

also by Warrant under their Hands and Seals cause to be levied by Distress and Sale of the offenders Goods, the said sum of 5 l. upon the confession of the offenders, or upon the Testimony of two Witnesses, before the said Justices, of such offence.

Within the compass of which Words and Statute, seem to be these offenders and offences which follow.

1. To send Rogues by a general Passport, without conveying them from Parish to Parish, is a let to the conveying of Rogues, according to the Statute; and so a forfeit of 5 l. upon them that shall so send them, and they are to be bound to their Good Behaviour.

2. Note, that all Rogues are to be conveyed to the place of Birth, &c. by the Constables of every Parish (sc. from Constable to Constable, the next straight way.) And therefore, if the Officer (sc. the Constable) of any Parish will not receive a Rogue, to convey him to the place where he was born or dwelt; this is a forfeiture of 5 l. in such Officer that shall not receive the party, to convey him or her, and he is to be bound, as aforesaid, to his Good Behavior.

3. So it seemeth, if the Constable, or other person, which shall convey a Rogue towards his place of Birth, &c. if he shall not deliver him to the Constable of the next Parish.

4. If any be sent to a Town whereto he ought to be sent, and is refused, being a sturdy or impotent Rogue, the persons so refusing, shall forfeit 5 l. and may be bound to the Good Behavior.

Note, that he which is to be sent, is to be delivered or offered to the Church-wardens and Overseers, and if they shall refuse him, they shall forfeit 5 l. as aforesaid.

All any two Justices of Peace (by Warrant under their Hands and Seals) may cause to be levied by Distress and Sale of the offenders Goods, all Fines and Forfeitures appointed, or to grow by this Act of 39 El. 4. or by the Statute of 1 Jac. cap. 7. by conviction of any person, for any offence hereunder mentioned: (but such conviction must be, either by confession of the offender; or by the Testimony of two sufficient Witnesses before the said Justices) as namely;

1. The Minister which shall not keep a Register Book, and therein enter the substance of every Testimonial made for the conveying of Rogues (punished in his Parish) shall forfeit for every default five shillings.

2. The Constable which shall not do his best endeavour, for the apprehending, punishing, and conveying of all Rogues which shall be found in their Parish, shall forfeit for every such default ten shillings.

3. The Constable which shall not cause to be punished, and to be conveyed (according to the Statute of 39 El. 4.) all such Rogues as shall be brought or sent to him by any of his Neighbors, shall forfeit for every such default 20 s.

Note, that the Constable is to execute the said punishment of whipping of Rogues, either himself, or by some other by his procurement. See to the like purpose in the title *Trespass*.

4. Every person shall apprehend, or cause to be apprehended, such Rogues, as he shall see or know to resort to his house to beg, or receive any Alms, and him or them shall carry, or cause to be carried to the next Constable, or else shall forfeit for every such default 10 s.

Master Perkins in his Exposition of the Eighth Commandment, *Thou shalt not steal*, saith, *That he breaks that Commandment, which being lusty, lives by begging.* And so of him that shall relieve, feed, or cloath stout and lusty Rogues and Beggars. Perkins, p. 91 & 749.

5 Every

§. 16.
The Forfeitures.