

accused, but that such Fact was committed by the Direction, ^{Baskett} Order, or Approbation of the Master, Mistress, Dame, or Overseer of such Servant, or Slave; that then such Master, Mistress, Dame, or Overseer, shall, upon Conviction of such Directions, Order, or Approbation, as aforesaid, in Manner above prescribed, be liable to the same Forfeitures, as if such Fact had been personally committed by the Person so Directing, Ordering, or Approving the same: But if such Fact shall appear to such Justice or Justices, as aforesaid, to have been voluntarily committed by such Servant, or Slave, without any such Directions, Order, or Approbation, as aforesaid, that then such Servant, or Slave, being convict thereof in Manner aforesaid, shall, in Default of the Payment of the Fine or Fines, as above by this Act imposed, forthwith suffer Corporal Punishment, by being whipt with so many Stripes on his or their bare Back, as to the Justice or Justices, before whom such Conviction shall happen, shall seem meet, not exceeding Thirty nine.

Provided nevertheless, That this Act, or any thing therein contained, shall not extend, or be construed to extend, to hinder or debar any Persons whatsoever, from Striking Whales, Sharks, Porpoises, Sturgeon, Stingraes, Skates, or Garfish, in the Day-time, within the Precincts aforesaid, nor any other sort of Fish, at any Time, upon the Sea-side.

Pass'd November 15th 1712.