

An Ordinance for Punishing Criminal  
 Offenders in the Island of Cape Breton and Its  
 Dependencies.

Be it Ordained and Ordered by  
 the Lieutenant Governor, by and with the advice  
 and Consent of His Majesty's Council and by the  
 Authority of the same. It is hereby Ordained

and Ordered. That if any Person or Persons either

by the Subordination, unlawful procurement  
 sinister Persuasion or means of any other, or by  
 their own Act, Consent or agreement shall  
 willingly commit Perjury every Person so  
 offending and being there of duly convicted shall  
 forfeit twenty Pounds, the one Moiety thereof  
 for the Support of His Majesty's Government and  
 the other Moiety to such Person or Persons as shall  
 be grieved by reason of the offence. Recoverable in

Eng: Stat: 5. Eliz.  
 c. 6  
 6. 7. vii 2. Cha. 2.  
 c. 21.  
 Pa. versus Phillips.

51  
any Court of Record ~~and~~ shall also be imprisoned  
by the Space of Six Months without Bail or  
Guam-Prize and the Oath of such Person or  
Persons shall not be received in any Court of  
Record until such Time as the Judgment given  
against the said Person or Persons shall be  
reversed and upon every such reversal the Parties  
aggrieved shall recover their Damages against such  
Person or Persons as did procure the said Judgment  
so reversed to be given against them or any of  
them, by his, her, or their Action upon the Case  
according to the Course <sup>the</sup> Common Law.

15. Geo. 3. c. 10.

And if the said Offender or  
Offenders shall not have <sup>any</sup> Goods or Chattels to the  
Value of Twenty Pounds, then he, She, or they  
shall be set on the Pillory by the space of  
whole Hour, and both his Ears shall be cut

ff

~~and from thence forth~~ off and wailed to the Pillory  
 and from thence forth such Offender shall be  
 discredited and disabled for ever to be Sworn in any  
 Court of Record until such Time as the Judgment  
 shall be reversed.

And It is further Ordained. That every  
 Person and Persons who shall procure any Witnesses  
 Witnesses by Letters, Rewards, Promises or by any  
 other sinister and unlawful Means whatever  
 to Commit any wilful Perjury in any matter  
 or Cause whatsoever every such Offender being  
 thereof duly convicted shall suffer the like Pains  
~~and~~ Penalties ~~and~~ Forfeitures and Disabilities  
 all  
 in ~~any~~ respects as are hereby directed for the  
 like Offences and the said Forfeitures to be  
 recovered and applyed in manner aforesaid.

And he it further Ordained.

That

Eng: Stat: 5<sup>th</sup> Elis  
 c. 9. s. 3.

That all Judges <sup>The</sup> Justices of Peace and Gaol  
 Delivery and ~~the~~ Justices of the Peace at their  
 Quarter Sessions, shall have power to inquire of all  
 Offences of wilful Perjury and Subornation of  
 Perjury and thereupon to give Judgment, Award  
 Process and Execution of the same. — Provided  
 that the authority of any Judge having absolute  
 Power to Punish Perjury before the making this  
 Ordinance shall not be restrained but that they  
 may Proceed to Punishment of the same in such  
 wise as they might have and used to do, so that  
 they Set not upon such Offender less Punishment  
 than is before directed.

P.S.

Approved, Ordained and Ordered  
 accordingly in Council this  
 3<sup>d</sup> day of February 1787. in  
 the 27<sup>th</sup> Year of His Majesty's  
 Reign.

J. M. S. BARRIS

Deposited in Council  
 the 3<sup>d</sup> day of July  
 1787.

(Signed) Alex<sup>r</sup>. Haire.  
 Geo. Rodgers.  
 Thomas Gifford.  
 Geo. Moore —