

12. Whosoever shall by any false pretence, cause or procure any money to be paid, or any chattel or valuable security to be delivered to any other person for the use or benefit, or on account of the person making such false pretence, or of any other person, with intent to defraud, shall be guilty of a misdemeanor, and be imprisoned either in the Provincial Penitentiary with hard labour, or in the common gaol of the County where the offender may be tried, for any term not exceeding two years.

13. Any constable or peace officer may take into custody without warrant, any person whom he shall find lying or loitering in any highway, yard, or other place, during the night and whom he shall have good cause to suspect of having committed or being about to commit any felony against this Act, and shall take such person as soon as reasonably may be before a Justice of the Peace, to be dealt with according to law.

CAP. VII.

An Act in addition to Chapter 137, Title xxxvii, of the Revised Statutes, 'Of the jurisdiction of Justices in Civil Suits.'

Section.

1. New execution may issue after discharge of defendant from imprisonment.

Section.

2. Part of sec. 1, cap. 137, Title xxxvii, repealed.

Passed 11th April, 1864.

WHEREAS doubts have arisen whether the judgment be not wholly satisfied in law in all cases in the Justices' Courts where the defendant under execution or *capias* is detained in prison, one day for every two shillings of the debt, under the provisions of the fortieth Section of Chapter 137, Title xxxvii, of the Revised Statutes, 'Of the jurisdiction of Justices in Civil Suits;' for remedy whereof,—

Be it enacted and declared by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. That notwithstanding the discharge of the defendant under the provisions of the above recited Section, the judgment upon which such execution issued shall remain good against the property of the defendant, and a new execution may be issued against his property in like manner as if he had not been imprisoned, any thing in the above recited Act to the contrary thereof notwithstanding.

2. So much of the first Section of Chapter 137, Title xxxvii, 'Of the jurisdiction of Justices in Civil Suits,' as exempts from the jurisdiction of such Justices any action for a debt upon a specialty, is hereby repealed, so far as the same shall be for a sum certain, and Justices of the Peace shall have the like jurisdiction in every case of any debt on a specialty for a sum certain, as in other cases of debt where jurisdiction is given to them by the said recited Chapter.

4 June 25 1864 Cap 36 CAP. VIII. Section 1 repealed
 An Act relating to the issuing of Warrants by Justices of the Peace, and in aid of Police Officers and Constables in the execution of their duties.

Section.

1. Section 5, Chapter 156, Title xl, repealed; Constable may execute Warrant in any part of the Province. Proviso.

Section.

2. Constables, &c. in the execution of their duty may demand assistance of persons at hand; penalty for-refusal.

Passed 11th April, 1864.

BE it enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. That the fifth Section of Chapter one hundred and fifty six, Title xl, of the Revised Statutes, 'Of proceedings before Indictment,' be and the same is hereby repealed; and in lieu thereof, every Warrant shall be issued under the hand of a Justice, and may be directed to any Constable of the County in which such Warrant shall be issued, and shall state briefly the offence, and name or describe the offender; and such Constable may arrest the offender so named or described therein, in any part of this Province; provided that nothing herein contained shall extend or be construed to extend to cancel or annul any Warrant issued before the passing of this Act, under the authority of the Section hereby repealed.

2. The several Police Officers and Constables in this Province, now or hereafter to be elected or appointed, and sworn in their respective Parishes, Districts, or Counties, shall have power and authority, and they are hereby severally authorized when in the due execution of any warrant or other authority, written or verbal, or lawfully appertaining to them by virtue of their office as Police Officers or Constables, and committed with the preservation of the peace, or the punishment or prevention of any felony or misdemeanor, or the taking into