

**75. OVERT ACT.**—In every case in which it is treason to conspire with any person for any purpose, the act of so conspiring, and every overt act of any such conspiracy, is an overt act of treason. 55-56 V., c. 29, s. 66.

**76. PENALTY.**—Every one is guilty of an indictable offence and liable to two years' imprisonment who,—

- (a) ACCESSORIES AFTER THE FACT—becomes an accessory, after the fact, to treason; or,
- (b) OMITTING TO PREVENT TREASON—knowing that any person is about to commit treason\* does not, with all reasonable despatch, give information thereof to a justice of the peace, or use other reasonable endeavours to prevent the commission of the same. 55-56 V. c. 29, s. 67.

Not triable at quarter sessions, section 583. Requisites of indictment, section 847. Special provisions for trial, section 897. This section covers the common law offence of misprision of treason.

**77. LEVYING WAR BY SUBJECT OF A STATE AT PEACE WITH HIS MAJESTY.**—Every subject or citizen of any foreign state or country at peace with His Majesty, who,—

- (a) is or continues in arms against His Majesty within Canada; or,
- (b) commits any act of hostility therein; or,
- (c) enters Canada with intent to levy war against His Majesty, or to commit any indictable offence therein for which any person would, in Canada, be liable to suffer death; and,

every subject of His Majesty who,—

- (a) SUBJECTS ASSISTING—within Canada levies war against His Majesty in company with any of the subjects or citizens of any foreign state or country at peace with His Majesty; or,
- (b) enters Canada in company with any such subjects or citizens with intent to levy war against His Majesty, or to commit any such offence therein; or
- (c) with intent to aid and assist, joins himself to any person who has entered Canada with intent to levy war against His Majesty, or to commit any such offence in Canada;