

pected to be made for the purpose of committing felonies against this Act.

Act, or in any other Act mentioned, upon reasonable cause assigned upon oath by any person, may issue a warrant under his hand and seal for searching in the day time, any house, mill, magazine, storehouse, warehouse, shop, cellar, yard, wharf or other place or any carriage, waggon, cart, ship, boat or vessel, in which the same is suspected to be made, kept or carried for such purpose as herein before mentioned; and every person acting in the execution of any such warrant may seize any gunpowder or explosive substance or any dangerous or noxious thing, or any machine, engine or instrument or thing which he has good cause to suspect is intended to be used in committing or enabling any other person to commit any offence against this Act, and with all convenient speed after the seizure shall remove the same to such proper place as he thinks fit, and detain the same until ordered by a Judge of one of Her Majesty's Superior Courts of Criminal Jurisdiction, to restore it to the person who may claim the same.

Disposal of such substances.

68. Any gunpowder, explosive substance or dangerous or noxious thing, or any machine, engine, instrument or thing intended to be used in committing or enabling any other person to commit any offence against this Act, and seized and taken possession of under the provisions hereof, shall, in the event of the person in whose possession the same is found, or of the owner thereof being convicted for an offence under this Act, be forfeited; and the same shall be sold under the direction of the Court before which any such person may be convicted, and the proceeds thereof shall be paid into the hands of the Receiver General, to and for the use of the Dominion.

Kidnapping.

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69. Whosoever, without lawful authority, forcibly seizes and confines or imprisons any other person within Canada, or kidnaps any other person with intent—

1. To cause such other person to be secretly confined or imprisoned in Canada against his will; or—

2. To cause such other person to be unlawfully sent or transported out of Canada against his will; or—

3. To cause such other person to be sold or captured as a slave, or in any way held to service against his will,—

Punishment.

Is guilty of felony, and shall be liable to be imprisoned in the Penitentiary, for any term not exceeding seven 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.

Non-resistance not to be defence.

70. Upon the trial of any offence under the next preceding section, the non-resistance of the person so kidnapped or unlawfully confined, thereto, shall not be a defence, unless it appears to the