Speaker of the said Commons House of Legislative Assembly by his name of office, and shall be applied in manner hereinafter mentioned, in satisfaction,