

in the City of Toronto, and in the *Canada Gazette* or such other Gazette as shall be generally known and accredited as the official gazette for the publication of official documents and notices emanating from the Civil Government of this Province, if any such gazette be then published.

Punishment  
for embezzle-  
ment by bank  
officers.

**XLI.** If any Cashier, Assistant Cashier, Manager, clerk or servant of the said Bank shall secrete, embezzle or abscond with any bond, obligation, bill, obligatory or of credit, or other bill or note or any security for money, or any monies or effects intrusted to him as such Cashier, Assistant Cashier, Manager, clerk or servant, whether the same belong to the said Bank or belonging to any other person or persons, body or bodies politic or corporate or institution or institutions be lodged and deposited with the said Bank, the Cashier, Assistant Cashier, Manager, clerk or servant so offending, and being thereof convicted in due form of law, shall be deemed guilty of felony.

Imprisonment  
over 2 years  
to be in Peni-  
tentiary.

**XLII.** Every person convicted of felony under this Act shall be punished by imprisonment at hard labor in the Provincial Penitentiary for any term not less than two years, or by imprisonment in any other Gaol or place of confinement for any less term than two years in the discretion of the Court before which he shall be convicted.

Power to  
search for  
forged notes  
&c.,

**XLIII.** It shall and may be lawful to and for 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 one or more person or persons is or are or hath or have been concerned in making or counterfeiting any false bills of exchange, promissory notes, undertaking or orders of the said Bank, or hath in his possession any plates, presses or other instruments, tools or materials for making or counterfeiting the same or any part thereof, by warrant under the hand of such Justice, to cause the dwelling-house, room, work-shop or outhouse, or other building, yard, garden or other place, belonging to such suspected person, or where any such person or persons shall be suspected of carrying on any such making or counterfeiting, to be searched, and if any such false bills of exchange, promissory notes, undertakings or orders, or any plates, presses or other tools, instruments or materials shall be found in the custody or possession of any person or persons whomsoever not having the same by some lawful authority it shall and may be lawful to and for any person or persons whomsoever discovering the same, to seize, and he or they are hereby authorized and required to seize such false or counterfeit bills of exchange, promissory notes, undertakings or orders, and such plates, presses or other tools, instruments or materials, and to carry the same forthwith before a Justice of the Peace of the County or District (or if more convenient of the adjoining County or District) in which the same shall be seized and shall cause the same to be secured and produced in evidence against any person or persons who shall or may be prosecuted for any of the offences aforesaid, in some Court of Justice proper for the determination thereof, and the same after being so produced in evidence, shall by order of the Court be defaced or destroyed or otherwise disposed of as such Court shall direct:

How dealt  
with if found.

Saving of  
right of the  
crown.

**XLIV.** Nothing in this Act contained, shall in any manner derogate from or affect or be construed to derogate from or affect the rights of Her Majesty, her heirs and successors, or of any person or persons or of any body or bodies politic or corporate, except in so far as the same may be specially derogated from or affected by the provisions of this Act.