

such order shall suspend the execution of the judgment of the Justices in the mean time.

2. Should the Justices neglect or refuse to return the proceedings to the Judge within twenty days after such order shall have been served upon them, the said Judge, upon affidavit of such service, and on the application of either party, may order that an attachment do issue out of the Supreme Court against the Justices for such neglect.

3. If such attachment shall be executed, the Judge may order the Justices to be discharged upon their making a complete return of the proceedings, and paying the costs of obtaining and executing such attachment.

4. Upon return of the proceedings the said Judge shall examine into and determine the matter agreeably to justice, and in case he shall affirm the decision of the Justices, shall issue his Warrant to the Sheriff of the County in which the premises are situate, to deliver the possession to the landlord, and to levy for the costs, as well of the proceedings before the Justices, as of the review, in the same manner as if the said Justices had issued their Warrant under the said twenty seventh Section.

5. The Judge may award costs of review, to be taxed and recoverable by attachment in the same manner as on review from a Justice's Court under the provisions of Chapter 137 of the Revised Statutes.

6. The twenty eighth Section of the said Chapter 126 is hereby repealed.

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## CAP. XX.

An Act for the preservation of Deer on the Island of Grand Manan.

*Passed 8th June, 1865.*

BE it enacted by the Lieutenant Governor, Legislative Council, and Assembly,—That for and during the period of three years from and after the day of the passing of this Act, it shall not be lawful to kill or destroy any Deer on the Island of Grand Manan, in the County of Charlotte; and if any person shall take away, kill or destroy any such Deer within such period, he shall be liable to a penalty not exceeding twenty dollars, to be recovered with costs under the provisions of the one hundred and thirty eighth Chapter,

Title xxxvii, of the Revised Statutes, 'Of Summary Convictions,' and to be appropriated one half thereof to the prosecutor, and the other half to the Overseers of the Poor of the Parish of Grand Manan, for the use of the Poor of the said Parish; and if such penalty and costs shall not be paid immediately on conviction, the Justice may commit the defendant to the common gaol of the said County, there to remain with or without hard labour for a period not to exceed three months, unless such penalty and costs shall be sooner paid.

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### CAP. XXI.

#### An Act for the protection of Moose.

##### Section.

1. Time during which Moose shall not be killed; penalty.
2. Penalty for killing more than two or leaving carcass to decay.
3. Persons having carcass or hides of any Moose within the time prohibited, to be liable; proviso.
4. Wardens and Deputies, how appointed; their duties.
5. Powers of General Sessions or Municipalities.

##### Section.

6. Penalties, how recovered.
7. Indians, when exempt from penalties.
8. Exportation of hides prohibited; hides when liable to seizure.
9. Wardens authorized to seize hides.
10. If owner of hides seized be not known, hides to be advertised, and if not claimed to be forfeited.
11. Provincial Secretary to lay returns of Wardens before Legislature yearly.

*Passed 8th June, 1865.*

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

1. No person shall hunt, take, kill, wound, or destroy any Moose from the first day of February to the first day of May, in any year, under a penalty of a sum not exceeding forty dollars for each and every offence; and any person may lawfully shoot or otherwise kill any dog found hunting Moose within the time or with the person herein prohibited.

2. No person shall kill more than two Moose during a period of twelve months, under a penalty of twelve dollars for each and every offence; and no person shall kill any Moose except for the purpose of using the flesh for food, or shall leave or abandon to decay the carcass of any Moose killed, under the penalty of twenty dollars for each and every offence.

3. If any person or persons shall have in his or their possession the carcass of a Moose, or any part thereof, or the hide thereof, and killed within the time specified in the first Section, such person or persons shall be deemed to have