

Penalty for Magistrates refusing to hear complaints.

house or Penitentiary until paid, not, however, to exceed ten days. It shall be the duty of such officers to arrest or cause to be arrested all such persons when so intoxicated, and of the Magistrate to entertain such complaint and make such examination, under the penalty of fifty dollars, with full costs of suit for any neglect to comply with the provisions of this section. 5

Grand Jurors to inquire into offences against this Act.

§21. It shall be the duty of Courts to instruct Grand Jurors to inquire into all offences against the provisions of this Act, and to present all offenders under this Act and also all persons who may be charged with adulterating imported or other intoxicating liquors with poisonous or deleterious drugs or mixtures, or selling the same, or with knowingly importing or selling intoxicating liquors or wines adulterated with poisonous or deleterious drugs or mixtures; which offences are hereby declared to be misdemeanours, to be punished by imprisonment in the Penitentiary, or Jail, for a period of three months and by a fine of one hundred dollars. 10 15

Railway and other Incorporated Companies not to employ drunkards

§22. All incorporated companies and persons in this Province, engaged in conveying passengers, including especially all railroad, steamboat and ferry companies, and all kinds of corporations conveying for hire persons or property, shall be and are hereby required to refuse employment to all persons who on good and sufficient proof, shall be shown to indulge in the intemperate use of intoxicating drinks, and any such company which shall retain in its employ any person or persons who shall on competent proof be shown to be intoxicated at any period whilst in the active service of such company or person either as engineer, conductor, fireman, switch-tender, commander, pilot, mate or foreman or in any way connected with the moving power or management, or whose duty if neglected, would diminish the safety and security of life, limb or property entrusted thereto, such company or corporation shall be liable to pay a sum of not less than fifty dollars nor more than one hundred dollars to the County Treasurer in the County where the offence may be committed and proved before any Court of competent jurisdiction. 20 25 30

Prosecutions for breach of security bond.

§23. Whenever a breach of the condition of a bond, given upon the granting of any license, shall happen, it shall be the duty of the Board of Inspectors, the Reeve of the Municipality, Mayor of the City in which the person who shall incur the penalty shall reside, to prosecute the same to judgment. 35

Penalties how recoverable.

§24. All prosecutions for penalties or forfeitures incurred by persons in contravention of this Act, excepting in cases otherwise provided for by this Act, shall be recoverable with costs before any two or more Justices of the Peace having jurisdiction in the City or Municipality in which the offence is committed, upon the oath of one credible witness, one-half of which penalty or forfeiture shall be paid to the informer or complainant, and the other half to the Municipality. 40

County Attorney or Recorder to take charge of appeal cases.

§25. Whenever a judgment shall have been rendered by any two or more Justices of any City or Municipality for any violation of this Act, or on any bond given under the provisions thereof, and an appeal shall be taken by the defendant on such judgment, it shall be the duty of the County Attorney of the County, or Recorder of the City in which such action shall arise, if required to do so, to take charge of such case on behalf of the complainant or Board of Inspectors, and prosecute the same to final judgment. The Inspectors or other officer or officers engaged in any 45 50