

son, require every merchant, distiller, shop-keeper, grocer, tavern-keeper or other dealer in spirituous liquors, wine or beer, and every other person upon whom or at whose ordinary residence a copy in writing of such order shall be served or left, and who shall reside within the city, town, village or township in which or adjoining that in which such habitual drunkard shall reside, not to give or sell or deliver under any pretence, any intoxicating drinks to such person so described, during a period not exceeding mentioned in such order, and any person on whom such order shall have been served, who, within such period as aforesaid, shall give, sell, or deliver any such liquor to such person so described, shall forfeit the sum of *Two pounds ten shillings*, for each offence, which penalty may be recovered upon complaint on the oath of one or more credible witnesses before any one Justice of the Peace, and by him applied to the use of the poor, in such manner as he shall see fit, and if the same be not forthwith paid, the offender may be committed to the common gaol of the County for the term of fifteen days, unless the penalty be sooner paid: and the order aforesaid may be served upon or left for any person by any Bailiff of a Division Court, whose certificate in writing appended to the original order shall be *prima facie* evidence that a true copy thereof was served or left, as in such certificate mentioned: and any such order as aforesaid may be rendered from time to time in the manner provided, as to the first granting thereof.

Penalty,
£2 10s.

VIII. And be it enacted, That the interdiction aforesaid may be removed by the County Judge of the County in which the order of interdiction was made, on the application of the party interdicted, the Guardian or Guardians being duly summoned to appear before the Judge, to show cause, if any they have, why such interdiction should not be removed, and the Judge being satisfied by sufficient evidence on oath, that the same ought to be removed; and notice of the order for the removal of the interdiction shall be given by the Clerk of the County Court in the manner hereinbefore provided with regard to the notice of the interdiction.

Interdiction
may be re-
moved on
cause being
shewn.

IX. And be it enacted, That if the Guardian or one of the Guardians shall die or become unable or incompetent to act, his appointment may be annulled, and another may be appointed in his stead, by the County Judge, in like manner, upon like application, and with the observance of the like formalities as are hereinbefore provided with regard to the appointment of such Guardian.

Provision in
case of death,
&c. of a
Guardian.

X. And be it enacted, That any order made by a County Judge or a Justice of the Peace, under the authority of this Act, shall be liable to be set aside by the Court of Queen's Bench, or of Common Pleas for Upper Canada, on motion made with due notice to the parties

Orders made
by County
Judge, &c.
under this Act,
may be set
aside by
Queen's Bench.