

himself or herself, or his or her Counsel, in support of the excuse or reason by him or her alleged.

4. In every case in which power is given by this Act to commit any alien to Gaol without Bail or Mainprize, it shall be lawful for any Justice of any of Her Majesty's Superior Courts in this Province, if upon application made he shall see sufficient cause, to admit such person to bail, he or she giving sufficient security for his or her appearance to answer the matters alleged against him or her.

Judges may admit aliens to Bail in all cases if they see sufficient cause.

5. Where any alien who shall have been committed under this Act to remain until he or she shall be taken in charge for the purpose of being sent out of the Province, shall not be sent out of the Province within one month after such commitment, or when taken in charge after the closing of the navigation of the river Saint Lawrence as aforesaid then within one month after the opening of such navigation, it shall in every such case be lawful for any of the justices of any of Her Majesty's Superior Courts in this Province or for any Police Magistrate or any Recorder of a City, or for any two of Her Majesty's Justices of the Peace in any part of the Province, or for any Judge of the Sessions of the Peace in Lower Canada, upon application made to him or them by or on behalf of the person so committed, and upon proof made to him or them that reasonable notice of the intention to make such application had been given to the Governor, according to his or their discretion, to order the person so committed to be continued in or discharged out of custody.

Where alien shall not have been sent out of the Province within certain period after commitment, Judges, &c., empowered, where application has been made, to continue such alien in or discharge him out of custody.

6. Nothing in the preceding clauses of this Act shall affect any alien, under the age of fourteen years, or who shall have been residing within this Province for five years next before the passing of this Act.

Act not to apply to aliens under fourteen years.

7. If any person shall within this Province begin or set on foot, or provide or prepare the means for, or shall within this Province engage, aid or assist, or procure another person or other persons to engage, aid or assist in the beginning or setting on foot, or in the providing or preparing the means for, any military expedition, raid or enterprise, to be carried on from thence against the territory or dominions of any Foreign State, or against the lives, liberties or properties of any one or more of the inhabitants of any territory or dominions of any Foreign State, with whom Her Majesty is at peace, every person so offending shall be deemed guilty of a misdemeanor, and on conviction thereof shall be fined in a sum not exceeding three thousand dollars, and imprisoned for a term not exceeding three years.

Punishment for setting on foot or aiding or assisting an expedition against a Friendly Power.

8. It shall be lawful for any Justice of the Peace upon request in writing of the Attorney General or Solicitor General

Vessels armed for hostilities against a

of