

mises, and having a reasonable sum of Money or Tobacco tender'd for his charges, shall not appear, having no reasonable let or impediment, such Party making default, shall forfeit for every such Offence 10 l. Sterl. and yield to the Party grieved such further Recompence as the Court out of which the Procefs came shall award. The said several sums to be recovered by the Party grieved by Action, of Debt, &c. in any Court of Record, wherein do Essoin, &c.

## Pirates.

I. *An. 11. W. 3. 1699. p. 102.* It shall be Felony for any Person inhabiting or belonging to this Province, to commit an Act of Hostility, by Commission from any Foreign Prince, State or Potentate, against any other Foreign Prince, State or Potentate in Amity with his Majesty, and every such Offender being thereof legally convicted in the Provincial Court, shall suffer Death without Benefit of the Clergy. This Act not to extend to such as have been in Foreign Service, and left the same before the 10th of *May* last, and given security for their future good Behaviour.

II. All Treasons, Felonies, Pyracies, Robberies, Murthers or Confederacies committed at Sea, or in any River, Haven, Creek or Bay, shall be inquired of, tryed or adjudged in this Province, in such like form as if the Offence had been committed on the Land. And to that end, Commissions shall issue under the Great Seal of this Province, directed to the Judge of the Admiralty, and such other Persons as shall be thought meet, which said Commissioners shall have Power to proceed as the Commissioners appointed by virtue of the Stat. 28 *H. 8. ch. 15.* are empower'd to do within the Kingdom of *England.*

III. Every Person who shall knowingly Entertain, Conceal, Trade or Correspond with any Person that shall be adjudged to be a Privateer or Pirate, or other Offender within this Act, and shall not endeavour to apprehend such Offender, shall be lyable to be prosecuted as Accessary and Confederate.

IV. All Commission Officers in their several Precincts are impower'd and requir'd upon notice given, to raise and levy such number of armed Men, as shall be thought