

these, those able to work ought to be employed in gangs at some remunerative work, away from jail, and as much as possible "out of sight" of the public—"convict labor" being a demoralizing sight to the people, and the prisoner being best at work away from "human haunts," when practicable.

30th.—That any person on the said list again incurring a fine shall be put to his election to pay or be deemed guilty of "vagrancy."*

31st.—That any person deemed guilty of Vagrancy, if born or resident in the Province and having therein for any long time (to be fixed by Statute) carried on any useful industry, shall be deemed a "vagrant," and all others in the like case to be deemed "vagabonds."

32nd.—That if, on examination, he be found able to work, he be condemned as a "sturdy vagrant" (or "vagabond"), and if not, then an "infirm" vagrant or vagabond.

33rd.—That the "sturdy vagrant" be condemned to six months detention at hard labor (not in the Penitentiary)—the infirm to six months simple imprisonment for punishment of vagrancy.†

34th.—That the sentence on vagabonds be the same, with this addition, and "to leave the country in ninety days at farthest, or thirty at shortest, according to circumstances, and never to return to it on pain of a further such imprisonment (or detention) of twelve months, and then to leave at the end of thirty days, and so, from time to time, till they depart for ever. N.B.—See 27.

35th.—That on a SECOND CONVICTION OF VAGRANCY, the word incorrigible‡ be prefixed to the offence, and that the punishment on the second conviction shall extend to twelve months, being the same otherwise as before.

36th.—That any one a THIRD TIME CONVICTED as a "vagrant" shall have added to the last-named sentence an order to find "good and sufficient sureties for his good behavior within ninety days from his release from detention, on pain of fresh conviction, and so from time to time, till he find them.

* See Burns' Justice, 15th edition, vol. 4, page 333.

† See Burns' Justice, page 347, vol. 4, 15th edition.

‡ Burns' Justice, 15th edition, vol. 4, page 343 (to shew the word has been used in law.)