

XVII. And be it enacted, That every person who shall wilfully infringe any of the provisions of this Act, or shall wilfully neglect to perform the duty or duties required of him under the provisions thereof, (except where otherwise provided for) shall incur a penalty not exceeding pounds.

Penalty for infractions of this Act.

XVIII. And be it enacted, That all the penalties imposed by this Act may be prosecuted and recovered, with costs, before two or more of the Justices of the Peace for the District wherein the offence shall have been committed, on the oath of one or more credible witnesses, other than the informer, or on the confession of the party accused, subject to the provisions contained in the Act of the Parliament of the late Province of Lower Canada, passed in the fourth year of the reign of His Majesty King George the Fourth, and intituled, "*An Act to regulate the manner in which Justices of the Peace are annually to account for Fines and Penalties by them imposed and levied pursuant to law, and for other purposes,*" and may be levied by seizure and sale of the goods and chattels of the offender; and in the event of a want of sufficient effects, the said defendant or defendants so convicted, may be committed to the common gaol of the said District for a period not exceeding three months, unless such penalty and costs be sooner paid; and every defendant in whose favour judgment shall be rendered upon such prosecution, shall, in the discretion of the said Justices, have his costs against the prosecutor and the like remedy and remedies for the recovery thereof; and one moiety of such penalties shall be forthwith paid over to the said Superintendent and Chairman and shall form part of the fund for the relief of sick and disabled Stevedores, their wives and children, and the other moiety shall belong to the informer or party suing for the same.

How penalties under this Act may be recovered.