

for the said Justices to order all or any of the payments aforesaid when they shall be of opinion that the parties or any of them have acted *bonâ fide*; and the amount of expences of attending before the examining Justices and the compensation for trouble and loss of time therein, and the allowances to the Constables and other Peace Officers for the apprehension and detention of the offender, and the allowances to be paid to the prosecutor, witnesses and constables for attending at the trial or examination of the offender, shall be ascertained by and certified under the hand of such Justices : 5
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Orders for
payment—
how to be
made.

XVII. Every such order of payment to any prosecutor or other person, after the amount thereof shall have been certified by the proper Justices of the Peace as aforesaid, shall be forthwith made out and delivered by the said Justices or one of them, or by the Clerk of the Recorder's Court, Clerk of the County Court or Clerk of the Peace, as the case may be, unto such prosecutor or other person, upon such Clerk being paid for the same the sum of one shilling and no more, and shall be made upon the Officer to whom fines imposed under the authority of this Act are hereby required to be paid over in the District, City, County or Union of Counties in which the offence shall have been committed, or shall be supposed to have been committed, who is hereby authorized and required, upon sight of every such order, forthwith to pay to the person named therein, or to any other person duly authorized to receive the same on his or her behalf, the money in such order mentioned, and shall be allowed the same in his accounts. 15
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Proceedings
against per-
sons acting un-
der this Act.

XVIII. For the protection of persons acting in the execution of this Act, all actions and prosecutions to be commenced against any person for any thing done in pursuance of this Act, shall be laid and tried in the District or Circuit in Lower Canada, or in the County or Union of Counties in Upper Canada where the fact was committed, and shall be commenced within three months after the fact committed, and not otherwise; and notice in writing of such action or prosecution and of the cause thereof, shall be given to the Defendant, one month at least before the commencement of the action or prosecution; and in any such action or prosecution the Defendant may plead the general issue and give this Act and the special matter in evidence at any trial to be had thereupon; and no Plaintiff shall recover in any such action if tender of sufficient amends shall have been made before such action brought, or if a sufficient sum of money shall have been paid into Court after such action brought by or on behalf of the Defendant; and if a verdict shall pass for the Defendant, or the Plaintiff shall become non-suit, or discontinue any such action or prosecution after issue joined, or if, 35
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