

Procuring or  
aiding deser-  
tion.

Penalty.

written or verbal as to his detention and the cause thereof, to any member of the Police force or other Peace Officer, to be prosecuted for such offence : and any person who shall otherwise directly or indirectly persuade, procure, aid or solicit any Seaman or apprentice to desert or leave his Ship, shall incur a penalty of not more than *ten pounds* currency, for every Seaman or Apprentice who shall so desert from or leave his Ship, or whom he shall persuade, procure, aid or solicit to desert or leave his ship. 5

If offender be  
armed—the  
offence to be  
a misdemeanor.  
or.

XV. And if any person engaged in such unlawful purpose as last aforesaid, shall be armed with any fire-arm, or other deadly weapon or bludgeon, he shall be guilty of a misdemeanor and be liable to be punished accordingly. 10

Using or level-  
ling fire arms,  
&c., by such  
offender to  
make the of-  
fence felony.

Punishment.

And if com-  
mitted at  
night.

XVI. If any person so offending as in the last two preceding Sections, shall discharge any fire-arm loaded with powder or otherwise, or use any deadly weapon or bludgeon, or level or present any fire-arm at or against any person whomsoever, in or on board of or near to any such Ship or Vessel, or use or threaten to use any such weapon or bludgeon in furtherance of such or any unlawful purpose, such person shall be guilty of felony, and being convicted thereof shall be liable to be imprisoned in any common Gaol of the District wherein or near to which the offence shall be tried for any period not exceeding one year ; and if any such offence as last aforesaid be committed between sunset and sunrise, every person guilty thereof shall be liable to be imprisoned in the Penitentiary of the Province for any period not exceeding seven nor less than two years, or in any common Goal for a period not exceeding one year, with or without hard labor in either case. 20 25

Penalty for  
loitering near  
a Vessel in a  
Boat, &c.,  
without lawful  
cause.

XVII. Any person found loitering near any Vessel in a Boat or other Water Craft, and not giving a satisfactory account of the business he may have there, or who shall take or receive any clothing or other articles from on board any Vessel without the permission of the Master or person in charge thereof, shall incur a penalty not exceeding *five pounds* currency, and shall be imprisoned during a period not exceeding three months. 30 35

Inspector of  
Police may  
order such  
Boat to be re-  
tained until  
fine be paid.

Sale in case of  
non-payment.

XVIII. The Inspector and Superintendent of Police may order any Boat or other Water Craft in or on which any such person or clothing or other articles mentioned in the next preceding section, and unlawfully taken from any vessel, shall be found or may have been conveyed, to be detained until the full payment of the fine which such person shall be condemned to pay, and in case such fine shall not be paid at or before the time to be appointed by the convicting Justice, such Boat so detained shall be sold by Public Auction, and the proceeds of the sale thereof appropriated to the payment of such fine and costs. 40 45

Penalty for  
harbouring  
deserters.

XIX. Any person who shall knowingly harbour or secrete any Seaman or Apprentice who shall have deserted from his