

from its birth until it attain the age of seven years ; the defendant shall be entitled to a copy of the order of affiliation on payment of the usual fees to the Clerk.

11. If the defendant pay into Court the sums mentioned in said order of affiliation, he shall then enter into Recognizance (H), with sufficient sureties, for the future support of the child ; failing so to do, he shall be committed to gaol until he comply with the order of the Court, or be otherwise discharged ; and the Clerk of the Court shall make out and deliver to the Sheriff or his deputy, or in case of the absence of both, to any Constable of the Court, the Commitment (I), which shall charge the Sheriff with the custody of the defendant.

12. If at any time afterwards, being committed to gaol, the defendant shall pay to the Clerk of the Peace the sums directed by said order of affiliation to be paid, and shall enter into the like recognizance required by such order, with proper sureties, before any Justice of the Peace for the said County, or if he shall produce to any such Justice a certificate from the Clerk of the Peace, that he has paid in the whole the full sum of one hundred dollars, with the costs of apprehension and conviction directed to be paid in and by the said order, such Justice of the Peace shall forthwith order such defendant to be discharged.

13. If any defendant, having entered into the recognizance directed by the order of affiliation, either before the Court or a Justice of the Peace, shall pay to the Overseers of the Poor chargeable with the support of the child, the full sum of one hundred dollars, such payment shall be a full release in the law of such defendant of and from the order of affiliation and of any recognizance entered into in that case, and the recognizance shall be cancelled.

14. If any defendant being committed shall at any Term of the said County Court, due notice having been first given to the Clerk of the Peace, satisfy the Judge that from poverty, or other good cause, he is wholly unable to comply with such order of affiliation, he may be forthwith discharged.

15. Any person committed on a charge of bastardy for want of sureties, or otherwise, before trial, may on giving the Recognizance (C) or (D), with the proper sureties, or on paying the sum of one hundred dollars, and costs of apprehension and commitment, to the Clerk of the Peace, be discharged by order of any Justice of the Peace for the County.

16. For the purposes of the twelfth and fifteenth Sections of this Act, any such Justice of the Peace may order the person committed to be brought before him, and the Judge of the County Court may order such person to be brought before him when necessary for the purposes of this Act, and the Sheriff shall obey any order so given.

17. Every recognizance taken under this Act shall be transmitted to the Clerk of the Peace, and no such recognizance shall exceed the penal sum of two hundred and fifty dollars.

18. When any bond or recognizance taken under this Act shall become forfeited, and the damages actually due thereon do not exceed twenty dollars, the same may be recovered with costs before any Justice in the same manner as in ordinary cases of debt ; when such damages exceed twenty dollars the Clerk of the Peace, at the instance of the said Overseers of the Poor, shall issue a *scire facias* (K) for the recovery of the same, to be returnable at the next Term of the County Court, and served at least fourteen days prior to

the return thereof, and the same may be served in any County in the Province.

19. Upon the return of the *scire facias* it shall be entered with the Clerk of the Court for trial, and the Judge may proceed, whether the defendants appear or not, in a summary manner, to determine the amount (if any) due and payable ; judgment against the defendants shall be entered up in the Form (L), and Execution (M) may forthwith issue, which may be directed to any Sheriff, and executed in any County in the Province ; judgment once entered shall stand as security against the defendants for any further damages (not to exceed two hundred and fifty dollars in all) accruing on the same recognizance, and the Court, on proof of due notice having been given to the defendants, or any two of them, may proceed, unless a trial be demanded by the defendants or any one of them, to assess the amount due on affidavit of the said Overseers, or others, with costs, and order Execution (M) as above authorized.

20. The Sheriff shall execute such *scire facias* or execution according to the exigencies thereof, and be entitled to the same fees as in like cases, including poundage, in case of a levy under execution ; and if any of the fees allowed by this Act cannot be recovered from the defendants, they shall be paid by the said Overseers.

21. All moneys received by the Clerk of the Peace under this Act, shall be paid by him to the Overseers of the Poor for the Parish chargeable with the support of the child, first deducting all legal fees and costs, and such fees and costs shall be paid to the several officers entitled thereto.

22. The Judge of the County Court may in his discretion make such orders and give such relief on any such judgment and on such conditions, as he may think proper.

23. The fees allowed under this Act shall be as in Schedule (N), and the Judge may from time to time make such orders and rules for the mode of proceeding, and such alterations in the forms, and allow such amendments, as he may find necessary.

24. A copy of any proceedings under this Act, certified by the Clerk of the Peace or the Clerk of the County Court, as occasion may require, shall be evidence of such proceedings in all Courts.

25. All recognizances heretofore taken for the appearance of any person charged as aforesaid, at any Court of General Sessions of the Peace, shall be and remain valid and in force unless the person or persons so bound thereby shall appear at the time therein mentioned and enter into new recognizance, which the said Sessions are hereby authorized to take with satisfactory sureties, to appear at the next Sittings of the County Court in and for the County, and not depart the same without leave thereof ; and all orders, bonds, recognizances, and other acts made, taken or due at any time heretofore by the said Sessions, or any Justice of the Peace, under any of the Laws hereby repealed, shall be valid and in force to all intents and purposes as if this Act had not been passed, and shall and may be put in force, proceeded on and prosecuted by and in the said County Court, as if made, taken or done under and by virtue of this Act.

26. In any Parish or City for or in which an Alms House or Poor House is established, the Commissioners thereof in all respects shall be deemed the Overseers of the Poor for such Parish or City for all the purposes of this Act.

27. Provided nevertheless, that no Judge of any County