empowered and required to administer without fee or reward) be levied by distress, and sale of the goods and chattels of the party or parties offending, by warrant under the hand and scal of such Justice, (which warrant such Justice is hereby empowered to grant) and the overplus after such penalties and torfeitures, and the charges of such distress and sale are deducted, shall be returned upon demand, to the owner or owners of such goods and chattels; and in case sufficient distress cannot be found, or such penalties and forfeitures shall not be forthwith paid, it shall be lawful for such Justice, by warrant under his hand and seal, to cause such offender or offenders to be committed to the common gaol for the district of Montreal, there to remain without bail or mainprize for such time as such Justice shall direct, not exceeding penalties or forfeitures, and all reasonable charges attending the same, shall be sooner paid and satisfied; all which said penalties and forfeitures, when levied or satisfied in manner aforesaid, shall be paid to the said Company of Proprietors, to be by them applied for the purposes of the said Navigation.

XLIX. And be it further enacted by the authority aforesaid, that no proceedings to be had or taken in pursuance of this Act, shall be quashed or vacated for want of form, or removed by Certiorari, or any other writ or process whatsoever, into any of His Majesty's Courts of Record in this Province, any law or statute to the contrary notwithstanding; Provided always, that if any person or persons shall