

VIII. And be it enacted, That every Person convicted of Burglary shall suffer Death as a Felon: and it is hereby declared, that if any Person shall enter the Dwelling-House of another with Intent to commit Felony, or being in such Dwelling-House shall commit any Felony, and shall in either Case break out of the said Dwelling-House, in the Night Time, such Person shall be deemed guilty of Burglary.

Burglary capital.

IX. Provided always, and be it enacted, That no Building, although within the same Curtilage with the Dwelling-House and occupied therewith, shall be deemed to be Part of such Dwelling-House for the purpose of Burglary, unless there shall be a Communication between such Building and Dwelling-House, either immediate, or by means of a covered and inclosed Passage leading from one to the other.

What Buildings only are Part of a House for capital Purposes.

X. And be it enacted, That if any Person, in the Night Time, shall break and enter any Building, being within the Curtilage of a Dwelling-House and occupied therewith, but not being Part thereof according to the Provision hereinbefore mentioned, or any public Office, or other public Building, or any Shop, Warehouse, Counting House, Bank, Office or other Building used or occupied for carrying on any Trade or Business, such public Office, public Building, Shop, Warehouse, Counting House, Bank, Office or other Building, not being a Dwelling-House, for the purpose of Burglary, with intent in any such Case to commit Felony, every such Offender shall be guilty of Felony, and being convicted thereof shall be liable to the Punishment prescribed for Felony in the said recited Act for improving the Administration of Justice in Criminal Cases.

Breaking in the Night Time into Buildings, not being Houses for capital Purposes.

XI. And be it enacted, That if any Person shall steal, or shall for any fraudulent Purpose take from its Place of Deposit for the Time being,

The stealing, &c. of Records and other Proceedings of Courts of Justice.