

19<sup>1</sup> other person especially to be appointed as aforesaid 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 willfully and knowingly 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 convicted 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 Justice 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 *Leviam*  
facias against the body goods or Chattels of such offender to be  
applied to the use aforesaid. And be it further enacted that in  
case any 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 their doing thereof such speeches shall be deemed  
a breach of good behaviour for the future keeping whereof for the space  
of three months then next following in Generals and especially to the  
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 aforesaid upon the putting this act in execu-  
tion aforesaid that then such offender shall be indicted for the same and in  
case the party grieved shall sue such offender for such assault &  
battery he shall recover treble Damages and such offender shall  
be bound over as aforesaid and in case any Suit or action shall be com-  
menced or brought against any the persons whatsoever for doing  
or causing to be done any thing in pursuance of this act concern-  
ing the said offences the Defendant in such Action may plead the  
Generall Issue and give the Speciall matter in Evidence and if upon  
such action verdict be given for the Defendant or the Plaintiff  
become Nonfuit or Discontinue his action then the Defendant  
shall <sup>have</sup> treble Costs Provided always and it is hereby enacted  
(that)