

VIII. And be it enacted, That any Justice of the Peace may summon any witness to appear and give evidence before him upon the matter of any offence against the provisions of this Act; and if any such witness shall wilfully neglect or refuse to attend at the time and place stated in such summons, then upon proof on oath being first given of the personal service of the summons upon such witness, such Justice may issue his warrant for the apprehension of such witness, and such Justice may commit any witness appearing or being brought before him who shall refuse to give evidence, to the House of Correction or Common Gaol within the jurisdiction of such Justice, there to remain without bail or mainprize for any time not exceeding *twenty-one days*, or until such witness shall sooner submit himself to be examined and to give evidence; and in case of such submission, the order of such Justice shall be a sufficient warrant for the immediate discharge of such witness from custody.

Justice may
summon
Witnesses.

Penalty for
non atten-
dance, &c.

Warrant for
apprehending
Witness, &c.

IX And be it enacted, That in every case of a conviction under this Act, where the sum imposed as a penalty, or the amount awarded for compensation or damage, together with costs (if any) by any Justice of the Peace, for or in respect of any offence against the provisions of this Act, shall not be paid immediately upon the conviction, or within such time as the convicting Justice shall, in the exercise of his discretion, appoint and limit in that behalf, it shall be lawful for such Justice, and he is hereby required, to commit the offender to the House of Correction or Common Gaol, there to be imprisoned, with or without hard labour, for any time not exceeding *two* calendar months, unless payment be sooner made: Provided always, that if such conviction shall take place before two Justices or before a Police Magistrate, in any City or incorporated Town, it shall be lawful for such Justices or such Police Magistrate, if they or he shall think fit, instead of imposing a pecuniary penalty, forthwith to commit any such offender to the House of Correction or Common Gaol of the locality, there to be imprisoned, with or without hard labour, for any time not exceeding *two* calendar months.

Offenders con-
victed may be
committed if
the penalty be
not forthwith
paid.

Proviso: if
conviction was
before two
Justices, &c.

X. And be it enacted, That in case any person shall at any time or in any manner unlawfully obstruct, hinder, molest or assault any Policeman, Constable or Peace Officer while in the exercise of any power or authority under or by virtue of this Act, every such person shall forfeit and pay a penalty not exceeding *five* pounds for every such offence.

Penalty on
persons
obstructing
Constables,
&c.

XI. And be it enacted, That all pecuniary penalties which shall be recovered before any Justice of the Peace, under the provisions of this Act, shall be respectively divided, paid and distributed in the following manner,

Distribution
of pecuniary
penalties.