

An Act respecting Perjury.

WHEREAS it is expedient to assimilate, amend and consolidate the Statute Law relating to Perjury, in force in the several Provinces of Quebec, Ontario, Nova Scotia, and New Brunswick, and to extend the same as so consolidated to all Canada; Therefore, Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:—

Preamble.

1. Perjury or subornation of perjury is a misdemeanor; and any person guilty thereof shall be liable to be imprisoned in the Penitentiary for any term not exceeding fourteen years and not less than two years, or to be imprisoned in any other gaol or place of confinement, for any term less than two years, and to pay such fine as the Court may award.

Perjury to be a misdemeanor.

2. In every case in which, by any Act or Law now or hereafter to be in force in the Dominion of Canada, or in any Province forming part of the Dominion of Canada, it is required or authorized that facts, matters or things be verified, or otherwise assured or ascertained, by or upon the oath, affirmation, declaration or affidavit of some or any person, if any person having in any such case taken or made any oath, affirmation or declaration so required or authorized, knowingly, wilfully and corruptly, upon such oath, affirmation or declaration, deposes, swears to or makes any false statement as to any such fact, matter or thing,—or if any person knowingly, wilfully and corruptly, upon oath or affirmation, deposes to the truth of any statement for so verifying, assuring or ascertaining any such fact, matter or thing, or purporting so to do,—or knowingly, wilfully and corruptly takes, makes, signs or subscribes any such affirmation, declaration or affidavit, as to any such fact, matter or thing, such statement, affidavit, affirmation or declaration being untrue, in the whole or any part thereof,—or knowingly, wilfully and corruptly omits from any such affidavit, affirmation or declaration, sworn or made under the provisions of any law, any matter which, by the provisions of such law, is required to be stated in such affidavit, affirmation or declaration,—such person shall be deemed to be guilty of wilful and corrupt perjury, and be punished accordingly; Provided that nothing herein contained shall affect any case amounting to perjury at the Common Law, or the case of any offence in respect of which other or special provision is made by any Act.

Making, &c., false oaths, declarations, &c., under any Act to be perjury.

Proviso.

3. Any person who wilfully and corruptly makes any false affidavit, affirmation, or declaration out of Canada, or out of any Province of Canada, before any functionary authorized to take the same for the purpose of being used in Canada, or in such Province, shall be deemed guilty of perjury, in like manner as if such false affidavit, affirmation or declaration had been made in Canada, or in such Province, before competent authority; and such person may be dealt with, indicted, tried and if convicted, be sentenced, and the offence may be laid and charged to have been committed, in that district, county or place where he has been apprehended or is in custody.

Trial, punishment, &c., for making false affidavits, &c., out of Canada.

4. It shall be lawful for any Judge of any Superior Court of Law or

Any Judge may direct