

as shall be awarded, and shall if necessary issue process for enforcing such judgment.

XXXIX. And be it further enacted by the authority aforesaid, That no such conviction or adjudication made on appeal therefrom shall be quashed for want of form, or be removed by certiorari or otherwise into any of His Majesty's superior Courts of Record, and no warrant of commitment shall be held void by reason of any defect therein, provided it be therein alledged that the party has been convicted, and there be a good and valid conviction to sustain the same.

XL. And be it further enacted by the authority aforesaid, that every Justice of the Peace before whom any person shall be convicted of any offence against this Act, shall transmit the conviction to the next Court of General or Quarter Sessions which shall be holden for the District or Inferior District wherein the offence shall have been committed, there to be kept by the proper officer among the records of the Court, and upon any indictment or information against any person for a subsequent offence, a copy of such conviction, certified by the proper officer of the Court, or proved to be a true copy, shall be sufficient evidence to prove a good and valid conviction for the former offence, and it shall be presumed to have been unappealed against until the contrary be shown.

XLI. And for the protection of persons acting in the execution of this Act, Be it further enacted by the authority aforesaid, that all actions and prosecutions to be commenced against any person for any thing done in pursuance of this Act, shall be laid and tried in the District or Inferior District where the fact was committed, and shall be commenced within six calendar months after the fact committed and not otherwise; and notice in writing of such action and of the cause thereof shall be given to the Defendant one calendar month at least before the commencement of the action, and in any such action the Defendant may plead the general issue, and give this Act, and the special matter in evidence at any trial to be had thereupon, and no Plaintiff shall recover in any such action, if tender of sufficient amends shall have been made before such action brought, or if a sufficient sum of money shall have been paid into Court, after such action brought by or on behalf of the Defendant, and if a verdict shall pass for the Defendant, or the Plaintiff shall become non-suit or discontinue any such action after issue joined, or if upon demurrer or otherwise judgment shall be given against the Plaintiff, the Defendant shall recover his full costs as between attorney and client, and have the like remedy for the same as any Defendant hath by law in other cases, and though a verdict shall be given for the Plaintiff in any such action, such Plaintiff shall not have costs against the Defendant unless the Judge before whom the trial shall have been determined, shall certify his approbation of the action and of the verdict obtained thereupon.

XLII. And be it further enacted by the authority aforesaid, that where any felony or misdemeanor, punishable under this Act, shall be committed within the jurisdiction of the Admiralty, the same shall be dealt with, enquired of, tried and determined, in the same manner as any other felony or misdemeanor committed within that jurisdiction.