

steamer "Iroquois," stating, among other particulars, the following:—

CAPACITY.	DATE OF ENTRY.	DATE OF DISCHARGE.
1st Mate.	April 25th, 1908.	December 8th, 1908.

(b) A testimonial dated the 9th December, 1909, signed by the master of the steamer "W. D. Matthews," stating that the defendant was second mate on the "W. D. Matthews" from the 26th April to the 14th August, and first mate from the 15th August to the 9th December, 1909.

(c) A testimonial dated the 8th March, 1910, signed by the master of the steamer "Stormount," stating that he knew the defendant for the past few years as second mate of the steamer "Algonquin" and as mate of the "Iroquois" and the "Matthews." All these documents give him a good character for ability, conduct, sobriety, trustworthiness, and competence. In setting out the application the particulars of testimonials of service he gave the following:—

SHIP'S NAME.	RANK.	DATE OF COMMENCEMENT.	DATE OF TERMINATION.	TIME IN SUCH SHIP.
1. Iroquois.	Mate.	April 25, 1908.	Dec. 8, 1908.	{ 7 months, 13 days. 3 months, 18 days. 3 months, 24 days.
2. W. D. Matthews	2nd Mate	April 26, 1909.	Aug. 14, 1909.	
3. " "	Mate.	August 15, 1909.	Dec. 9, 1909.	

The defendant was duly examined by the examiner, as required by the Shipping Act, and obtained a certificate of competence as a master.

The charge against him on the second count is, that, in the application and papers produced by him, he made a false representation for the purpose of obtaining the certificate. The gravamen of the charge is, that he represented that he had served as mate for a year, when in fact he had not served for that length of time, and that he made the representation knowing it to be false and for the purpose of deceiving the Department into granting him a certificate of competency. The learned Judge, who heard the testimony of the witnesses, including that of the examiner and of the defendant, completely