

First offence.

any of the gold, silver or copper coins made or declared to be current money as aforesaid, any false or counterfeit piece, counterfeited to any of the gold, silver or copper coins, so made or declared to be current, or to any of the higher or lower denominations thereof, knowing the same to be false or counterfeit, such person shall be guilty of a misdemeanor, and shall be imprisoned in the Penitentiary for not less than three nor more than fourteen years. 16 V. c. 158, s. 13.

Second offence.

7. If such person afterwards offends in like manner, he shall for such second and for any subsequent offence, be deemed guilty of felony, and shall be imprisoned in the Penitentiary for life, or for any term not less than fourteen years. 16 V. c. 158, s. 13.

Making or possessing stamps or dies for counterfeiting.

8. If any person forms, makes, cuts, sinks, stamps, engraves, repairs, or mends, or assists in forming, making, cutting, sinking, stamping, engraving, repairing or mending, or has in his possession, except for some known and lawful purpose, any false or counterfeit coin, counterfeit to any coin lawfully current as aforesaid, or any die, press, tool or instrument, or metal or material of any kind, used, constructed, devised, adapted or designed for the purpose of counterfeiting or imitating any Coin lawfully current as aforesaid, such person shall be guilty of a misdemeanor, and shall be punished accordingly. 16 V. c. 158, s. 14.

Onus probandi to be upon the person in possession.

9. The proof that such false or counterfeit coin, or such die, press, tool or instrument, metal or material was formed, made, cut, sunk, stamped, engraved, repaired or mended by, or was in the possession of such person for some lawful purpose, shall lie upon him. 16 V. c. 158, s. 14.

Search warrant to issue for discovery of counterfeit coin.

10. Any Justice of the Peace on complaint made before him upon the oath of one credible person, that there is just cause to suspect that any person is or has been concerned in making, counterfeiting or imitating any such Coin as aforesaid, shall by warrant under the hand and seal of such Justice, cause the dwelling house, room, work-shop, out-house or other building, yard, garden, ground or other place belonging to such suspected person or where such suspected person is suspected to carry on any such making, counterfeiting or imitating, to be searched for such counterfeit Coin. 16 V. c. 158, s. 15.

Any person may seize counterfeit coin or coining tools, and how to proceed.

11. If any such Coin or any such die, press, tool or instrument, metal or material as aforesaid be found in the possession or custody of any person, not having the same for some lawful purpose, any other person discovering the same, may seize, and he is hereby required to seize and carry the same forthwith before a Justice of the Peace having jurisdiction within the locality in which the same has been seized, and such Justice, shall cause the same to be secured and produced in evi-