

ing the law relating to fish in the inland waters and the boundary lakes and boundary rivers of the Commonwealth," is hereby amended to read as follows:

Section 272. Payment of Costs in Certain Cases.—In case any fish warden, or any other officer hereinbefore named, fails to prove his case and the defendant is discharged, or in case the defendant is convicted and sent to jail in lieu of the payment of fine, the [county in which the case is heard] *Pennsylvania Fish Commission* shall pay the costs.

APPROVED—The 3rd day of June, A. D. 1953.

JOHN S. FINE

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No. 44

AN ACT

To amend section 1217 of the act, approved the third day of June, one thousand nine hundred thirty-seven (Pamphlet Laws 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," by requiring the Pennsylvania Game Commission to pay certain unrecovered costs of suit.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

"The Game Law."

Section 1. Section 1217 of the act, approved the third day of June, one thousand nine hundred thirty-seven (Pamphlet Laws 1225), entitled "An act concerning game and other wild birds and wild animals; and amending, revising, consolidating, and changing the law relating thereto," is hereby amended to read as follows:

Section 1217, act of June 3, 1937, P. L. 1225, amended.

Section 1217. Liability for Costs Not Paid by Defendant.—Whenever any officer whose duty it is to enforce the laws of this State protecting game, furbearing animals, and protected birds shall, in good faith, bring suit for any violation of such laws, and, for any legal cause, shall fail to recover the costs of record to which he is legally entitled, such costs shall [be a charge upon the proper county and shall be audited and paid as are costs of like character in said county] *be paid by the Pennsylvania Game Commission.*

APPROVED—The 3rd day of June, A. D. 1953.

JOHN S. FINE