

shall be committed to jail until discharged by due course of law. Nothing herein contained shall prevent the Mayor and Council from providing in any or all of the ordinances or by-laws passed by them that violations of said ordinance or ordinances, by-law or by-laws, shall not be criminal offense, or that the fine or penalty imposed for violation thereof shall be enforced by civil action only; provided, such intention is clearly expressed. Any violation of any provision under and belonging to the sub-title of Pocomoke, as sub-title to Article 24 of the Code of Public Local Laws of Maryland, title "Worcester County", including all violations of any of the provisions of this Act or Charter and also all violations of any ordinance passed or to be passed by the Mayor and Council of Pocomoke City, except such ordinances as shall by their terms be enforceable by civil action only, shall be misdemeanors, and all such misdemeanors shall be indictable or they may be tried before any justice of the peace for Worcester County; provided, that any defendant or defendants in such cases shall, before the trial, be notified of his right to a jury trial, and in any such case the State of Maryland shall be the plaintiff, and the State's Attorney for said county and the defendant or defendants therein shall respectively possess the right to have the case removed to the Circuit Court for said county where they can have a jury trial and the justice of the peace or the Circuit Court may in all cases amend the warrant so that the offense intended to be charged may be duly set forth; provided further, that if the defendant be found guilty and adjudged to pay a fine or to be imprisoned he may appeal to the Circuit Court for Worcester County, on recognizance at any time within ten days from the trial, and the State may also appeal in any case upon order of the State's Attorney. And said justice of the peace shall have power to issue all process necessary to exercise such jurisdiction, and where jury trial is waived they may try and determine all such cases and pronounce judgment and sentence therein, and they shall have power to approve the sureties of any recognizance entered into upon appeal from their decision.

SEC. 2. *And be it further enacted*, That this Act shall take effect June 1, 1943.

Approved April 30, 1943.

CHAPTER 316.

(House Bill 51)

AN ACT to repeal and re-enact, with amendments, Section 148 of Article 48A of Flack's Annotated Code of Maryland