

that then every Vestry-Man so refusing; or Neglecting as aforesaid, shall forfeit and pay the Quantity of One Thousand Pounds of Tobacco; and the two Vestry-Men mentioned by the said Act, to be Annually left out, shall, and are hereby directed to be the two eldest Vestry-Men; and which said two Vestry-Men so left out as aforesaid, or either of them, shall not be liable to be chosen, or obliged to serve as a Vestry-Man or Vestry-Men, for the Space of Three Years ensuing the Time of their being left out, as aforesaid. Session
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And it is hereby further Enacted, by the Authority aforesaid, That it shall and may be lawful, to and for the Vestry or Vestries, and they are hereby impowered and directed to proceed to the Choice and Election of some other Person or Persons to be Vestry-Man or Vestry-Men, in the Place or Stead of such Person or Persons so chosen Vestry-Man or Vestry-Men, and refusing or neglecting as aforesaid: And the former Choice of such Person or Persons as Vestry-Man or Vestry-Men refusing or neglecting, shall be void, and of none Effect.

And it is hereby further Enacted, by the Authority aforesaid, That the Minister, Rector, and Incumbent of each Parish, in this Province, shall, for his or their Neglect to meet, and Non-Attendance at the Vestry or Vestries hereafter to be held, in his or their Parish or Parishes, without a reasonable Excuse, be liable to, and incur the same Penalties and Forfeitures as a Vestry-Man or Vestry-Men are liable to, by Virtue of the aforesaid recited Act, for his or their Non-Attendance, or Neglect to meet at his or their Vestry or Vestries; to be recovered in the same Manner as such Penalties and Forfeitures are to be recovered by Virtue of this Act.

And whereas, by the aforesaid recited Act, no Method of Prosecution is directed for the Recovery of the Fines and Penalties by the said Act imposed on a Vestry-Man or Vestry-Men, Church-Warden or Church-Wardens, Register or Registers, and every Person refusing or neglecting to register any Birth, Marriage or Burial, Be it therefore hereby Enacted, by the Authority aforesaid, That the Fines and Penalties, in the aforesaid recited Act, mentioned to be imposed on a Vestry-Man or Vestry-Men, Register or Registers or any Person refusing or neglecting to Register any Birth, Marriage or Burial, shall and may be recovered before any one Justice of the Peace for the said County, where such Offence shall be committed.

And it is hereby further Enacted, by the Authority aforesaid, p. 11 That the Fine or Fines, by this Act imposed on the Vestry-Men so refusing or neglecting as aforesaid, and on the Register as aforesaid, and by the aforesaid recited Act, on the Church Wardens, shall and may be sued for and recovered, by Information, in the Court of the County where such Offence shall be committed; wherein no Essoyn, Protection, or Wager of Law shall be allowed: The same