

Fines how recoverable and how applied—and to be accounted for to Lords Commissioners of the Treasury.

Limitation of Actions.

If it should appear that by the Census taken, that any County is not represented, according to its population a new Election may take place on an Address of the Assembly to the Governor.

IX. And be it further enacted by the authority aforesaid, that the fines incurred under this Act, shall (except in cases otherwise provided by this Act) be recovered by Civil action in the Court of King's Bench for the District in which the offence shall have been committed, by any person suing for the same; and one moiety of every such fine shall be paid to the Receiver General, and shall be at the disposal of the Provincial Legislature, for the public uses of the Province, and shall as well as all monies which may be expended under this Act, be accounted for to His Majesty, His Heirs and Successors, through the Lords Commissioners of His Majesty's Treasury, for the time being, in such manner and form as His Majesty, His Heirs and Successors shall direct, and the other moiety, with the costs incurred in the recovery thereof, shall go to the person suing for the same: Provided always that every action brought for the recovery of a fine imposed by this Act, shall be commenced within six months after the commission of the offence and not afterwards.

X. And be it further enacted by the authority aforesaid, that whenever it shall appear from the census so taken by any Commissioner or Commissioners so appointed as aforesaid, that any County not represented in the Assembly is entitled by its population to be represented by one or by two Members, or that any County represented therein by only one Member is entitled by its population to be represented therein by two Members, it shall be lawful for the Governor, Lieutenant Governor or Person administering the Government, upon an address of the House of Assembly to issue a writ for the election of one or two Members, (as the case may be,) in order that such County may be duly represented in the Assembly according to the provisions of the Act hereinbefore cited.

SCHEDULE (A.)