

37. Any payment or compensation for liquor furnished in contravention of this Act, or otherwise in violation of law, whether made in money or securities for money, or in labor or property of any kind, shall be held to have been received without any consideration, and against law, equity and good conscience,—and the amount or value thereof may be recovered from the receiver, by the party who made the same; and all sales, transfers, conveyances, liens and securities of every kind, in whole or part granted or given for or on account of liquor so furnished in contravention of this Act, or otherwise in violation of law, shall be null against all persons, and no right shall be acquired thereby; and no action of any kind shall be maintained either in whole or in part, for or on account of any liquor so furnished in contravention of this Act, or otherwise in violation of law.

Money paid for liquors sold contrary to this Act may be recovered back.

Securities, &c. for payment to be void.

PROVISIONS, IRRESPECTIVE OF LOCAL PROHIBITION, BUT AFFECTING ONLY LOWER CANADA.

38. The second sub-section of the twenty-second section of the said Act, chaptered six of the Consolidated Statutes for Lower Canada, and also the thirtieth section of the same Act, are hereby repealed.

Part of Sect. 22 of cap. 6, Con. Stat. L. C., repealed.

39. It is hereby declared and enacted, that the several terms of imprisonment set forth in the thirty-eighth, thirty-ninth, and fortieth sections of the said last mentioned Act, are to be reckoned from the day of arrival of the party as a prisoner, at the gaol of the district.

Mode of computing compulsory imprisonment.

40. The fiftieth section of the said last mentioned Act is hereby so amended as to permit the appeal therein provided for, to be made either to the Court of General Quarter Sessions of the Peace as therein ordained,—or to the Circuit Court sitting in the county, or at the *chef-lieu* of the district,—as the Judge allowing such appeal may in his discretion see fit to order; and thereupon the petition and record shall be returned, filed and otherwise dealt with accordingly, in the Court so by him designated.

Sect. 50 of cap. 6, Con. Stat. L. C. amended as to appeals.

41. In all places within Lower Canada, where according to law, intoxicating liquors are or may be allowed to be sold by wholesale or retail, no sale or other disposal of such liquors shall take place therein, or on the premises thereof, or out of or from the same, to any person or persons whomsoever, from or after the hour of seven of the clock on Saturday evening, till the hour of eight of the clock on the Monday morning thereafter,—save and except to travellers *bona fide* lodging at such place or places, or to ordinary boarders, *bona fide* lodging thereat,—and save and except in cases where a requisition for medicinal purposes, signed by a licensed medical practitioner, or by a Justice of the Peace, is produced by the vendee or his agent; nor shall any such liquors be permitted to be drunk in any such places, except as aforesaid, during the time prohibited by this section for the sale of the same.

No liquors to be sold at certain hours or on Sunday

Exception as to travellers or medicinal purposes.

42. For every offence under the last preceding section, a penalty of not less than *ten* nor more than *fifty dollars*, with costs, shall, in case of conviction, be recoverable from, and leviable against the goods and chattels of the person or persons who are the proprietors in occupancy, or tenants and agents in occupancy, of such place or places, and who are found by himself, or herself, or themselves, or his, her or their servants or agents, to have contravened the enactment in the last section hereof, or any part thereof.

Penalty for offence against sect. 41