

Execution, in such manner and form as by law he or they might have done if no such former Execution had been taken forth or served. And that, from henceforth, no Sheriff, Bailiff, or other Officer, from whose arrest or custody any such person so arrested in execution shall be delivered by any such privilege, shall be charged, or chargeable, with or by any action whatsoever, for delivering out of execution any such privileged person so as is aforesaid by such privilege set at liberty: any law, custom or privilege, heretofore, to the contrary notwithstanding.

II. *Provided always*, That this Act, or any thing therein contained, shall not extend to the diminishing of any punishment, to be hereafter, by censure, in either House of General Assembly, inflicted upon any person who shall hereafter make, or procure to be made, any such arrest as is aforesaid. Proviso.

CAP. XII.

An ACT for the better preservation of the property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night.

BE it enacted, by the Lieutenant-Governor, Council and Assembly, That at all times, after the publication of this Act, when it shall be deemed expedient to establish a Nightly Watch and Ward, for the preservation of the Town of Halifax, and for the peace and safety of the Inhabitants thereof; and the Justices in Sessions, General or Special, shall represent the same in writing, to the Lieutenant-Governor or Commander in Chief for the time being, and the Lieutenant-Governor or Commander in Chief, may, by and with the consent of His Majesty's Council, by an order to be published in the Halifax Gazette, direct such Watch, and Ward, to be immediately established, for such time as may be deemed expedient, and the said Justices in Sessions shall thereupon order and direct such of the Inhabitants as they may deem proper to form a Watch, to be established in the Town of Halifax, for the protection of the property of its Inhabitants, and they shall have full power and authority to make such rules, regulations and orders, for the better government of the said Watch, as by them may be thought expedient, and shall impose a fine not exceeding ten shillings, on any person who shall refuse to serve, or who shall transgress any of the rules, regulations or orders, so made by the Sessions as aforesaid. Watching and Warding, if necessary.

II. *And be it further enacted*, That every person so appointed to Watch, shall, during all the time he shall be so appointed to Watch, possess all the power and authority of a Constable; and all insults, opposition or resistance, offered to any person or persons so appointed, during the time he shall be in the execution of the duty of a Watchman, shall be prosecuted and punished as offences committed against Constables in the execution of their Office. Measures to be taken for establishing Watch.

III. *And be it further enacted*, That it shall and may be lawful for the Grand Jury of the County, to present such sum or sums of money as may be necessary to support the necessary expences of the said Watch, to be levied and collected in the same manner as other County Rates are levied and collected. Government of the Watch.

IV. *And be it further enacted*, That all fines or forfeitures incurred for disobedience of this Act, or for transgressing the regulations of Sessions, made under and by virtue of this Act, shall Authority of Watch.

Expense of Watch—how defrayed.

Disobedience of Watchmen.