

misdemeanor, and any person found in the streets or public places in a state of drunkenness or intoxication, shall be liable to be fined for every such offence in a sum not less than 5s. or more than £5 in the discretion of the Magistrate convicting,—and if fine not immediately paid, shall be sent to
5 the common gaol for a term of not more than thirty days.

XXIV. After the passing of this Act all brewers, distillers, manufacturers, and wholesale dealers of every description, shall, before obtaining a license to manufacture or sell, enter into bonds themselves in £200 and two sureties of £100 each, conditional not to break the law; and any person who shall
10 manufacture or sell, without first having entered into such bond, and obtain a license as provided for in this Act, shall forfeit the sum of one hundred pounds, and every such manufacturer, whether brewer or distiller, shall pay the municipality a fee or license, (in addition to any provincial duty for which they are now liable,) of not less than £12 10s. and not more than £25,
15 in the discretion of the municipality issuing the same.

Bonds to be entered into by brewers, &c.

XXV. It shall and may be lawful to license temperance houses or houses of public entertainment for the accommodation of the travelling public, which said houses shall have the same accommodation for man and beast, (liquor excepted) as Inns or other public houses, by this Act are required
20 to have.

Temperance Houses.

XXVI. Before any person or persons shall be permitted to open any such temperance house he shall take out a license for the same, and enter into bonds, himself in £100 and two sureties in £50 each, not to sell or vend in any manner, spirits or intoxicating liquors, and shall also pay for the
25 said license a sum or fee not less than 50s. nor more than £10, in the discretion of the Municipality issuing the same, and shall be subject to same rules, regulations and penalties as Inn keepers, for any infringement of this Act.

License therefor.

XXVII. If any person after the passing of this Act shall be injured or
30 killed when in a state of intoxication, it shall be lawful for the wife, husband, eldest child or next of kin, as the case may be, to sue in any Court of Law in Canada the person or persons from whom (if a retail dealer) the intoxicating or spirituous liquors were obtained and drunk; and upon conviction thereof it shall be lawful for such wife, husband, eldest child or next
35 of kin to recover from such person or persons connected therein the amount of damages awarded to them by a jury of the country.

In case of death or injury, &c., in a state of intoxication.

XXVIII. Not more than one action may be brought for and in respect of the same subject, matter or complaint, and every such action shall be brought within six months after the injury or death complained of shall
40 have taken place.

But one action may be brought.

XXIX. It shall be lawful for the wife, husband, eldest child or next of kin as the case may be, of any person convicted of drunkenness or intoxication, to bring in a summary manner before a Justice of the Peace, the person or persons (other than wholesale dealers) from whom such drunken
45 person obtained the spirituous or intoxicating liquors, or upon whose premises they were drunk, and such person upon conviction shall pay the wife, husband, eldest child or next of kin, a sum of money equal the to amount which such drunken person might have earned during the term of his confinement in consequence of being drunk as aforesaid.

Certain power to wife, child, &c., of intoxicated person.