

Penalty on
Apothecaries
and others
selling poison
to any person
not furnished
with a proper
certificate

II. And be it enacted, That no apothecary, chemist, druggist, vendor of medicines or other person in this Province, shall sell or deliver any arsenic, corrosive sublimate, strychnine, or other poison, mineral or vegetable, simple or composite, commonly known as deadly poison, or which being incautiously or secretly administered, may cause immediate death, to any person who shall not then produce and deliver a certificate or note from some Justice of the Peace, Physician, Priest or Minister of religion, resident in the locality, addressed to such apothecary, chemist, druggist, vendor of medicines or other person, and mentioning the name, residence, calling or profession of the person requiring such arsenic, corrosive sublimate, strychnine or other such poison as aforesaid, and stating the purpose for which it is required, and that it ought to be sold to the person requiring the same; and such certificate or note shall be kept by the person selling or delivering such poison as his justification for so doing; and any apothecary, chemist, druggist, vendor of medicines, or other person who shall contravene the provisions of this Section, shall for each offence incur a penalty of *ten pounds* currency, and shall, if such penalty be not forthwith paid upon conviction, be committed to Gaol for a period not exceeding months or until such penalty and the costs of prosecution shall be paid.

Recovery of
penalties under
this Act.

III And be it enacted, That the penalties imposed by this Act shall be recoverable, with costs, in a summary manner before any one Justice of the Peace, on the oath of any one or more credible witness other than the prosecutor, and the prosecution may be commenced at any time within six months after the offence committed; and one moiety of the penalty shall belong to the prosecutor, and the other moiety to Her Majesty, for the public uses of the Province.