

C H A P. XCVIII.

Swearing.

§. 1. **I**F any person or persons shall prophanely swear or curse in the hearing of any Justice of Peace in the County, (Mayor, Bailiff or Head-officer of any City or Town-corporate) where such offence shall be committed; or shall be thereof convicted by the Oaths of two Witnesses, or by Confession of the party before any such Justice of Peace or Head-officer, &c. Every such offender shall for every time so offending forfeit and pay to the use of the Poor of that Parish where the offence shall be committed, the sum of 12 d. 21 Jac. c. 20. & 3 Car. 4.

Penalty.

21 Jac. c. 20.
3 Car. 4.
17 Car. 1.
c. 4.

Every Justice of Peace, and every such Head-officer, may minister the said Oath to every Witness. 21 Jac. c. 20.

§. 2.
How to be
levied.

Every Justice of Peace, and every such Head officer may make their Warrant to the Constables, Churchwardens and Overseers of the Poor of that Parish where the said offence shall be committed; and the said Constable, Churchwardens and Overseers of the Poor, by virtue of that Warrant, may levy the same sum and sums of Money by Distress and Sale of the offenders Goods, rendring to the party the over-plus. *Ibid.*

In defect of such Distress, the offender (if he or she be above the age of twelve years) shall by Warrant from such Justices of Peace or Head-officer be set in the Stocks by three whole hours. But if the offender be under the age of twelve years) and shall not forthwith pay the said sum of 12 d. that he or she by Warrant of such Justice of Peace or Head-officer shall be whipped by the Constable, or by the Parent or Master in the presence of the Constable. *Ibid.*

But every offence against this Law shall be complained of and proved as aforesaid within twenty days after the offence committed. *Ibid.*

Vide tit. Oaths.

Tanner vide Leather.

C H A P. XCIX.

Tobacco.

§. 1.
Penalty of
Planting.

NO person may set, plant, improve to grow, make or cure any Tobacco in Seed, Plant, or otherwise, upon any ground in England, Wales, Isles of Guernsey, Jersey, Berwick, or Ireland, upon pain of forfeiture of 40 s. for every Pole or Rod of Ground planted, set or sown; and so proportionably for any greater quantity: One moiety to the King, and the other moiety to him who will sue for the same in any Court of Record.

12 Car. 2.
c. 33.

And by the Statute of 15 Car. 2. cap. 7. the penalty of 10 l. for every Pole or Rod of Ground is given, above the 40 s. by the said Act of 12 Car. 2. cap. 34. And one third part thereof given to the King, another third part to the Poor of the Parish, and the other third part to the Informer.

§. 2.
Who may
destroy it.

And all Sheriffs, Justices of the Peace, Mayors, Bailiffs, Constables, and every of them, upon information or complaint made to them or any of them, of any such Tobacco sown or planted within their Precincts, shall within ten days after such complaint cause the same to be destroyed. And any person resisting or opposing the Execution of the said Act to forfeit five pounds for every offence, to be recovered as aforesaid, and by Distress and Sale of the offenders Goods; and for want of Distress the offender