

for every such offence, a sum not exceeding Twenty Shillings, nor less than Five Shillings; to be recovered on the oath of one or more credible witness or witnesses, or on the confession of the party, before any one of His Majesty's Justices of the Peace, in and for the County or District where such offence shall have been committed; the same to be levied with lawful costs either on the person or property of the offender, and paid to the informer.

CAP. XXXVI.

An Act in addition to, and in amendment of, an Act, made and passed in the thirty-second year of the Reign of His late Majesty King George the Second, entitled, An Act directing the Guardianship of Minors.

Preamble

WHEREAS, *it is expedient to repeal certain Provisions in the Act, made by the General Assembly of this Province, in the thirty-second year of the Reign of His Majesty King George the Second, entitled, An Act directing the Guardianship of Minors, whereby certain grievances and disabilities are imposed upon Heirs and Minors professing the Popish Religion, and such Persons as may be appointed to the custody or tuition of such Heirs or Minors, or be by them chosen as their Guardians—*

Parts of the Act
22d Geo. III. re-
pealed

I. *Be it therefore enacted by the Lieutenant-Governor, Council and Assembly, That so much of the said Act as prevents or excludes the committing, devising, or otherwise disposing of, the guardianship, custody, or tuition of children or minors, to persons not being Protestants, be repealed; and that it shall and may be lawful for Fathers, to dispose of the custody and tuition of their children, according and subject to the provisions of said Act, to any person or persons whether Protestant or not.*

Appointment of
Guardians

II. *And be it further enacted, That it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief, for the time being, and the Judges of Probate for the different Counties and Districts in this Province, to commit or dispose of the custody, care, or guardianship of children, or minors, according to the provisions of said Act, to any person or persons whether Protestant or not: which person or persons shall thereupon have the same rights and privileges, and be subject to the same limitations and conditions, as persons heretofore appointed under said Act.*

Recognizance of
Guardians

III. *And be it further enacted, That so much of the said Act as relates to the Recognizance to be entered into by persons to whom the custody and tuition of heirs and minors professing the Popish Religion, shall be committed, and which requires the condition, that such heirs shall be educated in the Protestant Religion, be repealed, and the same is hereby repealed. And it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief, for the time being, and the Judges of Probate for the different Counties and Districts in this Province, to take such recognizance as aforesaid, from all persons to whom the tuition and custody of all such heirs or minors, shall be committed, and their sureties, without any such condition, that the heirs or minors as aforesaid shall be educated in the Protestant Religion.*