

Third,—Who shall harbour or conceal any youthful offender who has escaped from a reformatory school—

shall, on summary conviction thereof before a stipendiary justice of the peace, be liable to be fined a sum not exceeding thirty pounds sterling, or to be imprisoned with or without hard labour for any period not exceeding three months.

Passed in Council this twenty-third day of December, in the year of our Lord one thousand eight hundred and seventy-three.

A. C. ROSS,
Clerk of Council.

No. 1.—1874.

2nd February.

AN ORDINANCE for amending the Ordinance entitled “An Ordinance for assimilating the Laws against Offences relating to the Coin to the Laws of England.”

(L. S.) J. R. LONGDEN, *Governor.*

12th February, 1874.

WHEREAS an Ordinance No. 14 for 1842, entitled Preamble.
“An Ordinance for assimilating the Laws Cites
against Offences relating to the Coin to the Laws of Ordinance
England” was passed in Council on the thirty-first day No. 14 of
of December in the year of our Lord one thousand eight 1842.
hundred and forty-two: And whereas it is expedient to amend the said Ordinance; Be it enacted by his Excellency the Governor, with the advice and consent of the Legislative Council, as follows:—

Title.

Short title. 1. This Ordinance may be cited for all purposes as "The Coin Ordinance, 1874."

Interpretation.

Interpretation clause.

2. This Ordinance shall be read and construed as one with the said Ordinance No. 14 for 1842 and entitled "An Ordinance for assimilating the Laws against Offences relating to the Coin to the Laws of England" herein referred to as "The Principal Ordinance 1842," except so far as relates to the clause of the last mentioned Ordinance which is hereby repealed.

The expression "copper coin," whenever the same occurs in "The Principal Ordinance 1842," and in this Ordinance includes any coin of bronze or mixed metal.

Repeals clause 4 of Ordinance 14 of 1842.

3. The fourth clause of "The Principal Ordinance, 1842" is hereby repealed, except as to all offences committed against the said clause before the repeal thereof, all which offences shall be enquired into and determined, and all offenders against the said clause shall be punished in the same manner, as if the said clause had not been repealed.

Penalty for washing, casing over, &c., any current gold or silver coin.

4. Whosoever shall by any means whatsoever wash, case over or colour any coin whatsoever resembling or apparently intended to resemble or pass for any of the Queen's current gold or silver coin, or shall by any means whatsoever wash, case over or colour any piece of silver or copper or of coarse gold or coarse silver, or of any metal or mixture of metals respectively being of a fit size and figure to be coined and with intent that the same shall be coined into false and counterfeit coin resembling or apparently intended to resemble or pass for any of the Queen's current gold or silver coin, or shall by any means whatsoever wash, case over or colour any of the Queen's current silver coin with intent to make the same resemble or pass for any of the Queen's current gold coin or shall by any means whatsoever wash, case over or colour any of the Queen's current copper coin, with intent to make the same resemble or pass for any of the Queen's current gold or silver coin shall be guilty of felony, and being convicted thereof shall be imprisoned for any term not exceeding four years with or without hard labour.

5. Whosoever shall impair, diminish, or lighten any of the Queen's current gold, silver, or copper coin, or the gold, silver or copper coin of any foreign prince, State, or country, whether ordered or permitted to be current in this Colony or not, with intent that the coin so impaired, diminished or lightened may pass for the Queen's current gold, silver, or copper coin, or any such coin of any foreign prince, State or country as aforesaid, shall be guilty of felony, and being convicted thereof, shall be imprisoned for any term not exceeding three years with or without hard labour.

Penalty for impairing, &c., current coin.

6. Whosoever shall unlawfully have in his custody or possession any filings or clippings, or any gold or silver bullion, or any gold or silver in dust, solution, or otherwise, which shall have been produced or obtained by impairing, diminishing, or lightening any of the Queen's current gold or silver coin knowing the same to have been so produced or obtained shall be guilty of felony, and being convicted thereof shall be liable at the discretion of the Court to be imprisoned for any term not exceeding three years with or without hard labour.

Penalty for having in possession filings, &c., of current coin.

7. Whosoever without lawful authority or excuse (the proof whereof shall be on the party accused) shall export or put on board any ship, vessel, or boat, for the purpose of being exported from this Colony, any false or counterfeit coin resembling or apparently intended to resemble or pass for any of the Queen's current coin knowing the same to be false and counterfeit shall be guilty of a misdemeanour, and being convicted thereof shall be liable at the discretion of the Court to be imprisoned for any term not exceeding two years with or without hard labour.

Penalty for exporting counterfeit coin.

8. Whosoever shall, with intent to defraud, tender, utter, or put off, as or for any of the Queen's current gold, silver, or copper coin or any coin of any foreign prince, State, or country, any medal or piece of metal or mixed metals resembling in size, figure and colour the coin as or for which the same shall be so tendered, uttered, or put off, such medal, or piece of metal, or mixed metals so tendered, uttered or put off, being of less value than the coin as or for which the same shall be so tendered, uttered, or put off, shall be guilty of a

Penalty for uttering medals as coin.

misdemeanour, and being convicted thereof shall be liable at the discretion of the Court, to be imprisoned for any term not exceeding three years with or without hard labour.

Prohibits
defacement
of coin.

9. Whosoever shall deface any of the Queen's current gold, silver, or copper coin, or the gold, silver, or copper coin of any foreign State, prince, or country, whether ordered or permitted to be current in this Colony or not, by stamping or otherwise putting thereon any names, or words, or letters, or by cutting any marks on the same, or by perforating the same, whether such coin shall or shall not be thereby diminished or lightened shall be guilty of a misdemeanour, and being convicted thereof shall be liable, at the discretion of the Court, to be imprisoned for any term not exceeding one year with or without hard labour.

Prohibits
uttering of
defaced coin.

10. No tender of payment in money in any gold, silver, or copper coin so defaced as in the last preceding section mentioned shall be allowed to be a legal tender, and whosoever shall knowingly and wilfully tender, utter, or put off, any coin so defaced shall on conviction thereof before any stipendiary justice of the peace be liable to forfeit and pay any sum not exceeding five pounds, or at the discretion of the said justice to be imprisoned, with hard labour, for any term not exceeding three months.

Suspected
coins, when
tendered in
payment
may be
destroyed.

11. Where any coin shall be tendered as the Queen's current gold, silver, or copper coin, or the gold, silver, or copper coin of any foreign state, prince, or country, ordered or permitted by lawful authority to be current in this Colony, to any person who shall suspect the same to be diminished otherwise than by reasonable wearing, or to be counterfeit, it shall be lawful for such person to cut, break, bend, or deface such coin, and if any coin so cut, broken, bent, or defaced shall appear to be diminished otherwise than by reasonable wearing, or to be counterfeit, the person tendering the same shall bear the loss thereof; but if the same shall be of due weight, and shall appear to be lawful coin, the person cutting, breaking, bending, or defacing the same is hereby required to receive the same at the rate it was coined for, and if any dispute shall arise whether the coin so cut, broken, bent, or

defaced be diminished in manner aforesaid or counterfeit, it shall be heard and finally determined in a summary manner by any stipendiary justice of the peace, who is hereby empowered to examine upon oath as well the parties as any other person, in order to the decision of such dispute, and the Receiver General of this Colony is hereby required to cut, break, or deface, or cause to be cut, broken, or defaced every piece of counterfeit or unlawfully diminished gold or silver coin which shall be tendered at his office in payment of any part of Her Majesty's revenue.

12. Every offence of falsely making or counterfeiting any coin, or of buying, selling, receiving, paying, tendering, uttering, or putting off, or of offering to buy, sell, receive, pay, utter, or put off, any false or counterfeit coin, against the provisions of this Ordinance, or "The Principal Ordinance, 1842" shall be deemed to be complete, although the coin so made or counterfeited, or bought, sold, received, paid, tendered, uttered, or put off, or offered to be bought, sold, received, paid, uttered, or put off, shall not be in a fit state to be uttered, or the counterfeiting thereof shall not be finished or perfected.

Offence of falsely making or counterfeiting coin—when deemed to be complete.

13. It shall be lawful for any person whatsoever to apprehend any person who shall be found committing any offence against this Ordinance or "The principal Ordinance 1842," and to convey or deliver him to some peace officer, constable, or officer of police, in order to his being conveyed as soon as reasonably may be before a stipendiary justice of the peace to be dealt with according to law.

As to the apprehension of offenders.

Passed in Council this second day of February the Year of our Lord one thousand eight hundred and seventy-four.

A. C. ROSS,
Clerk of the Council.
