

sons, as did procure the said judgment so reversed to be given against them, or any of them, by action or actions upon his, her or their case or cases, according to the common course of the laws of this province.

C H A P. XVI.

Penalty on persons guilty of perjury, &c.

IV. AND BE IT FURTHER ENACTED, by the authority aforesaid, That if any person or persons, after the publication hereof, either by subornation, unlawful procurement, sinister persuasion, or means of any other, or by their own act, consent or agreement, wilfully and corruptly, commit any manner of wilful perjury, by their deposition in any court of record in this province, as aforesaid, or being examined in perpetuam rei memoriam; that then every person and persons so offending, and being thereof duly convicted or attainted by the laws of this province, shall, for his or their said offence, lose and forfeit twenty pounds sterling, and suffer imprisonment the space of six months, without bail or mainprize; and the oath of such person or persons so offending, from thenceforth not to be received within any court of record within this province, until such time as the judgment given against the said person or persons shall be reversed, by attain, or otherwise, as aforesaid; and that, upon every such reversal, the parties grieved to recover their damages as aforesaid. And if it happen that the said offender or offenders, so offending, shall not have goods and chattels to the value of twenty pounds, that then he, she or they, be set on the pillory next adjoining to the place where he, she or they shall be convicted, as aforesaid, and to have both ears nailed, and be from thenceforth to be discredited and disabled for ever to be sworn in any of the courts of record aforesaid, until such time the said judgment be reversed; upon which he, she or they, shall recover his, her or their damages, in manner and form as is before mentioned; the one moiety of all the said fines and forfeitures, to be to our sovereign lord and lady, the king and queen, for the support of government; and the other moiety to such person or persons as shall be grieved, hindered or molested by reason of any the offence or offences before mentioned, that will sue for the same, by action of debt, bill, plaint or information, or otherwise, in any court of record within this province, wherein no essoin, protection, or wager of law, shall be allowed.

V. AND BE IT FURTHER ENACTED, by the authority aforesaid, That if any person or persons, upon whom any process out of any the courts of record within this province shall be served, to testify or depose concerning any cause or matter depending in any of the same courts, relating to the premises, and having tendered unto him or them, according to their state or calling, such reasonable sums of money or tobacco, for his or their costs and charges, as having regard to the distance of the place, in that behalf is necessary to be allowed, do not appear, according to the tenor of the said process, having not a lawful reasonable let or impediment to the contrary, that then the party or parties, so making default, shall forfeit and lose, for every such offence, ten pounds sterling, and to yield to the party grieved such further recompence as by the discretion of the judge of that court out of which the said process shall be awarded, according to the loss and hinderance that the party which procured the said process shall sustain by the reason of the non-appearance of the said witness or witnesses; the said several sums to be recovered by the party so grieved against the offender or offenders, by action of debt, bill, plaint or information, in any of their majesties courts of record in this province, wherein no essoin, protection or wager of law to be allowed.

And on witnesses for not attending, &c.

C H A P. XVII.

An ACT for the fourteen pence tonnage. Lib. LL. fol. 60. and Lib. WH and L. fol. 67. Dissent.

Passed 9th of June, 1692.

C H A P. XVIII.

An ACT ascertaining the expences of the commissioners of the provincial and county courts. Lib. LL. fol. 60. and Lib. WH and L. fol. 120. Repealed 1694, ch. 7.

C H A P. XIX.

An ACT for taking away all errors in proceedings at law and equity, and in the court for probat of wills, occasioned by the late revolution. Lib. LL. fol. 64. Lib. WH and L. fol. 79. and Lib. LL. No. 2. fol. 12.

C H A P. XX.

An ACT for settling naval officers fees within this province. Lib. LL. fol. 66. and Lib. WH and L. fol. 66.

C H A P. XXI.

An ACT enabling one burges of each county to lay the public levy of this province for this present year. Lib. LL. fol. 69.