

28. If any offence is committed against this act of which an employer is legally responsible, and it appears to the satisfaction of the court before whom the same is tried, that the offence has been committed without the personal consent, concurrence or knowledge of such employer, but by some other person, such court may summon such other person to answer for such offence, and such other person shall be liable to the penalty herein provided for such offence, and on due proof shall be convicted thereof, instead of the employer.

*Infractions committed without knowledge of proprietor.*

29. Where it is made to appear to the satisfaction of the inspector at the time of discovering the offence that the employer had used all due diligence to enforce the execution of this act, and also that it had been committed without the knowledge, consent or connivance of the employer and in contravention of his orders, then the inspector shall proceed against the person whom he believes to be the actual offender in the first instance, without first proceeding against the employer.

*Proceedings in case proprietor has used due diligence and offence committed without his knowledge, &c.*

30. Where an offence, for which an employer is responsible under this act, has in fact been committed by some agent, servant, workman or other person, such agent, servant, workman or other person shall be liable to the same fine, penalty or punishment for such offence as if he were the employer.

*Punishment of offence by agents, workmen, &c.*

31. Every person, who wilfully makes a false entry in any register, notice, certificate or document required by this act, to be left or served, or sent, or who knowingly makes or signs any false entry or declaration made under this act, or who knowingly makes use of any such false entry or declaration, shall, upon conviction thereof, incur and be liable to, imprisonment in the common gaol of the district wherein the offence was committed for a period not exceeding six months or to a fine of not more than hundred dollars, with costs, and in default of payment of such fine and costs, then to imprisonment as aforesaid.

*Penalty for making false entries in register.*

32. For contravening paragraph 2 of section 13 of this act, the employer is liable to a fine not exceeding thirty dollars.

*Fine for contravening section 13, § 2.*