

AND be it Enacted by the Authority aforesaid, by and with the Advice and Consent aforesaid, That no Person or Persons whatsoever, against whom any Judgment shall be given in any County Court of this Province, wherein the Debt or Damages, for which such Judgment shall be given, shall have any Appeal or Writ of Error from the said County Courts, or other Inferior Courts of Record, to the Provincial Court, wherein the Debt or Damages recovered do not amount to the Sum of Six Pounds *Sterling*, or Twelve hundred Pounds of Tobacco; and that no Person or Persons whatsoever, against whom any Judgment shall be given in the Provincial Court of this Province, wherein the Debt or Damages recovered do not exceed the Sum of Fifty Pounds *Sterling*, or Ten thousand Pounds of Tobacco, shall be allowed any Appeal or Writ of Error to the Governor and Council of this Province; but the Judgment of the Justices of the same Courts, by whom such Judgment shall be given, as aforesaid, and thereupon entred, shall be definitive for any such Debt or Damages, as aforesaid; Any Law, Usage, or Custom to the contrary notwithstanding.

AND be it further Enacted by the Authority, Advice and Consent aforesaid, That the Method and Rule of the Prosecution of Appeals and Writs of Error shall, for the future, be in Manner and Form as is herein after mentioned and expressed; (that is to say) The Party appealing or suing out such Writ of Error, as aforesaid, shall procure a Transcript of the full Proceedings of the said Court, from whence such Appeal shall be made, or against whose Judgment the Writ of Error shall be brought, as aforesaid, under the Hand of the Clerk of the said Court, and Seal thereof, and shall cause the same to be transmitted to the Court, before whom such Appeal or Writ of Error is or ought to be heard, tried, and determined, as aforesaid; and also in the same Court file in Writing, according to the Rule of the same Court, such Error in the Proceedings, as the Plaintiff in the Writ of Error shall think fit to assign, or such Causes or Reasons as he or they had for making the said Appeal, or suing out such Writ of Error, as aforesaid; upon which Transcript the said Court, to whom such Appeal shall be made, or before whom such Writ of Error shall be brought, as aforesaid, shall proceed to give Judgment.

AND be it further Enacted by the Authority, Advice and Consent aforesaid, That all Appeals made in Manner aforesaid, shall be admitted and allowed by the Superior Courts, to whom such Appeal shall be made, as aforesaid, in Nature of a Writ of Error; and that every Clerk of a Court shall, at the Time of the Sitting of any Court, to which they respectively belong, and when any Appeal shall be demanded, to enter a Memorandum of such Demand, as well in his or their Courts Proceedings, as in the fair Records of the Proceedings of such Court; and that no Clerk of a Court do refuse or delay, upon Request of any Appellant, as aforesaid, to write and make out a Transcript of the whole Proceedings, as aforesaid, under his Hand, and the Seal of the Court, as aforesaid, upon Penalty to pay the respective Damages which such Appellant shall sustain by such Refusal or Delay, as aforesaid, the said Party paying, or securing to be paid, such respective Clerk his just Fees for the same, according to Law.

AND be it further Enacted by the Authority, Advice and Consent aforesaid, That all Appeals or Writs of Error already made and brought, or hereafter to be made or brought before the Governor and Council, shall and may be heard by the said Governor and Council out of the Assembly-time; Any thing in the same, with any other former Law or Practice to the contrary notwithstanding.

AND for that it may so happen, that the Governor of this Province for the time being, may hereafter be concerned in an Appeal made, or Writ of Error brought from the Judgment of the Provincial Court to the Governor and Council aforesaid, or be otherwise indisposed or absent; Be it therefore Enacted by the Authority, Advice and Consent aforesaid, That it shall and may be sufficient in every such Case for the Council only to hear and determine such Matters of Controversie, whereof the First of the Council in Commission, being then present,