

for the Court or Judge before whom such issue is tried or such damages inquired of, if it shall appear to them or him proper so to do, to make order for permitting such jury or any jurymen or jurymen on such jury to receive and take moderate refreshment of meat and drink as to such Court or Judge shall appear reasonable, any law, usage or custom to the contrary in any wise notwithstanding.

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Sections 3 and 4 are repealed by Ordinance 15 of 1881 and 6 of 1882.

Passed in Council this first day of August in the year of our Lord one thousand eight hundred and sixty-five.

DAVID B. HORSFORD,

Acting Clerk of the Council.

No. 18.—1865.

1st September.

AN ORDINANCE to regulate the issue of Bank Notes.

(L. S.) J. H. T. MANNERS-SUTTON.

September 4, 1865.

BE it enacted by His Excellency the Governor with the advice and consent of the Legislative Council as follows :

1. From and after the passing of this Ordinance it shall not be lawful for any person, body politic or corporate, society or Company to draw, accept, make or issue in this Island any bill of exchange or promissory note or engagement for the payment of money payable to bearer on demand, or to borrow, owe, or take up in this Island any sum or sums of money on any bill or note of such person, body politic or corporate, society or company, payable to bearer on demand, unless in pursuance of some authority granted to that effect by some Act of Parliament, letters patent or Ordinance already passed or granted, or hereafter to be passed or granted.

Passed in Council this first day of September in the year of our Lord one thousand eight hundred and sixty-five.

DAVID B. HORSFORD,
Acting Clerk of the Council.

No. 19.—1865.

2nd October.

AN ORDINANCE for amending the Law of Evidence and Practice on Criminal Trials.

[L.S.] J. H. T. MANNERS-SUTTON.

October 7, 1865.

BE it enacted by His Excellency the Governor, with the advice and consent of the Legislative Council, as follows :

Defines the application of this Ordinance.

1. That the provisions of Section 2 of this Ordinance shall apply to every trial for felony or misdemeanour which shall be commenced on or after the first day of January, one thousand eight hundred and sixty-six, and that the provisions of Sections from 3 to 8 both inclusive of this Ordinance shall apply to all Courts of Judicature, as well Criminal as all others, and to all persons having, by law, or by consent of parties, authority to hear, receive, and examine evidence.

In cases where no evidence is adduced, the counsel for the prosecution shall be allowed to address the jury a second time; and upon trials for felony, prisoners or their counsel shall be allowed to open their case.

2. If any prisoner or prisoners, defendant or defendants shall be defended by Counsel, but not otherwise, it shall be the duty of the presiding Judge at the close of the case for the prosecution to ask the Counsel for each prisoner or defendant so defended by Counsel whether he or they intend to adduce evidence; and in the event of none of them thereupon announcing his intention to adduce evidence, the Counsel for the prosecution shall be allowed to address the Jury a second time in support of his case, for the purpose of summing up the evidence against such prisoner or prisoners, or defendant or defendants; and upon every trial for felony or misdemeanour, whether the prisoners or de-