

tificate with a false or counterfeit Signature thereto, every such Offender shall be guilty of Felony.

XXXI. And be it enacted, That if His Majesty shall be pleased to extend Mercy to any Offender convicted of any Crime punishable with Death, upon Condition of Transportation to any Place without the Limits of this Province, either for the Term of Life or for any Number of Years, and such Intention of Mercy shall be signified by the Governor or Commander-in-Chief of the Province to the Court before which such Offender hath been or shall be convicted, or any subsequent Court with the like Authority, such Court shall allow to such Offender the Benefit of a conditional Pardon, and make an Order for the immediate Transportation of such Offender; and in case such Intention of Mercy shall be so signified to any Judge of the Supreme Court, such Judge shall allow to such Offender the Benefit of a conditional Pardon, and make an Order for the immediate Transportation of such Offender, in the same Manner as if such Intention of Mercy had been signified to any such Court as aforesaid; and such Allowance and Order shall be considered as an Allowance and Order made by the Court before which such Offender was convicted, and shall be entered on the Records of the same Court by the proper Officer thereof, and shall be as effectual to all Intents and Purposes, and have the same Consequences, as if such Allowance and Order had been made by the same Court during the Continuance thereof; and every such Order shall subject the Offender to be conveyed to the Place or Places, without the Limits of this Province, therein mentioned, and to be liable to all the Regulations and Provisions of any Statute or Statutes of the Imperial Parliament relating to Offenders transported to such Place or Places.

Persons convicted of a capital Crime, and receiving a Pardon, on condition of Transportation, may be transported.