

his Majesty,
under a penal-
ty of £50.

Manner of re-
covering the
said penalty.

mander-in-Chief of the Province for the time being, under a penalty of Fifty pounds ; which shall and may be sued for, at any time within the space of twelve calendar months from the time of committing the offence, but not after, by information before any two or more Commissioners of the Peace, who are hereby authorized and required to hear and determine such information, in a summary manner, and upon the oath of one credible witness (being some other than the informer himself) and to levy the said penalty, and the costs of suing for the same, by a warrant to seize and sell the goods and lands of the offenders, and for want of goods or lands whereon to levy the same, to commit the offender or offenders to the common gaol, there to remain without bail or mainprize, until the said penalty and costs shall be paid and satisfied, or the party otherwise discharged by due course of law.

Goods carried
beyond the
said limits wi-
thout a licence
to be seized.

And further it shall and may be lawful for any person, having a warrant for that purpose under the hand and seal of any one Commissioner of the Peace, or of any of His Majesty's Commandants of the different posts or forts in this Province, at present established, or hereafter to be established, who are hereby authorized and required to issue such warrant or warrants, to seize all such goods, wares, merchandize or provisions as may be carried beyond the said limits, contrary to the directions of this ordinance ; and all and every the boats, batteaux, canoes, or other carriages whatsoever made use of in the transporting or conveyance of such goods, wares, merchandize, or provisions ; together with the apparel and furniture of such boats, batteaux, or canoes, and the horses or cattle belonging to such carriages ; and to proceed against the same by information within the space of six months, in manner hereinbefore mentioned, before any two or more Commissioners of the peace, who are hereby authorized and required to determine the same in manner aforesaid ; and in case of condemnation, where no appeal shall be made from the same, or where no security shall be given for prosecuting any appeal in the manner hereinafter directed, or where, on such appeal, the said sentence of condemnation shall be confirmed, to cause the whole of the said seizure to be sold, and the moneys arising therefrom, after deducting all reasonable charges, to be divided as hereinafter directed.

And if con-
demned and no
security given
to prosecute
an appeal.

Then to be
sold.

Goods so seized
to be deliv-
ered to the ow-
ner on giving
security for
their amount.

If the owner or owners of any such goods, wares, merchandizes or provisions so seized, or the person or persons intrusted with the same, shall give good and sufficient security for producing the same or paying or accounting for the value of them, in case of condemnation, such owner or owners, person or persons intrusted as aforesaid, shall recover the possession of all such goods so seized.

Commandants
of posts, not
being commis-
sioners of the
peace, shall
send all sei-
zures to the
nearest com-
missioners of
the peace to
be proceeded
against.

All commandants of posts, not being Commissioners of the Peace, are hereby required to send such security, together with all informations and papers relative to such seizure, and for want of such security to send the goods, wares, merchandizes, provisions, boats, batteaux, canoes, or other carriages so seized, together with a certificate of the cause of seizure, to the Commissioners of the Peace residing nearest the place where such seizure shall be made, who shall proceed therein in manner hereinbefore mentioned.