

execution of this Act according to its true intent and meaning, subject to the restrictions hereinbefore mentioned.

XIX. And be it enacted, That the District Inspector, or any person or persons acting under him or by his directions, having first obtained a Search Warrant for that purpose from some Justice of the Peace, who may grant the same on affidavit made before him, and to his satisfaction, and stating reasonable grounds for the issuing thereof, may, at any hour between sunrise and sunset, enter into and search any house, building or place, mentioned in such Search Warrant as being those in which affidavit has been made of reasonable cause to suppose that any unlicensed still, auxiliary vessel, mash-tub, fermenting-tun, or other vessel, is illegally in use, or the provisions of this Act otherwise contravened.

Inspector by Search Warrant may enter and search any house between sunrise and sunset.

XX. And be it enacted, That any penalty or forfeiture incurred for any offence against the provisions of this Act, may be sued for and recovered before any two or more Justices of the Peace, (such Justice or Justices having jurisdiction in the place where the offence was committed,) on the oath of two credible witnesses ; and any such penalty may, if not forthwith paid, be levied by distress and sale of the goods and chattels of the offender, under the warrant of such Justice or Justices ; or the said Justice or Justices may, in his or their discretion, commit the offender to the Common Gaol, until the penalty, with the costs of the prosecution, shall be paid ; and one moiety of such penalty or forfeiture shall belong to Her Majesty, and shall be paid and applied in the manner hereinafter provided with regard to other pecuniary penalties, and the other moiety shall belong to the person suing for the same.

Penalties how recoverable.

And how levied or enforced if not paid.

XXI. Provided always, and be it enacted, That any pecuniary penalty or any forfeiture imposed by this Act, whatever be the amount thereof, may be sued for and recovered with costs, on the oath of any one competent witness in any Court having civil jurisdiction to the amount of such penalty or forfeiture, by Her Majesty's Attorney General, or by any other person or officer thereunto authorized by the proper authority ; and one moiety of such penalty or forfeiture shall belong to the District Inspector, or other person or officer suing for the same, and the other moiety shall belong to Her Majesty, and shall be paid over to the District Inspector of the Revenue District where the offence shall have been committed, and by him accounted for and paid over as other public monies coming into his hands : Provided that if any such penalty or forfeiture be sued for in the name of the Crown only, in such case (as also in the like cases in prosecutions under the next preceeding section) the whole of the penalty or forfeiture shall belong to the Crown.

All penalties and forfeitures may be recovered in civil Courts of competent jurisdiction.

Distribution of penalties.

Proviso.

XXII. And be it enacted, That any District Inspector, Officer of the Customs, or other person employed in the collection of the Revenue, shall be deemed a competent witness in any prosecution or suit under this Act, provided he be not himself the prosecutor or a party to such suit, although he may have or may believe himself to have some expectation of advantage to himself from the successful termination of such prosecution or suit ; but the credibility of his testimony shall be left to the Court, Jury, Justice or Justices before whom the prosecution or suit shall be brought : nor shall any person making any seizure, under this Act be liable to damages

Who may be a competent witness in suits, &c., under this Act.

Provision as to invalid