

Penalty.

such time ; and such notice shall not extend to a longer period than thirty days from the delivery thereof to the District Inspector ; and any use made of any still, mash-tub or fermenting-tun, for the purpose of distillation, mashing, or fermentation shall be deemed to be a working of the distillery and an acting as a Distiller within the meaning of this Act ; and if any Distiller shall work his distillery at any time for which he shall not give notice of his intention to work the same, he shall, for each day on which he shall so work such distillery, incur the same penalty and forfeiture as if he had worked the same without a License.

Payment of penalty not to release party from payment of duty.

Duties how recoverable.

Certain property made specially liable.

May be seized before judgment.

XVI. Provided always, and be it enacted, That the payment of any penalty imposed by this Act, shall not be construed to discharge the party paying the same or his sureties from the obligation to pay all duties due by such party, and the same shall be paid and may be recovered as if such penalty had not been paid or incurred : and all such duties shall be recoverable, with full costs of suit, as a debt due to Her Majesty, in any Court of competent civil jurisdiction ; any law, usage or custom to the contrary notwithstanding ; and (without any prejudice to the liability of any other property of the debtor or his sureties,) the stock in trade, stills, mash-tubs, fermenting-tuns, and other machinery and utensils, whether so fixed as to form part of the real or immoveable property or not, which shall be on the premises mentioned in the License at the time any such duties shall have become due, shall be liable for such duties and for any penalty incurred by the Distiller on whose premises they shall be, by special privilege and lien in favour of the Crown, and may be seized and sold in satisfaction of the same under any Warrant of Distress or Writ of Execution, and removed by the purchaser, to whomsoever the same might otherwise belong, or into or in whose hands or possession soever the same may have passed or may be found, and notwithstanding any claim to the same, or privilege or lien thereon in favour of any other person or party whomsoever ; and if the same be forfeited under the provisions of this Act for any contravention thereof, they may be seized by the District Inspector, or any person acting by his authority, at any time after the commission of the offence for which they are forfeited, and marked, detained or secured until condemned or released by competent authority, and shall not, while under seizure, be used by the offender, and if condemned they shall be removed or sold, or otherwise dealt with in such manner as the Governor in Council shall direct.

Distiller to furnish the Inspector with the means of examining his stills, &c.

Penalty for refusal.

XVII. And be it enacted, That each and every Distiller, licensed under this Act, shall at all times furnish the District Inspector or his Assistant with lights, ladders, measures, and other things requisite to enable him properly to examine, inspect, measure, or gauge any still, auxiliary vessel, mash-tub, fermenting-tun, or other vessel, or any grain, vegetable, or other substance or matter as aforesaid, on the premises of such Distiller or Brewer, or any part of such premises, under a penalty of Twenty Pounds, currency, for any refusal or neglect to comply with the requirements of this section.

Inspector to have access to the premises of the Distiller.

XVIII. And be it enacted, That the District Inspector, and any person or persons acting under him or by his directions, may, at any hour of the day or night, enter any premises referred to in any License granted under this Act, and may make all necessary enquiries and searches therein, for the purpose of ensuring the execution