

Proceedings
on day appointed
for his appearance.

offence, to summon the party accused to appear before such Justice, or before any other Justice of the Peace, at a time and place to be by him named, and either on the appearance of the party accused or in default thereof, it shall be lawful for such Justice or any other Justice, at the time and place to be appointed for such appearance, to proceed to examine into the matter, and upon due proof made thereof by voluntary confession of the party, or by oath of one or more credible witness or witnesses, to award, order, give judgement, or convict for the damage or injury, penalty or forfeiture, as the case may be. 5

Form of conviction provided.

IX. In every case where there shall be a conviction for any offence contrary to this Act, the same shall be drawn or made out according to the form following or to the effect thereof, or as near thereto as may be:— 10

The Form.

County, (or as the } Be it remembered, that on the day of
case may be) of } in the year of Our Lord, at in
the County (or as the case may be) of A. B. is convicted
before me, J. P. one of His Majesty's Justices of the Peace for the said
County, (or as the case may be), for that he the said A. B. on the
day of in the year at in the said
did (*here specify the offence*), and I, the said J. P. do adjudge
the said A. B. for his said offence, to forfeit and pay the sum of (*here
state the penalty actually imposed, or the penalty and also the amount of
damages for the injury done, or 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 (*and as the case may be*) to be there kept
to hard labour for the space of unless the said sums shall
be sooner paid: and I direct that the said sum of (*the penalty*) shall be
paid as follows; that is to say, one moiety thereof to the
of the said of to be by applied according
to ; and the other moiety thereof to C. D. of
the prosecutor, (*or as the case may be*); and that the said sum of
(*the sum for the amount of injury done, if any sum is awarded*) shall be
paid to E. F. (*or the said C. D. as the case may be*); and I order that
the said sum of for costs shall be paid to the said C. D.

Given under my hand and seal, the day and year first above mentioned.

J. P. [L. S.]

Service of Summons.

X. Any summons issued by any such Justice, requiring the appearance of any offender against any of the provisions of this Act, shall be deemed and taken to be well and sufficiently served, in case either 15
the summons or copy thereof, be served personally on such person as aforesaid, or be left at his usual or last-known place of abode, in whatever county or place the same may be served or left.

Penalty on Peace officers refusing to serve any summons or execute any warrant.

XI. If any Constable or other Peace Officer shall refuse or neglect to serve or execute any such summons or warrant granted or issued by 20
any such Justice of the Peace, pursuant to any of the provisions of this Act, every such Constable or Peace Officer so offending, and being convicted thereof upon the information of any person before any Justice of the Peace, shall forfeit any sum not exceeding *five pounds* as shall be awarded by such Justice, and in default of payment thereof shall be 25
committed by such Justice to the County Gaol or house of correction of