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No. 13.

2nd Session, 5th Parliament, 19 Victoria, 1856.

BILL.

An Act for the suppression of Lotteries.

Received and read, first time, Thursday, 28th
Feb., 1856.

Second reading, Monday, 10th March, 1856.

HON. J. H. CAMERON.

TORONTO:

PRINTED BY JOHN LOVELL, YONGE STREET.

An Act for the suppression of Lotteries.

WHEREAS it is desirable that the practice of selling lands, goods and chattels by lot or chance be prohibited by law, and any such sales declared void; Therefore, Her Majesty &c., enacts as follows: If any person shall after the passing of this Act, make, print, advertise or
 5 publish, or cause or procure to be made, printed, advertised or published, any proposal, scheme, or plan, for advancing, lending, giving, selling, or in any way disposing of any property, either real or personal, by lots, cards, tickets, or any mode of chance whatever, or shall sell, barter, exchange, or otherwise dispose of, or cause, or procure, or aid or assist, the sale, barter,
 10 exchange, or other disposal of, or offer for sale, barter, or exchange any lot, card, ticket, or other means or device, for advancing, lending, giving, selling, or otherwise disposing of any property, real or personal, by lots, tickets, or any mode of chance whatever, such person shall upon conviction thereof, before any Mayor, Alderman, or other Justice of the Peace,
 15 upon the oath of any one or more credible witnesses, or upon confession thereof, forfeit and lose the sum of Five Pounds for such and every such offence, together with costs, to be levied by distress and sale of the offender's goods, by warrant under the hand and seal of any such Mayor, Alderman, or other Justice of the Peace, of the city, town, county or place where
 20 such offence shall be committed, which said forfeiture shall be applied half to the informer, and the other half shall be paid to the Treasurer or Chamberlain of the Municipality in which such offence shall be committed, and shall form part of the funds thereof.

Preamble.

Penalty for making or publishing lottery schemes of any kind.

How enforced and applied.

II. Any person buying, bartering, exchanging, taking, or receiving any
 25 such lot, card, ticket, or other device as in the first section of this Act mentioned, shall, upon conviction thereof, in like manner as therein mentioned, forfeit and lose the sum of Five Pounds, for each offence, to be recovered and applied as aforesaid.

Penalty for buying or receiving lottery tickets, &c.

III. Any sale, loan, gift, barter or exchange of any real or personal pro-
 30 perty, by any lottery, ticket, card, or other mode of chance whatever, depending upon, or to be determined by chance or lot, shall be void to all intents and purposes whatsoever, and all such real or personal property, so sold, lent, given, bartered, or exchanged, shall be forfeited to such person as shall sue for the same by action, bill, or information in any Court of
 35 Record in this Province.

Sales, gifts, &c., founded on lotteries to be void.

IV. If any person so convicted by any Mayor, Alderman, or other Justice as aforesaid, shall not have sufficient goods and chattels, whereon to levy the penalties authorized by this Act, or shall not immediately pay the said penalties, or give security for the same, such Mayor, Alderman,
 40 or other Justice, convicting such person, shall commit such person to the

Committal for non-payment of penalties.

common Gaol of the County in which such offence was committed, for a period not exceeding three calendar months, or until such fine and costs are paid.

Act to extend to publication of foreign lottery schemes.

V. The provisions of this Act shall extend to the printing or publishing, or causing to be printed or published, of any advertisement, scheme, proposal or plan of any foreign lottery, and to the sale, or offer for sale, of any ticket, chance, or share, in any such lottery, or to the advertisement for sale of such ticket, chance, or share. 5

Interpretation clause.

VI. The term personal property in this Act shall include every description of money, chattel, and valuable security, and every kind of personal property whatever; and the term real property shall include every description of land, and all estates and interests therein. 10

Appeal from conviction under this Act.

VII. Any person convicted under this Act, shall have the same right of appeal from the judgment of the convicting Justice, as in other cases of summary convictions, where an appeal is allowed by law. 15