

Act otherwise to remain in force.

II. And be it enacted, That every clause, matter and article contained in the said recited Act, save and except the words repealed by the first section of this Act, be and the same are hereby declared to be in full force and effect, any thing herein contained to the contrary thereof in any wise notwithstanding.

### CAP. X.

An Act imposing a Duty on Hacmatac or Juniper Knees, Roots and Foothooks exported from this Province.

Passed 30th April 1851.

Preamble.

WHEREAS it is deemed expedient to impose a Duty on Hacmatac or Juniper Knees, Roots and Foothooks on being exported from this Province;

Duty of two shillings imposed on each Hacmatac or Juniper knee, root or foothook exported.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the first day of January next, there be imposed and there is hereby imposed a Duty of two shillings upon each and every Hacmatac or Juniper Knees or Roots and Foothooks shipped from this Province, to be collected under the provisions of the third, fourth, fifth, sixth, seventh and eighth sections of an Act, intituled *An Act relating to the collection of Duty on Timber and other Lumber.*

7 V. c. 18.

Limitation of Act.

II. And be it enacted, That this Act shall be and continue in force until the first day of April which will be in the year of our Lord one thousand eight hundred and fifty five.

### CAP. XI.

An Act in addition to and in amendment of the Acts now in force for the collection and protection of the Revenue of this Province.

Passed 30th April 1851.

Preamble.

WHEREAS it is necessary that some Legislative provision should be made for holding persons to bail who may be prosecuted for penalties that have or may hereafter be incurred by reason of offences against the Revenue Laws of this Province, and for simplifying the practice of the Court of Exchequer in Revenue cases, and to make other alterations and amendments to the Acts now in force for the collection and protection of the Revenue;

A Capias may be the first process in a suit for a penalty.

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act, when any penalty or penalties shall be sued for by action of debt, bill, plaint or information, against any person or persons, in any of Her Majesty's Courts of Record in this Province, a Capias shall and may thereupon issue as the first process, specifying the amount of the penalty or penalties sued for; and such person or person against whom such Capias shall issue, shall be obliged to give sufficient bail or security, by natural born subjects or denizens, to the person or persons to whom such Capias shall be directed, to appear in the Court out of which such Capias shall issue, at the day of the return of such Writ, to answer such suit and prosecution; and shall likewise at the time of such appearing, give sufficient bail or security, by such persons as aforesaid, in the said Court, to answer and pay all the forfeitures and penalties incurred for such offence or offences, in case he, she or they shall be convicted thereof, or yield his, her or their body and bodies to prison, according to the recognizance of special bail in civil cases.

Defendant to give bail.

Officers having the execution of Capias or other process issued for breach of the Revenue laws,

II. And be it enacted, That when any Writ of Capias or other process shall issue out of any of the Courts aforesaid, directed to any Sheriff, Coroner, Bailiff, or other person having the execution of Capias or process, in any County or City and