

the master whereof shall have become liable in such penalty, and may be enforced and collected by the seizure and sale of the ship, her tackle or furniture, under the warrant or process of the Justices or Court before whom the same may have been 5 sued for and recovered, and shall be preferred to all other liens or hypothecations, except mariners' wages.

XXIV. And be it enacted, That the moneys levied under the authority of this Act shall be paid by the Collector of Customs by whom they shall have been received, into the hands of the 10 Receiver General, for the purposes hereinafter mentioned.

Monies collected to be paid over to Receiver General.

XXV. And be it enacted, That the money raised, levied and received under the authority of this Act shall be applied by such Officers or persons and under such rules and regulations as the Governor of this Province shall appoint and make 15 from time to time for that purpose, as well in defraying the expenses of carrying this Act into effect and those of forwarding destitute Emigrants to their place of destination and in otherwise aiding, relieving and providing for them, as in defraying the expenses of Medical attendance and examination 20 of destitute Emigrants on their arrival, and that it shall be lawful for the Governor in Council to apply any surplus which may now or shall hereafter remain out of the said moneys or those raised under the Acts hereby repealed after defraying the expenses aforesaid, in aid of any charitable 25 institution affording relief to destitute Emigrants and their children.

Application of monies levied under this Act.

XXVI. And be it enacted, That all penalties imposed by this Act or by any Regulation to be made by the Governor in Council under the provisions of this Act, and not exceeding 30 Twenty Pounds in amount, shall be sued for by any Collector of Customs or by the Chief Emigration Agent, at the Port of Quebec or of Montreal, and recovered with costs on oath of one credible witness other than the prosecutor, in a summary manner, before any two Justices of the 35 Peace in the City of Quebec or in the City of Montreal; and such Justices may commit the offender to the Common Gaol of the District until such penalty and costs shall be paid; and all penalties so imposed as aforesaid and exceeding the sum of Twenty Pounds, may be recovered by civil action 40 any such Officer as aforesaid on like evidence in any Court of competent jurisdiction; and one moiety of every such penalty shall belong to Her Majesty, Her Heirs and Successors, and shall be paid into the hands of the Receiver General to be applied to the purposes to which the other moneys levied 45 under the authority of this Act are hereby appropriated, and the other moiety shall belong to the prosecutor: Provided always, that every offence against the provisions of this Act or any Regulation made under the authority thereof, the penalty imposed for which by this Act or any such Regulation

Penalties how to be recovered and applied.

Proviso.