

39. (1) All suits or actions under this Act, except administrative fines, and all prosecutions for contraventions of this Act which are not herein declared to be indictable offences, shall be tried before one or more justices of the peace, or before the recorder, police magistrate or stipendiary magistrate having jurisdiction where the cause of action arose or where the offence was committed, and the provisions of Part XV of the *Criminal Code* shall apply to all such suits and actions.

Trial of suits, actions and prosecutions.

(2) In any case where a fine, or imprisonment and a fine, is imposed under the provisions of this Act, the sentence may adjudge a term of imprisonment or a further term of imprisonment not exceeding in any case two months, to be served by the offender if such fine is not paid.

Additional penalty if fine not paid.

40. All pecuniary penalties and revenues from other sources under this Act shall be paid into and form part of the Consolidated Revenue Fund of Canada.

Payments into Consolidated Fund.

41. Notwithstanding any provision of this Act or any order or regulation made thereunder, any person of Chinese origin or descent who is at the date of the coming into force of this Act *en route* to Canada and presents himself for admission within three months from said date, shall if admissible under the provisions of the *Chinese Immigration Act* or any amendment thereof, be permitted to enter Canada upon payment of the head tax therein provided: Provided that if he belongs to any of the exempt classes he may be admitted exempt from the head tax.

Chinese *en route* to Canada may be admitted within three months if head tax paid.

Proviso.

42. Where any fine is imposed upon the owner or master of any vessel under any provision of this Act, such vessel shall not be granted clearance until such fine is paid, except upon deposit with the Controller of a sum sufficient to cover such fine.

No clearance of vessel until fine paid, except upon deposit.

REPEAL.

43. Chapter ninety-five of the Revised Statutes of Canada, 1906, chapter fourteen of the statutes of 1908, chapter seven of the statutes of 1917 and chapter twenty-one of the statutes of 1921, are hereby repealed.

Repeal.