

“ before whom such Action was first brought, and from whose Judgment
 “ such Appeal shall be made, or thereon a Writ of Error brought as afore-
 “ said; as also all Costs and Damages, that shall be awarded by the Court,
 “ before whom such Appeal or Writ of Error shall be heard, tried and de-
 “ termined as aforesaid, then the said Bond to be and remain in full Force
 “ and Virtue, otherwise of no Effect.”

No Person or Persons shall have an Appeal or Writ of Error from the County Court, to the Provincial Court, where the Debt and Damages recovered do not amount to Six Pound Sterling, or One Thousand Two Hundred Pounds of Tobacco; nor from the Provincial Court, if the Debt or Damages recovered do not exceed the Sum of Fifty Pounds Sterling, or Ten Thousand Pounds of Tobacco; but the Judgments of the said respective Courts, not exceeding the said respective Sums, shall be definitive.

THE Method and Rule of prosecuting of Appeals and Writs of Error, shall be in Manner and Form as after mentioned, viz. The Party appealing or suing out such Writ of Error as aforesaid, shall procure a full Transcript of the Proceedings of the said Court, from whence such Appeals shall be brought, under the Hand of the Clerk of Court, and transmit the same to the Court, where it is to be heard, tried and determined; as also in the same Court, file in writing, according to the Rule of the same Court, such Error in the Proceedings, as he shall think fit in the Writ of Error to assign, or such Causes or Reasons as he had for making the said Appeal, or suing out such Writ of Error, upon which Transcript, the said Court, before whom such Writ of Error shall be brought as aforesaid, shall proceed to give Judgment.

ALL Appeals made as above directed, shall be admitted and allowed by the Superior Courts, in the Nature of a Writ of Error; every County Clerk shall enter in the Court Proceedings, every Appeal that shall be demanded, and the Proceedings of the Court thereon, and shall not refuse to give a Transcript thereof, under his Hand and Seal of the County, when required, under the Penalty of paying the Party the Damages thereby sustained by him; the said Party always paying or securing to the Clerk his just Fees.

THE Governor and Council may (out of Assembly time) hear and determine all Appeals or Writs of Error brought before them.

IT shall and may be sufficient for the Council only, wherein the first Counsellor to preside, to hear and determine any Appeals or Writs of Error brought, wherein the Governor may happen to be concerned, and their Judgment thereupon shall be definitive.

Passed July }
 10th, 1729. } Supplementary ACT to the above Act.

IF the first in Commission in the Council, (who by the above Act is to preside in the Hearing and Determining any Appeal or Writ of Error, wherein the Governor is concerned) thro' Sicknes or other Means, cannot attend the Court of Appeals, the Senior Counsellor then present shall preside.