

over by the Clerk of the Peace to the next Supreme Court, or Court of Oyer and Terminer held in the County, to be therein dealt with, tried and determined, and shall in such Case bind by Recognizance all Witnesses to appear before such Supreme Court, or Court of Oyer and Terminer and Gaol Delivery, and give Evidence upon the Trial of such Indictment ; and if it be a Case of Misdemeanor, and the Party indicted can find good and sufficient Bail, shall also take Bail from such Party to appear in such Supreme Court, or Court of Oyer and Terminer and Gaol Delivery, and plead or take his Trial upon such Indictment, as the Case may be; and if it be a Case of Felony the said Court of General Sessions of the Peace may, if it so think fit, admit the Party indicted to Bail, upon his giving good and sufficient Bail in like Manner to appear and plead, or take his Trial upon such Indictment, as the Case may be, in such Supreme Court, or Court of Oyer and Terminer and Gaol Delivery.

And bind Witnesses, &c.,

And bail the Party.

XXVIII. And be it enacted, That any Person charged with any Larceny, or any Offence of receiving stolen Goods, wherein the Value of the Property stolen shall not exceed Forty Shillings, may be admitted to Bail by any Justice of the Peace before whom such Person may be so charged; and in case of any such Offender being committed to Prison and not giving sufficient Bail for his Appearance at the next General Sessions of the Peace for the County where the Offence may be triable, within Forty eight Hours after such Commitment, it shall and may be lawful for any Three Justices of the Peace of the County where the Offender may be committed, or, if in the City of Saint John, for the Mayor, Recorder and Aldermen, or any Three of them, (the Mayor and Recorder always being One), forthwith to hear and determine such Offence, and,

What Offences are triable in a summary Manner by Justices of the Peace.