

Holiday, and shall then and there make such alterations in their regulation respecting the rotation of shops under section IV as the number of Apothecaries may necessitate.

Penalty for failure to comply with this act.

VI. Every Apothecary and Druggist or other person whosoever making default to comply with any one of the provisions of this Act, or in any way infringing or obstructing the same, shall, for every such default, infraction or obstruction forfeit the sum of            pounds; and as far as regards the keeping open of such Apothecary or Druggists shop for the time and purpose herein mentioned, a like sum for every hour during which or any part thereof such Apothecary or Druggist shall fail to keep the same open; the said penalty to be recovered summarily before any two Justices of the Peace in or near such city either upon the confession of the accused or upon the evidence of one or more credible witnesses. 5 10

Proceedings on appeal of from the decision of Justices under this act. Title of this act.

VII. An Appeal shall be allowed from the final decision of any such Justices dismissing any such information or complaint, or convicting the Defendant in any penalty, to the Superior Court, provided notice thereof setting forth the grounds of such Appeal be given to the adverse party within one month after such decision whereupon and upon delivering the return of the service of such notice to the senior Justice, it shall be his duty forthwith to transmit the record in such case together with the original notes of evidence to the Clerk of the said Court there to be heard and revised without other formality or proceeding, and the Superior Court may confirm, modify or reverse the decision of such judges with costs in its discretion: And in the event of any such Justices being equally divided in opinion and declaring themselves unable to agree upon a judgment, it shall be competent to the party prosecuting forthwith after the making of such declaration, or upon the expiration of ten days after the final hearing of the cause, should no such declaration be made, to commence a fresh prosecution for the same offence before any other two such Justices. 15 20 25 30

Title of this

VIII. This Act shall be deemed a Public Act and may be cited as "The Apothecaries Act 1860."

## SCHEDULE A.

### NOTICE TO APOTHECARIES.

To A B, C D, &c. All of the City of           , Apothecaries and Druggists.

Take notice that you and each of you are hereby notified and required to be and appear at            on            day the            day of the month of            instant or next, at the hour of            in the            noon, then and there to carry out the provisions of the Apothecaries Act 1860.