

A N D 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 Officers, 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 Certifie 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 *Levare facias* against the Body, Goods, or Chattels of such Offender, to be applied to the Uses aforesaid.

A N D be it further Enacted, That in case any of the Offenders aforesaid shall use any abusive, reviling, or threatening Speeches against any the Persons that shall put the same in Execution against them, upon doing thereof, such Speeches shall be deem'd 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 in Evidence; and if upon such Action Verdict be given for the Defendant, or the Plaintiff become Nonsuit, or discontinue his Action, then the Defendant shall have Treble Costs.

P R O V I D E D always, and it is hereby Enacted, That no Person shall be prosecuted or troubled for any the Offences of Cursing or Swearing aforesaid, unless the same be proved or prosecuted within Ten Days next after such Offence committed.

A N D whereas the loathsome and odious Sin of Drunkenness is of too common Use within this Province, being the Root and Foundation of many other Enormous Sins, to the great Dishonour of God and the Country, the Impoverishing of many good Subjects, and abusively wasting the good Creatures of God; Be it Enacted, That all and every Person or Persons who, after Three Months next following the End of this present Session of Assembly, shall be Drunk, and of the same Offence of Drunkenness shall be convict, shall forfeit and pay the Sum of Five Shillings Current Money for every such Offence, or on neglecting to make immediate Payment thereof by Money, or Goods to the Value, shall be set in the Stocks, there to remain for the Space of Two Hours in lieu thereof; and that the several Magistrates, and others aforementioned to put this Act in Execution against such as shall be accused or convict of Profane Cursing or Swearing, shall proceed in the same Manner, against such as shall be accused or convict of Drunkenness, as they are herein before directed to proceed against those that are accused or convict of Profane Cursing or Swearing; and shall in all things relating to the Punishment of Drunkenness have the same Powers, Authorities, and Advantages, as are to them herein before given against Profane Curfers or Swearers, and shall be liable to the same Forfeitures, and to the same manner of Conviction, in case of Drunkenness in themselves, or omitting to punish it in others, as herein before directed in case of Cursing or Swearing;