

Penalty, in case of being found drunk in the streets.

XXI. Every person who shall be found intoxicated in the streets, or who shall, upon proof to that effect, be convicted in the manner hereinafter provided, of drunkenness or intoxication, shall incur a penalty of not less than _____ nor more than _____ for the first offence, of not less than _____ nor more than _____ for the second offence and of not less than _____ nor more than _____ for the third offence, and for every subsequent offence; such person shall be imprisoned in the Common Gaol of the District in which the conviction shall have taken place, for the space of _____ calendar months, and in default of payment of the fine and costs, such person shall be condemned to be imprisoned in the said Common Gaol for the space of _____ calendar months for the first offence, _____ months, for the second offence, and _____ months for the third offence. 5

Duties of Justices of the Peace under this Act.

XXII. It shall be the duty of each and every Justice of the Peace in this Province, and they are hereby enjoined and required within the fifteen days following that on which a conviction shall have been obtained or pronounced by them for an offence against this Act, to transmit a copy of the said conviction to the Provincial Secretary and to the Clerk or Secretary-Treasurer (as the case may be) of the Municipal Corporation of the locality within which the said offence shall have been committed, and if the person so convicted of an offence against this Act as aforesaid be a member of either of the branches of the Legislature or an officer or employé either in a superior or subordinate capacity of either of the said branches of the Legislature or in the offices thereof, the said Justice of the Peace shall, and he is hereby enjoined and required to transmit within the delay aforesaid, besides the copies before mentioned, copies of the said conviction to the Clerk or other Officer filling such office, in either of the branches of the Legislature. 15 20 25

Persons who may apply for interdiction of drunkards.

XXIII. Any relation or friend, or the husband or wife, or children of full age, or any of them, of a person who shall have been convicted of drunkenness or intoxication or of being a drunkard, four times of within a period of fifteen days, shall be entitled to apply for the interdiction of the said person, and such interdiction shall be obtained in the manner provided by the laws in force with respect to interdiction in the section of the Province in which such person shall have his or her domicile, and the production of four convictions within the space of fifteen days as aforesaid shall be sufficient proof of the allegations of the petition for interdiction. 30 35

Persons interdicted, how relieved.

XXIV. The person so interdicted shall only be relieved from the said interdiction, upon the consent of his relatives and friends, and upon satisfactory proof that he has corrected himself of the vice of drunkenness. 40

Who shall be deemed a drunkard under this Act.

XXV. Any person in the habit of getting intoxicated, or who gets intoxicated whenever he has the opportunity or the means, either in his own house or elsewhere, or who shall have been thrice convicted of drunkenness or being intoxicated during a period of one month, or who shall from time to time either at his own residence or elsewhere, neglect his occupation for the purpose of becoming intoxicated, or who neglects his duty and is unable to attend to it from the effects of intoxication, shall be deemed a drunkard under this Act. 45

Offences against this Act how to be tried.

XXVI. Every offence against this Act shall be tried on complaint before a Justice of the Peace for the District in which it shall have been committed, and the said complaint shall be heard and decided summarily upon the oath of one credible witness other than the informer. 50