

And especially ap-  
point Constables.

who may not re-  
fuse on pain of  
Fine.  
Swearing Young-  
sters,

To pay,  
or be whipt.

Magistrates swea-  
ring themselves or  
omitting to pu-  
nish it.  
Forfeit double.

and his Conviction  
to be certified to  
Court.

Offenders that a-  
buse or revile the  
Magistrates are  
breakers of the  
Peace and shall be  
bound over.

In Case they Af-  
fault, shall be in-  
dicted, and if sued  
shall pay treble  
Damages.

Persons sued for  
Executing this Act  
may plead the  
General Issue.

Process or Authority. And in Case such Punishment shall be awarded by any the Persons aforesaid, except the Sheriff or Constable aforesaid, it shall and may be lawful for such Person to appoint any proper Person (who shall not be in Authority, or have any just exemption) as, a Constable on such special Occasion, to execute such Punishment on the Offender, in Case the Sheriff of the County, or Constable of the Hundred be absent from the Place where such Punishment shall be awarded; and that the Person so especially to be appointed or Commanded to execute such Punishment, that shall refuse or delay to execute the same, shall forfeit to his Majesty, his Heirs and Successors, the sum of *Ten Shillings* currant Money, to the Use aforesaid, to be levied as the Justices of the County-Court where such Contempt shall happen shall order and direct; but in Case the Offence of *Prophane Cursing or Swearing* shall be Committed by any Person or Persons under the Age of Sixteen Years, whereof they shall be convict, as aforesaid, who shall not forthwith pay the Forfeitures aforesaid, then he, she or they shall, by Warrant from any the persons aforesaid, if such Offence be committed in their Presence, or from any Justice of Peace, or other Magistrate, if the Conviction be by Oath or Confession before them, to be Whipped by the Constable, or other Person especially to be appointed, as aforesaid, or by the Parent, Guardian or Master of such Offender in the presence of such Magistrate, Constable, or other Person, as aforesaid, provided such Whipping exceed not what is above directed for any one Offence, or at any one Time of Punishment.

*And be it further Enacted,* That if any the Officers or Persons aforesaid appointed, as aforesaid, to Act Judicially in the putting this Act in Execution, shall wilfully and wittingly omit the performance of what is required of them by this Act, or shall be Guilty of the like Offences of *Cursing or Swearing* themselves, in the Presence of any other Officer, or shall be thereof convict upon Oath made, or Confession, as aforesaid, shall forfeit the Sum of *Ten Shillings* for every such Offence or Omission; and the Magistrate before whom such Offence or Conviction shall happen, shall certify the same under his Hand and Seal to the Justices of the County-Court of the County where such Offence or Omission shall be committed or made, who are hereby required to award Execution thereupon, by *Levari Facias* against the Body, Goods or Chattles of such Offender to be applyed to the uses aforesaid.

*And be it further Enacted,* That in Case any the Offenders aforesaid shall use any Abusive Reviling or Threatning Speeches against any the Persons that shall put the same in Execution against them, upon their doing thereof, such Speeches shall be deemed a Breach of good Behaviour, for the sure keeping whereof, for the space of three Months then next following, in General, and especially to such Officer as shall convict them, they shall be bound with two sufficient Sureties in *Five Pounds* Penalty at the least, or be committed for want thereof. And in Case any Assault or Battery shall be made by such Offender against such Officer, as aforesaid, upon the putting this Act in Execution, as aforesaid, that then such Offender shall be Indicted for the same. And in Case the Party Grieved shall sue such Offender, for such Assault and Battery, he shall recover Treble Damages, and such Offender shall be bound over, as aforesaid.

And in Case any Suit or Action shall be Commenced or brought against any the Persons whatsoever, for doing or causing to be done any thing in pursuance of this Act, concerning the said Offences, the Defendant in such Action may plead the General Issue, and give the special Matter

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