such Courts respectively any Party or Parties, Person or Persons, further or otherwise than such Complainant or Complainants are now by Law or the Practice of such Courts respectively required to do.

CAP. XXXIV.

An Act for consolidating and amending the Laws against Offences relating to the Coin. [23d *May* 1832.]

'WHEREAS the Offence of counterfeiting the Coin, as well as certain other Offences relating to the Coin, are now by virtue of several Statutes punishable with Death: And whereas it is expedient to abolish the Punishment of Death in all such Cases, and to repeal the several Statutes against Offences relating to the Coin, in order that the Provisions thereof may be amended and consolidated into One Act;' be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the following Statutes and Parts of Statutes made in the Parliament of *England*, that is to say, the Statutes concerning Money, commonly cited as of the Twentieth Year of the Reign of King *Edward* the First, and respectively intituled *Statutum de Moneta*, *Statutum de Moneta parvum*, and *Articuli de Moneta*; and a Statute made in the Twenty-seventh Year of the same Reign, intituled *Statutum de falsa Moneta*; and a Statute made in the Ninth Year of the Reign of King *Edward* the Third, commonly intituled *The Statute of Money*; and the Statute made in the Seventeenth Year of the same Reign; and so much of a Statute made in the Eighteenth Year of the same Reign as relates to false Money; and so much of a Statute made in the Twenty-fifth Year of the same Reign as relates to counterfeiting the King's Money, and to bringing false Money into this Realm; and so much of the same Statute as relates to taking Profit by Exchange of Gold and Silver, and to the impairing the Money of Gold and Silver; and so much of a Statute made in the Twenty-seventh Year of the same Reign, intituled *Ordinatio Stapularum*, as relates to the Forfeiture of false Money; and so much of a Statute made in the Third Year of the Reign of King *Henry* the Fifth as relates to clipping, washing, and filing of the Money of the Land, and to the Persons who shall have Power to hear, determine, or inquire of the counterfeiting and of the bringing of false Money into the Realm, and of clipping, washing, and every other Falsity of the said Money; and an Act passed in the Nineteenth Year of the Reign of King *Henry* the Seventh, intituled *Pro reformacione Pecuniarum*; and an Act passed in the Fifth and Sixth Years of the Reign of King *Edward* the Sixth, intituled *An Act touching the Exchange of Gold and Silver*; and an Act passed in the First Year of the Reign of Queen *Mary*, intituled *An Act against counterfeiting of strange Coins being current within this Realm, or of the Queen's Highness' Sign Manual, Signet, or Privy Seal*; and an Act passed in the First and Second Years of the Reign of King *Philip* and Queen *Mary*, intituled *An Act for the Punishment of bringing in of counterfeit Coins of Foreign Realms being current within this Realm*; and an Act passed in the Fifth Year of the

Repeal of Stat. de Monetâ, temp. incerti; vulgò 20 Edw. 1. st. 4, 5, & 6.
27 Edw. 1. st. 1.
9 Edw. 3. st. 2.
17 Edw. 3.
18 Edw. 3. st. 1.
25 Edw. 3. st. 5. c. 2.
c. 12.
c. 13.
27 Edw. 3. st. 2. c. 14.
3 Hen. 5. st. 2. cc. 6 & 7.
19 Hen. 7. c. 5.
5 & 6 Edw. 6. c. 19.
1 Mary, st. 2. c. 6.
1 & 2 Ph. & M. c. 11.

5 Eliz. c. 11. Reign of Queen *Elizabeth*, intituled *An Act against clipping, washing, rounding, or filing of Coins;* and an Act passed in the
14 Eliz. c. 3. Fourteenth Year of the same Reign, intituled *An Act against the forging and counterfeiting of Foreign Coin being not current within this Realm;* and an Act passed in the Eighteenth Year of the same
18 Eliz. c. 1. Reign, intituled *An Act against the diminishing and impairing of the Queen's Majesty's Coin, and other Coins lawfully current within this Realm;* and so much of an Act passed in the Sixth and Seventh
6 & 7 W. 3. c. 17. s. 2. 4. & 12. Years of the Reign of King *William* the Third, intituled *An Act to prevent counterfeiting and clipping the Coin of this Kingdom*, as relates to any Person who shall exchange, lend, sell, borrow, buy, receive, or pay any Broad Silver Money, or Silver Money unclipped, for more than the same was coined for or ought by Law to go for, or who shall buy or sell or knowingly have in his Custody or Possession any Clippings or Filings of the current Coin, and so much of the said Act as relates to the Discovery of any Offences touching the Coin of the Realm; and an Act passed in the Eighth and Ninth
8 & 9 W. 3. c. 26. Years of the same Reign, intituled *An Act for the better preventing the counterfeiting the current Coin of this Kingdom;* and an Act passed in the Ninth and Tenth Years of the same Reign, intituled
9 & 10 W. 3. c. 21. *An Act for the better preventing the counterfeiting, clipping, and other diminishing the Coin of this Kingdom;* and so much of an Act passed in the First Year of the Reign of Queen *Anne*, inti-
1 Ann. st. 1. c. 9. tuled *An Act for continuing the Act made in the Eighth Year of His late Majesty's Reign, for better preventing the counterfeiting the current Coin of this Kingdom*, as relates to continuing the said last-mentioned Act, and to the Periods for commencing Prosecutions for certain Offences against the said last-mentioned Act; and the following Acts and Parts of Acts passed in the Parliament of *Great Britain;* that is to say, so much of an Act passed
7 Ann. c. 24. s. 4. in the Seventh Year of the Reign of Queen *Anne*, intituled *An Act for continuing the former Act for the Encouragement of the Coinage, and to encourage the bringing Foreign Coins, and* British *or Foreign Plate to be coined, and for making Provision for the Mints in* Scotland, *and for the prosecuting Offences concerning the Coin in* England, as relates to the Expences of prosecuting Offences in counterfeiting, diminishing, or otherwise concerning the current Coins of *Great Britain*, in that Part thereof called *England;* and so much of an
7 Ann. c. 25. ss. 1 & 2. Act passed in the same Year, intituled *An Act for making perpetual an Act for the better preventing the counterfeiting the current Coin of this Kingdom, as also an Act for giving like Remedy upon Promissory Notes as is used upon Bills of Exchange, and for the better Payment of Inland Bills of Exchange, and also for continuing several Acts made in the Fourth and Fifth Years of Her Majesty's Reign, for preventing Frauds committed by Bankrupts*, as relates to making perpetual the Act of the Eighth Year of the Reign of King *William* the Third therein mentioned, and to the Period for commencing Prosecutions for certain Offences against the said Act of King *William;* and an Act passed in the Fifteenth Year of the Reign of King *George*
15 G. 2. c. 28. the Second, intituled *An Act for the more effectual preventing the counterfeiting of the current Coin of this Kingdom, and the uttering or paying false or counterfeit Coin;* and an Act passed in the Eleventh
11 G. 3. c. 40. Year of the Reign of King *George* the Third, intituled *An Act for the more effectually preventing the counterfeiting the Copper Coin of*

this Realm; and an Act passed in the Thirteenth Year of the same Reign, intituled *An Act for the better preventing the counterfeiting, clipping, and other diminishing the Gold Coin in this Kingdom;* and so much of an Act passed in the Thirty-seventh Year of the same Reign, intituled *An Act to prevent the counterfeiting any Copper Coin in this Realm made or to be made current by Proclamation, or any Foreign Gold or Silver Coin, and to prevent the bringing into this Realm or uttering any counterfeit Foreign Gold or Silver Coin,* as relates to Copper Money; and certain Parts of the following Acts passed in the Parliament of the United Kingdom of *Great Britain* and *Ireland;* that is to say, so much of an Act passed in the Fifty-sixth Year of the Reign of King *George* the Third, intituled *An Act to provide for a new Silver Coinage, and to regulate the Currency of the Gold and Silver Coin of this Realm,* as relates to any Person who shall receive or pay for any Gold Coin any more or less than the true Value which such Gold Coin shall by its Denomination import, or who shall utter or receive any Gold Coin at any greater or less Rate or Value than the same shall be current for as therein mentioned; and so much of an Act passed in the Third Year of the Reign of King *George* the Fourth, intituled *An Act to provide for the more effectual Punishment of certain Offences, by Imprisonment with hard Labour,* as relates to any Person convicted of being an Utterer of counterfeit Money; and so much of an Act passed in the Seventh Year of the same Reign, intituled *An Act to provide for the more effectual Punishment of certain Offences in* Ireland, *by Imprisonment with hard Labour,* as relates to any Person convicted of being an Utterer of counterfeit Money; and the following Acts passed in the Parliament of *Scotland;* that is to say, an Act passed in the Sixth Parliament of King *James* the Second of *Scotland,* concerning Money and false Coin; and an Act passed in the Fifth Parliament of King *James* the Third of *Scotland,* concerning Black Money of other Realms, and Counterfeits of the King's Black Money; and an Act passed in the Eighth Parliament of the said King *James* the Third, ordaining, that neither Silver nor Gold Coin be molten or put to the Fire without Licence of the King; and an Act passed in the Seventh Parliament of King *James* the Fifth of *Scotland,* intituled *Tuiching the Croun of Wecht;* and another Act passed in the same Seventh Parliament, intituled *Of them that counterfeit the King's Money;* and an Act passed in the Ninth Parliament of Queen Mary of *Scotland,* intituled *Anentis the carrying and having of Gold and Silver furth of the Realm;* and another Act passed in the same Ninth Parliament, intituled *Anentis the Hamebringing of false Cuinzie, and using of the samin within this Realm, and als anentis Forgers and Markers thereof within the samin;* and an Act of the Parliament of *Scotland,* passed in the First Parliament of King *James* the Sixth of *Scotland,* intituled *Anent Cunzie;* and another Act of the Parliament of *Scotland,* passed in the same First Parliament, intituled *Anent fals Cunzie;* and an Act of the Parliament of *Scotland,* made in the First Parliament of King *William* the Third, intituled *Act against false coining and clipping of Money;* and the following Acts and Parts of Acts passed in the Parliament of *Ireland;* that is to say, an Act passed in the Third Year of the Reign of King *Edward* the Fourth, intituled *An Act against Clipped Money;* and an Act passed in the Twenty-eighth Year of the Reign of

13 G. 3. c. 71.

37 G. 3. c. 126. s. 1.

56 G. 3. c. 68. ss. 13 to 16.

3 G. 4. c. 114.

7 G. 4. c. 9.

Scotch Acts repealed

6 Parl. Jac. 2.

5 Parl. Jac. 3.

8 Parl. Jac. 3.

7 Parl. Jac. 5.

7 Parl. Jac. 5.

9 Parl. Mary.

9 Parl. Mary.

1 Parl. Jac. 6.

1 Parl. Jac. 6.

1 Parl. W. (S.)

Irish Acts repealed.

3 Ed. 4. c. 3.

28 Eliz. c. 6. 8 Ann. c. 6. 4 G. 1. c. 9. s. 5. 23 & 24 G. 3. c. 50. 26 G. 3. c. 39.

of Queen *Elizabeth*, intituled *An Act against forging and counterfeiting of Foreign Coin;* and an Act passed in the Eighth Year of the Reign of Queen *Anne*, intituled *An Act for the better preventing the counterfeiting the current Coin of this Kingdom;* and so much of an Act passed in the Fourth Year of the Reign of King *George* the First, intituled *An Act for continuing, reviving, and amending several Statutes made in this Kingdom heretofore temporary*, as relates to the said last-mentioned Act of Queen *Anne;* and an Act passed in the Twenty-third and Twenty-fourth Years of the Reign of King *George* the Third, intituled *An Act for more effectually preventing the counterfeiting of the current Coin of this Kingdom, and the uttering or paying of false or counterfeit Coin;* and an Act passed in the Twenty-sixth Year of the same Reign, intituled *An Act to prevent the Practice of fraudulently buying and selling of light Coin in this Kingdom;* shall be and continue in force until and throughout the last Day of *April* in the Year of our Lord One thousand eight hundred and thirty-two, and shall from and after that Day be repealed, except so far as any of the said Acts may repeal the Whole or any Part of any other Acts, or may be in force in any Part of His Majesty's Dominions out of the United Kingdom, and except as to Offences and other Matters committed or done before or upon the said last Day of *April*, which shall be dealt with and punished as if this Act had not been passed: Provided always, that if any Person shall, after the Commencement of this Act, be convicted of any Offence against any of the said Acts committed before or upon the said last Day of *April*, and such Offence shall have been punishable with Death by virtue of any of the said Acts, in every such Case the Person convicted of such Offence shall not suffer the Punishment of Death, but shall in lieu thereof be liable, at the Discretion of the Court, to be transported beyond the Seas for Life or for any Term not less than Seven Years, or to be imprisoned, with or without hard Labour, for any Term not exceeding Four Years.

Offences committed previous to the Repeal may be tried under the old Acts after the Repeal; but the Punishment not to be Capital.

Commencement of this Act.

II. And be it enacted, That this Act shall commence and take effect on the First Day of *May* in the Year of our Lord One thousand eight hundred and thirty-two.

Counterfeiting the Gold or Silver Coin; Transportation for Life.

III. And be it enacted, That if any Person shall falsely make or counterfeit any Coin resembling, or apparently intended to resemble or pass for, any of the King's current Gold or Silver Coin, every such Offender shall, in *England* and *Ireland*, be guilty of Felony, and in *Scotland* of a high Crime and Offence, and, being convicted thereof, shall be liable, at the Discretion of the Court, to be transported beyond the Seas for Life or for any Term not less than Seven Years, or to be imprisoned for any Term not exceeding Four Years; and every such Offence shall be deemed to be complete although the Coin so made or counterfeited shall not be in a fit State to be uttered, or the counterfeiting thereof shall not be finished or perfected.

Offence when deemed complete.

Colouring counterfeit Coin or any Pieces of Metal with Intent to make them pass for Gold or Silver Coin;

IV. And be it enacted, That if any Person shall gild or silver, or shall, with any Wash or Materials capable of producing the Colour of Gold or of Silver, wash, colour, or case over, any Coin whatsoever resembling or apparently intended to resemble or pass for any of the King's current Gold or Silver Coin, or if any Person shall gild or silver, or shall, with any Wash or Materials capable of producing the Colour of Gold or of Silver, wash, colour, or case over, 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 King's current Gold or Silver Coin; or if any Person shall gild, or shall, with any Wash or Materials capable of producing the Colour of Gold, wash, colour, or case over, any of the King's current Silver Coin, or file or in any Manner alter such Coin, with Intent to make the same resemble or pass for any of the King's current Gold Coin: or if any Person shall gild or silver, or shall, with any Wash or Materials capable of producing the Colour of Gold or of Silver, wash, colour, or case over, any of the King's current Copper Coin, or file or in any Manner alter such Coin, with Intent to make the same resemble or pass for any of the King's current Gold or Silver Coin; every such Offender shall, in *England* and *Ireland*, be guilty of Felony, and in *Scotland* of a high Crime and Offence, and, being convicted thereof, shall be liable, at the Discretion of the Court, to be transported beyond the Seas for Life or for any Term not less than Seven Years, or to be imprisoned for any Term not exceeding Four Years.

colouring or altering genuine Coin, with Intent to make it pass for a higher Coin; Transportation for Life, &c.

V. And be it enacted, That if any Person shall impair, diminish, or lighten any of the King's current Gold or Silver Coin, with Intent to make the Coin so impaired, diminished, or lightened pass for the King's current Gold or Silver Coin, every such Offender shall, in *England* and *Ireland*, be guilty of Felony, and in *Scotland* of a high Crime and Offence, and, being convicted thereof, shall be liable, at the Discretion of the Court, to be transported beyond the Seas for any Term not exceeding Fourteen Years nor less than Seven Years, or to be imprisoned for any Term not exceeding Three Years.

Impairing the Gold or Silver Coin, with Intent, &c.; Transportation for 14 Years, &c.

VI. And be it enacted, That if any Person shall buy, sell, receive, pay, or put off, or offer to buy, sell, receive, pay, or put off, any false or counterfeit Coin resembling, or apparently intended to resemble or pass for, any of the King's current Gold or Silver Coin, at or for a lower Rate or Value than the same by its Denomination imports or was coined or counterfeited for; or if any Person shall import into the United Kingdom from beyond the Seas any false or counterfeit Coin resembling, or apparently intended to resemble or pass for, any of the King's current Gold or Silver Coin, knowing the same to be false or counterfeit; every such Offender shall, in *England* and *Ireland*, be guilty of Felony, and in *Scotland* of a high Crime and Offence, and, being convicted thereof, shall be liable, at the Discretion of the Court, to be transported beyond the Seas for Life or for any Term not less than Seven Years, or to be imprisoned for any Term not exceeding Four Years.

Buying or selling, &c. counterfeit Gold or Silver Coin for lower Value than its Denomination; importing counterfeit Coin from beyond Seas; Transportation for Life, &c.

VII. And be it enacted, That if any Person shall tender, utter, or put off any false or counterfeit Coin resembling, or apparently intended to resemble or pass for, any of the King's current Gold or Silver Coin, knowing the same to be false or counterfeit, every such Offender shall, in *England* and *Ireland*, be guilty of a Misdemeanor, and in *Scotland* of a Crime and Offence, and, being convicted thereof, shall be imprisoned for any Term not exceeding One Year; and if any Person shall tender, utter, or put off any false or counterfeit Coin resembling, or apparently intended to resemble or pass for, any of the King's current Gold or Silver Coin, knowing the same

Uttering counterfeit Gold or Silver Coin; Imprisonment.

Uttering, accompanied by Possession of other counter-

feit Coin, or followed by a second uttering; Imprisonment.

same to be false or counterfeit, and such Person shall, at the Time of such tendering, uttering, or putting off, have in his Possession, besides the false or counterfeit Coin so tendered, uttered, or put off, One or more Piece or Pieces of false or counterfeit Coin resembling, or apparently intended to resemble or pass for, any of the King's current Gold or Silver Coin, or shall, either on the Day of such tendering, uttering, or putting off, or within the Space of Ten Days then next ensuing, tender, utter, or put off any more or other false or counterfeit Coin resembling, or apparently intended to resemble or pass for, any of the King's current Gold or Silver Coin, knowing the same to be false or counterfeit, every such Offender shall, in *England* and *Ireland*, be guilty of a Misdemeanor, and in *Scotland* of a Crime and Offence, and, being convicted thereof, shall be imprisoned for any Term not exceeding Two Years; and if any Person who shall have been convicted of any of the Misdemeanors, or Crimes and Offences, herein-before mentioned, shall afterwards commit any of the said Misdemeanors, or Crimes and Offences, such Person shall, in *England* and *Ireland*, be deemed guilty of Felony, and in *Scotland* of a high Crime and Offence, and, being convicted thereof, shall be liable, at the Discretion of the Court, to be transported beyond the Seas for Life or for any Term not less than Seven Years, or to be imprisoned for any Term not exceeding Four Years.

Every second Offence of uttering, after a previous Conviction, shall be Felony; Transportation for Life, &c.

Having Three or more Pieces of counterfeit Gold or Silver Coin in Possession, &c., with Intent, &c.; Imprisonment.

VIII. And be it enacted, That if any Person shall have in his Custody or Possession Three or more Pieces of false or counterfeit Coin resembling, or apparently intended to resemble or pass for, any of the King's current Gold or Silver Coin, knowing the same to be false or counterfeit, and with Intent to utter or put off the same, every such Offender shall, in *England* and *Ireland*, be guilty of a Misdemeanor, and in *Scotland* of a Crime and Offence, and, being convicted thereof, shall be liable, at the Discretion of the Court, to be imprisoned for any Term not exceeding Three Years; and if any Person so convicted shall afterwards commit the like Misdemeanor, or Crime and Offence, such Person shall, in *England* and *Ireland*, be deemed guilty of Felony, and in *Scotland* of a high Crime and Offence, and, being convicted thereof, shall be liable, at the Discretion of the Court, to be transported beyond the Seas for Life or for any Term not less than Seven Years, or to be imprisoned for any Term not exceeding Four Years.

Second Offence, Felony and Transportation.

What shall be sufficient Evidence of a Conviction for a previous Offence against this Act.

IX. And be it enacted, That where any Person shall have been convicted of any Offence against this Act shall afterwards be indicted for any Offence against this Act committed subsequent to such Conviction, a Copy of the previous Indictment and Conviction, purporting to be signed and certified as a true Copy by the Clerk of the Court or other Officer having the Custody of the Records of the Court where the Offender was first convicted, or by the Deputy of such Clerk or Officer, shall, upon Proof of the Identity of the Person of the Offender, be sufficient Evidence of the previous Indictment and Conviction, without Proof of the Signature or official Character of the Person appearing to have signed and certified the same; and for every such Copy a Fee of Six Shillings and Eight-pence, and no more, shall be demanded or taken; and if any such Clerk, Officer, or Deputy shall certify or utter as true any false Copy of any Indictment or Conviction for any Offence against this

this Act, knowing the same to be false, or if any Person other than such Clerk, Officer, or Deputy, shall sign or certify any Copy of any such Indictment or Conviction, as such Clerk, Officer, or Deputy, or shall utter any Copy thereof with a false or counterfeit Signature thereto, knowing the same to be false or counterfeit, every such Offender shall, in *England* and *Ireland*, be guilty of Felony, and in *Scotland* of a high Crime and Offence, and, being convicted thereof, shall be liable, at the Discretion of the Court, to be transported beyond the Seas for any Term not exceeding Fourteen Years nor less than Seven Years, or to be imprisoned for any Term not exceeding Two Years.

Making, mending, or having Possession of any coining Tools, Felony; Transportation for Life, &c.

X. And be it enacted, That if any Person shall knowingly, and without lawful Authority (the Proof of which Authority shall lie on the Party accused), make or mend, or begin or proceed to make or mend, or buy or sell, or shall, knowingly and without lawful Excuse (the Proof of which Excuse shall lie on the Party accused), have in his Custody or Possession, any Puncheon, Counter-puncheon, Matrix, Stamp, Die, Pattern, or Mould in or upon which there shall be made or impressed, or which will make or impress, or which shall be intended to make or impress, the Figure, Stamp, or apparent Resemblance of both or either of the Sides of any of the King's current Gold or Silver Coin, or any Part or Parts of both or either of such Sides; or if any Person shall, without lawful Authority (the Proof whereof shall lie on the Party accused), make or mend, or begin or proceed to make or mend, or buy or sell, or shall, without lawful Excuse (the Proof whereof shall lie on the Party accused), have in his Custody or Possession, any Edger, Edging Tool, Collar, Instrument, or Engine adapted and intended for the marking of Coin round the Edges with Letters, Grainings, or other Marks or Figures apparently resembling those on the Edges of any of the King's current Gold or Silver Coin, such Person knowing the same to be so adapted and intended as aforesaid; or if any Person shall, without lawful Authority, to be proved as aforesaid, make or mend, or begin or proceed to make or mend, or by or sell, or shall, without lawful Excuse, to be proved as aforesaid, have in his Custody or Possession, any Press for Coinage, or any Cutting Engine for cutting by Force of a Screw or of any other Contrivance round Blanks out of Gold, Silver, or other Metal, such Person knowing such Press to be a Press for Coinage, or knowing such Engine to have been used or to be intended to be used for or in order to the counterfeiting of any of the King's current Gold or Silver Coin; every such Offender shall, in *England* and *Ireland*, be guilty of Felony, and in *Scotland* of a high Crime and Offence, and, being convicted thereof, shall be liable, at the Discretion of the Court, to be transported beyond the Seas for Life or for any Term not less than Seven Years, or to be imprisoned for any Term not exceeding Four Years.

Conveying Tools or Monies out of the Mint without Authority, Felony; Transportation for Life, &c.

XI. And be it enacted, That if any Person shall, without lawful Authority, the Proof whereof shall lie upon the Party accused, knowingly convey out of any of His Majesty's Mints any Puncheon, Counter-puncheon, Matrix, Stamp, Die, Pattern, Mould, Edger, Edging Tool, Collar, Instrument, Press, or Engine used or employed in or about the coining of Coin, or any useful Part of any of the several Matters aforesaid, or any Coin, Bullion, Metal or Mixture

of

of Metals, every such Offender shall, in *England* and *Ireland*, be guilty of Felony, and in *Scotland* of a high Crime and Offence, and, being convicted thereof, shall be liable, at the Discretion of the Court, to be transported beyond the Seas for Life or for any Term not less than Seven Years, or to be imprisoned for any Term not exceeding Four Years.

Various Offences relating to the Copper Coin.

XII. And be it enacted, That if any Person shall falsely make or counterfeit any Coin resembling, or apparently intended to resemble or pass for, any of the King's current Copper Coin; or if any Person shall knowingly, and without lawful Authority (the Proof of which Authority shall lie on the Party accused), make or mend, or begin or proceed to make or mend, or buy or sell, or shall, knowingly, and without lawful Excuse (the Proof of which Excuse shall lie on the Party accused), have in his Custody or Possession any Instrument, Tool, or Engine adapted and intended for the counterfeiting any of the King's current Copper Coin; or if any Person shall buy, sell, receive, pay, or put off, or offer to buy, sell, receive, pay, or put off, any false or counterfeit Coin resembling, or apparently intended to resemble or pass for, any of the King's current Copper Coin, at or for a lower Rate or Value than the same by its Denomination imports or was coined or counterfeited for; every such Offender shall, in *England* and *Ireland*, be guilty of Felony, and in *Scotland* of a high Crime and Offence, and, being convicted thereof, shall be liable, at the Discretion of the Court, to be transported beyond the Seas for any Term not exceeding Seven Years, or to be imprisoned for any Term not exceeding Two Years; and if any Person shall tender, utter, or put off any false or counterfeit Coin resembling, or apparently intended to resemble or pass for, any of the King's current Copper Coin, knowing the same to be false or counterfeit, or shall have in his Custody or Possession Three or more Pieces of false or counterfeit Coin resembling, or apparently intended to resemble or pass for, any of the King's current Copper Coin, knowing the same to be false or counterfeit, and with Intent to utter or put off the same, every such Offender shall, in *England* and *Ireland*, be guilty of a Misdemeanor, and in *Scotland* of a Crime and Offence, and, being convicted thereof, shall be liable to be imprisoned for any Term not exceeding One Year.

Coin suspected to be diminished or counterfeit may be cut by any Person to whom it is tendered.

Who shall bear the Loss.

XIII. And be it enacted, That where any Gold or Silver Coin shall be tendered to any Person, who shall suspect any Piece or Pieces thereof to be diminished otherwise than by reasonable wearing, or to be counterfeit, it shall be lawful for such Person to cut, break, or deface such Piece or Pieces; and if any Piece so cut, broken, 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 appear to be lawful Coin, the Person cutting, breaking, 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 Piece so cut, broken, or defaced be diminished in manner aforesaid, or counterfeit, it shall be heard and finally determined in a summary Manner by any 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

the Tellers at the Receipt of His Majesty's Exchequer, and their Deputies and Clerks, and the Receivers General of every Branch of His Majesty's Revenue, are 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 to them in Payment of any Part of His Majesty's Revenue.

Provision for the Discovery and Seizure of counterfeit Coin and coining Tools, for securing them as Evidence and for ultimately disposing of them.

XIV. And be it enacted, That if any Person shall find or discover in any Place whatever, or in the Possession of any Person having the same without lawful Excuse, any false or counterfeit Coin resembling, or apparently intended to resemble or pass for, any of the King's current Gold, Silver, or Copper Coin, or any Instrument, Tool, or Engine whatsoever adapted and intended for the counterfeiting of any such Coin, it shall be lawful for the Person so finding or discovering and he is hereby required to seize the same, and to carry the same forthwith before some Justice of the Peace; and where it shall be proved, on the Oath of a credible Witness before any Justice of the Peace, that there is reasonable Cause to suspect that any Person has been concerned in counterfeiting the King's current Gold, Silver, or Copper Coin, or has in his Custody or Possession any such counterfeit Coin, or any Instrument, Tool, or Engine whatsoever adapted and intended for the counterfeiting of any such Coin, it shall be lawful for such Justice, by Warrant under his Hand, to cause any Place whatsoever belonging to or in the Occupation or under the Controul of such suspected Person to be searched, either in the Day or in the Night, and if any such counterfeit Coin, or any such Instrument, Tool, or Engine, shall be found in any Place so searched, to cause the same to be seized and carried forthwith before the said Justice, or some other Justice of the Peace; and wherever any such counterfeit Coin, or any such Instrument, Tool, or Engine as aforesaid, shall in any Case whatever be seized and carried before a Justice of the Peace, he shall cause the same to be secured, for the Purpose of being produced in Evidence against any Person who may be prosecuted for any Offence against this Act; and all counterfeit Coin, and all Instruments, Tools, and Engines adapted and intended for the counterfeiting of Coin, after they shall have been produced in Evidence, or where they shall have been seized, and shall not be required to be produced in Evidence, shall forthwith be delivered up to the Officers of His Majesty's Mint, or to their Solicitor, or to any Person authorized by them or him to receive the same.

Venue.

XV. And be it enacted, That where Two or more Persons, acting in concert in different Counties or Jurisdictions, shall commit any Offence against this Act, all or any of the said Offenders may be dealt with, indicted, tried, and punished, and their Offence laid and charged to have been committed, in any One of the said Counties or Jurisdictions, in the same Manner as if the Offence had been actually and wholly committed within such One County or Jurisdiction: Provided always, that Crimes and Offences against this Act committed in *Scotland* shall be proceeded against and tried in *Scotland*, in such Manner and Form as Crimes and Offences generally have been heretofore tried in that Country.

XVI. And

Indictments not to be traversed except for Cause shown.

XVI. And be it enacted, That no Person against whom any Bill of Indictment shall be found at any Assizes or Sessions of the Peace, for any Misdemeanor against this Act, shall be entitled to traverse the same to any subsequent Assizes or Sessions, but the Court before which the Bill of Indictment shall be returned as found shall forthwith proceed to try the Person against whom the same is found, unless such Person or the Prosecutor shall show good Cause, to be allowed by the Court, for the Postponement of the Trial: Provided always, that the Rights and Liabilities of Persons indicted under this Act in *Scotland*, so far as relates to the Postponement or Time of Trial, shall remain and be dealt with in the same Manner as in the Cases of all other Persons indicted for Crime in that Country.

What shall be sufficient Proof of Coin being counterfeit.

XVII. And be it declared and enacted, That where, upon the Trial of any Person charged with any Offence against this Act, it shall be necessary to prove that any Coin produced in Evidence against such Person is false or counterfeit, it shall not be necessary to prove the same to be false and counterfeit by the Evidence of any Moneyer or other Officer of His Majesty's Mint, but it shall be sufficient to prove the same to be false or counterfeit by the Evidence of any other credible Witness.

As to Accessories.

XVIII. And be it enacted, That in the Case of every Felony punishable under this Act, every Principal in the Second Degree and every Accessory before the Fact shall be punishable in the same Manner as the Principal in the First Degree is by this Act punishable; and every Accessory after the Fact to any Felony punishable under this Act shall, on Conviction, be liable to be imprisoned for any Term not exceeding Two Years; and in so far as relates to *Scotland*, every Person who shall become Accessory after the Fact to any of the Offences to which the Punishment of Transportation is by this Act attached shall, on Conviction, be liable to be imprisoned for any Term not exceeding Two Years; the general Law of *Scotland* as to Accession, or Art and Part, being in all other respects to regulate the Punishments to be awarded under this Act.

The Court may order hard Labour or solitary Confinement.

XIX. And be it enacted, That where any Person shall be convicted of any Offence punishable under this Act for which Imprisonment may be awarded, it shall be lawful for the Court to sentence the Offender to be imprisoned, with or without hard Labour, in the Common Gaol or House of Correction, and also to direct that the Offender shall be kept in solitary Confinement for the whole or any Portion or Portions of such Imprisonment, as to the Court in its Discretion shall seem meet.

As to Offences committed at Sea.

XX. And be it enacted, That where any Offence punishable under this Act shall be committed within the Jurisdiction of the Admiralty, the same shall be dealt with, inquired of, tried, and determined in the same Manner as any other Offence committed within that Jurisdiction.

Rules of Interpretation as to current Coin, counterfeit Coin, and criminal Possession.

XXI. And be it declared and enacted, That where "the King's current Gold or Silver Coin," or "the King's current Copper Coin," shall be mentioned in any Part of this Act, the same shall be deemed to include and denote any Gold or Silver Coin or any Copper Coin respectively coined in any of His Majesty's Mints, and lawfully current in any Part of His Majesty's Dominions, whether within the United

United Kingdom or otherwise; and that any of the King's current Coin which shall have been gilt, silvered, washed, coloured, or cased over, or in any Manner altered so as to resemble, or be apparently intended to resemble or pass for, any of the King's current Coin of a higher Denomination, shall be deemed and taken to be counterfeit Coin within the Intent and Meaning of those Parts of this Act wherein Mention is made of "false or counterfeit Coin resembling, or apparently intended to resemble or pass for, any of the King's current Gold or Silver Coin;" and that where the having any Matter in the Custody or Possession of any Person is in this Act expressed to be an Offence, if any Person shall have any such Matter in his personal Custody or Possession, or shall knowingly and wilfully have any such Matter in any Dwelling House or other Building, Lodging, Apartment, Field, or other Place, open or inclosed, whether belonging to or occupied by himself or not, and whether such Matter shall be so had for his own Use or Benefit, or for that of another, every such Person shall be deemed and taken to have such Matter in his Custody or Possession within the Meaning of this Act.

Venue in Proceedings against Persons acting under this Act.

XXII. And, for the Protection of Persons acting in the Execution of this Act, be it enacted, That all Actions and Prosecutions to be commenced against any Person for any thing done in pursuance of this Act shall, in *England* or *Ireland*, be laid and tried in the County where the Fact was committed, and shall, in *England*, *Ireland*, or *Scotland*, be commenced within Six Calendar Months after the Fact committed, and not otherwise; and Notice in Writing of such Action, and of the Cause thereof, shall be given to the Defendant or Defender One Calendar Month at least before the Commencement of the Action; and in any such Action, brought in *England* or *Ireland*, the Defendant may plead the General Issue, and give this Act and the special Matter in Evidence, at any Trial to be had thereupon, and in *Scotland* the Defender may insist on all relevant Defences; and no Plaintiff or Pursuer shall recover in any such Action if Tender of sufficient Amends shall have been made before such Action brought, or if a sufficient Sum of Money shall have been paid into Court after such Action brought, by or on behalf of the Defendant or Defender; and if, in *England* or *Ireland*, a Verdict shall pass for the Defendant, or the Plaintiff shall become Nonsuit, or discontinue any such Action after Issue joined, or if, upon Demurrer or otherwise, Judgment shall be given against the Plaintiff, or if in *Scotland* the Verdict shall be for the Defender, or if the Pursuer shall abandon the Action, or the Court shall dismiss it as irrelevant or improperly laid, in every such Case the Defendant or Defender shall recover his full Costs as between Attorney and Client, and have the like Remedy for the same as any Defendant or Defender hath by Law in other Cases; and though a Verdict shall be given for the Plaintiff or Pursuer in any such Action, such Plaintiff or Pursuer shall not have Costs against the Defendant or Defender, unless the Judge before whom the Trial shall be shall certify his Approbation of the Action and of the Verdict obtained thereupon.

Notice of Action.

General Issue.

Tender of Amends, &c.