

Appropriation

or of any private party suing as well for Her Majesty as for himself—in any form allowed in such case by the law of that Province in which it is brought—before any court having jurisdiction to the amount of the penalty in cases of simple contract—upon the evidence of any one credible witness other than the plaintiff or party interested ; and if no other provision is made for the appropriation of such penalty or forfeiture, one moiety thereof shall belong to Her Majesty and the other moiety shall belong to the private party suing for the same, if any, and if there is none, the whole shall belong to Her Majesty :

Crown's share when not otherwise appropriated to form part of the Con. Rev. Fund.

(34). Any duty, penalty or sum of money, or the proceeds of any forfeiture, which is, by any Act, given to the Crown. shall, if no other provision is made respecting it, form part of the Consolidated Revenue Fund of Canada, and shall be accounted for and otherwise dealt with accordingly :

Limitation of actions.

(35). No action, suit or information shall be brought or laid for any penalty or forfeiture under any Act except within two years after the cause of action arises or after the offence is committed, unless the time is otherwise limited by such Act :

Paying and accounting for moneys appropriated by statute.

(36). If any sum of the public money is, by any Act, appropriated for any purpose or directed to be paid by the Governor General, and no other provision is made respecting it, such sum shall be payable under warrant of the Governor General directed to the Minister of Finance and Receiver General, out of the Consolidated Revenue Fund of Canada ; and all persons entrusted with the expenditure of any such sum or any part thereof shall account for the same in such manner and form, with such vouchers, at such periods and to such officer as the Governor General directs :

"Magistrate."

(37). The expression "magistrate" means a justice of the peace :

"Two Justices."

(38). The expression "two justices" means two or more justices of the peace, assembled or acting together :

Local jurisdiction.

(39). If anything is directed to be done by or before a magistrate or a justice of the peace, or other public functionary or officer, it shall be done by or before one whose jurisdiction or powers extend to the place where such thing is to be done :

Power to do anything to include all necessary powers for doing it.

(40). Whenever power is given to any person, officer or functionary, to do or to enforce the doing of any act or thing, all such powers shall be understood to be also given as are necessary to enable such person, officer or functionary to do or enforce the doing of such act or thing :