

person in any street, public road or highway, or in the view thereof, or in any place of public resort,— every person endeavouring to procure charitable contributions under any false or fraudulent pretence,— every person playing or betting in any street, stelling or wharf, road, highway, or other open and public place, at or with any table or instrument of gaming, at any game or pretended game of chance,— every person having in his or her custody or possession any picklock, key, crow, jack, bit or other implement, with intent feloniously to break into any dwelling house, warehouse, store, shop, coach-house, stable or outbuilding, or being armed with any gun, pistol, hanger, cutlass, bludgeon, or other offensive weapon, or having upon him or her any instrument with intent to commit any felonious act,—and every person apprehended as an idle and disorderly person, and violently resisting any constable or other peace officer so apprehending him or her,— shall be deemed a rogue and vagabond within the true intent and meaning of this Order: and it shall be lawful for any stipendiary justice of the peace to commit such offender, being thereof convicted before him, on his own view, or by the confession of such offender, or by the evidence on oath of one or more credible witness or witnesses, to any lawful place of imprisonment, there, or on the public streets or highways, to be kept to hard labour for any time not exceeding twenty-eight days; and every such picklock, key, crow, jack, bit, and other implement, and every such gun, pistol, hanger, cutlass, bludgeon, or other offensive weapon; and every such instrument as aforesaid, shall, by the conviction of the offender, become forfeited to Her Majesty for the use of the colony.

III. And it is hereby further ordered, that every person breaking or escaping out of any place of legal confinement, before the expiration of the term for which he or she shall have been committed or ordered to be confined, by virtue of this Order,— and every person committing any offence against this Order, which shall subject him or her to be dealt with as a rogue and vagabond, such person having been at some former time adjudged so to be and duly convicted thereof,— and every person apprehended as a rogue and vagabond, and violently resisting any constable or other peace officer so apprehending him or her, shall be deemed an incorrigible rogue within the true intent and meaning of this Order. And it shall be lawful for any stipendiary justice of the

confinement, there to remain until the next session of the superior court of criminal justice, then and there to be dealt with as hereinafter directed.

IV. And it is hereby further ordered, that it shall be lawful for any police officer or constable whatsoever to apprehend any person who shall be found offending against this Order, and forthwith to take and convey him or her before some stipendiary justice of the peace, to be dealt with in such manner as herein before directed.

V. And it is hereby further ordered, that it shall be lawful for any stipendiary justice of the peace, upon oath being made before him, that any person hath committed, or is suspected to have committed, any offence against this Order, to issue his warrant to apprehend and bring before him, or some other stipendiary justice of the peace, the person so charged; to be dealt with as is directed by this Order.

VI. And it is hereby further ordered, that when any such idle and disorderly person, rogue, and vagabond shall give notice of his or her intention to appeal against the conviction of him or her, and shall enter into recognizance as hereinafter directed to prosecute such appeal, such stipendiary justice shall require the person by whom such offender shall be apprehended, and the person or persons whose evidence shall appear to him to prove the offence and to support such conviction, to become bound in recognizance to Her Majesty, Her heirs and successors, to appear at the next session of the superior court of criminal justice, to give evidence against such offender touching such offence; and the superior court of criminal justice is hereby authorised and empowered, at the request of any person who shall have become bound in any such recognizance, to order the colonial receivers to pay unto such prosecutor, and unto the witness or witnesses on his or her behalf, such sum or sums of money as to the court may seem reasonable and sufficient to reimburse such prosecutor and such witness or witnesses respectively for the expences he, she, or they shall have severally been put to, and for his, her, or their trouble and loss of time in and about such prosecution:— which order the clerk of the court is hereby directed and required forthwith to make out and deliver to such prosecutor, or unto such witness or witnesses; and the said colonial receivers are hereby authorised and required, upon sight of such order, forthwith to pay unto such prosecutor, or other person or persons authorised to receive the same, such