

Penalty:

II. *And be it further enacted by the authority aforesaid*, That if any Shopkeeper licenced to sell wine, brandy, rum or other spirituous liquor, shall allow the wine, brandy, rum or other spirituous liquor sold by him, or any part thereof, to be consumed within his Shop, or within the building of which such Shop is part, either by the purchaser thereof or any other person not usually resident within the building comprising such Shop, he, she or they shall, upon conviction thereof before any three Justices of the Peace within the District where the offence may have been committed, upon the oath of one credible witness, other than the informer, forfeit and pay the sum of five pounds, together with costs of suit, to be recovered and applied in the same manner and form as the penalty imposed for selling spirituous liquors by retail without licence.

May be recovered before three Justices;

Application of fine.

Purchaser consuming spirits, &c. within the shop or building liable to the same penalty.

III. *And be it further enacted by the authority aforesaid*, That if any person or persons who shall have purchased any wine, brandy, rum or other spirituous liquor, from any Shop, shall consume the same or any part thereof, or allow the same or any part thereof to be consumed in the Shop or any part of the building comprising such Shop, without the permission of such Shopkeeper or person in charge of such Shop, then and in such case, the person so offending shall be liable to the same penalties, to be recovered and applied in the same manner as hereinbefore provided, in respect to any Shopkeeper who shall be convicted of an offence under this Act.

Justices may consider the intentions of the parties,

IV. *Provided always, and be it further enacted by the authority aforesaid*, That if it shall appear to the Magistrates before whom any person shall be prosecuted under this Act, that such person did not intend to violate the provisions of this Act, then no penalty shall in such case be imposed.

Prosecution must be within six months.

V. *And be it further enacted by the authority aforesaid*, That no information or complaint shall be received under this Act, if more than six calendar months shall have elapsed from the time the offence was committed.

Act to continue in force four years.
(Made perpetual by 2 Vic. Chap. 26.)

VI. *And be it further enacted by the authority aforesaid*, That this Act shall be and remain in force for the space of four years, and from thence to the end of the then next ensuing Session of Parliament, and no longer.

CHAP. XIX.

AN ACT to establish the present Survey of certain Side Lines in the Second Concession West of Green Point, in the Township of Sophiasburgh.

[Passed 6th March, 1834.]

[See Local and Private Acts, in 2nd Volume.]