

ture therein : Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Lower-Canada, constituted and assembled by virtue of, and under the authority of an Act passed in the Parliament of Great Britain, intituled, " An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, "*An Act for making more effectual provision for the Government of the Province of Quebec, in North America,*" and to make further provision for the Government of the said Province ;" And it is hereby enacted by the authority of the same, that the said Act passed in the ninth year of His Majesty's Reign, intituled, " An Act for the more speedy remedy of divers abuses prejudicial to Agricultural Improvement in this Province," shall be, and the same is hereby repealed.

Act 9 Geo. IV.  
cap. 37, re-  
pealed.

Penalty on  
persons enter-  
ing into any  
enclosed field  
or Garden, &c.  
without the  
permission of  
the proprietor.

II. And be it further enacted by the authority aforesaid, that from and after the passing of this Act, no person shall enter into, or pass through any inclosed field, whether it be sown or unsown, nor into, nor through any inclosed garden, coppice, or other inclosed property whatsoever, without the permission of the proprietor, or of some person duly authorized by him to grant such permission, under a penalty of not less than Five Shillings currency, nor more than Thirty Shillings currency, for every such offence, and over and above the amount of all damages occasioned thereby, which may be recovered in the Civil Courts.

Penalty on  
persons pul-  
ling down any  
fence and cut-  
ting down any  
tree, &c. with-  
out the permis-  
sion of the prop-  
rietor.

III. And be it further enacted, by the authority aforesaid, that any person who shall pull down, cut, break, remove or injure any fence, or part of any fence, or shall cut, bark, fell, or remove any tree, shrub, or plant, or fell, cut, or remove any tree in the wood of any other person, for the purpose of making shingles, or for any other purpose, or shall therein burn any wood to make potash or sugar, without leave from the proprietor or his representative, every such person shall for every such offence committed in the day time, incur a penalty which shall not be less than five shillings currency, nor more than thirty shillings currency, and when committed in the night time, which shall be twice those sums respectively, over and above all damages, which may be recovered in the Civil Courts.

Justice of the  
Peace on com-  
plaint autho-  
rized to issue  
his Warrant  
against tres-  
passers.

Proviso.

IV. And be it further enacted by the authority aforesaid, that any Justice of the Peace upon complaint on oath before him, shall issue his warrant directed to a Constable or Peace Officer for the apprehension of any person charged with such offence, and shall, without unnecessary delay, hear and determine upon the complaint, and shall within eight days cause the penalty to which such person may be condemned under the foregoing provisions to be levied of his goods and chattels, and upon non-payment of such penalty within thirty days thereafter, shall commit the offender to the common gaol until such penalty with the costs of prosecution shall be paid : Provided always, that no person