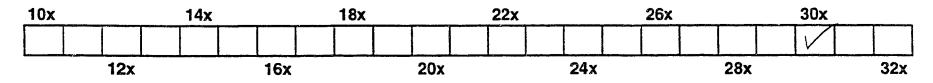
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No. 119.

4th Session, 8th Parliament, 29th Vic., 1865

BILL.

An Act for abolishing the punishment of death in certain cases.

No. 225 of 1865.-1st Session.

Hon. Mr. Atty. Gen. CARTIER.

QUEBEC PRINTED BY HUNTER, ROSE & CO., ST. URSULE ST. No. 119.-First Ses. No. 225.7 BILL.

[1865.

An Act for abolishing the punishment of death in certain cases.

WHEREAS it is expedient to abolish the punishment of death in the Preamble. cases hereinafter mentioned; Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows :---

1. If any person shall, after the commencement of this Act, be con- Any person guilty of 5 victed of any of the offences hereinafter mentioned, that is to say :

Firstly. Of having, to the number of twelve or more, been unlawfully, Riotously and riotously and tumultuously assembled together to the disturbance of the tumultuously public reace, and having been required or commanded by any one or more with others, justice or justices of the peace, or by the sheriff of the county or his and so con-10 under sheriff, or by the mayor, bailiff or bailiffs, or other head officer, tinuing after or justice of the peace of any city or town corporate where such assem- proclama-bly shall have been by proclamation made in the Owner's such assem- cion. bly shall have been, by proclamation made in the Queen's name in the form directed by law, to disperse themselves, and peaceably to depart to their habitations or to their lawful business, and of having, to the num-

15 ber of twelve or more (notwithstanding such Proclamation made), unlawfully, riotously and tumultuously remained or continued together by the space of one hour after such command or request made by proclamation. or.

Secondly. Of having been unlawfully, riotously and tumultuously Assembling 20 assembled together, with other persons, to the disturbance of the public with other peace, and of having unlawfully and with force, demolished or pulled for unlawful-down, or heavy to doublish or pull down, any Church or Charol, or pulled ly pulling down, or begun to demolish or pull down, any Church or Chapel, or any Jown building for religious worship, or any dwelling-house, barn, stable, or churches, dwel ing other out-house; or, houses, &c.

- Thirdly. Of having, with force and arms, wilfully and knowingly Obstructing 25 opposed, obstructed, or in any manner, wilfully and knowingly let, persons makhindered, or hurt any person or persons who had begun to proclaim, or ing pro-was going to proclaim, according to the proclamation directed by law to be made, whereby such proclamation shall not have been made; or,
- Fourthly. Of having been unlawfully, riotously and tumultuously Unlawfally 30 assembled with other persons, to the number of twelve as aforesaid, or assembling more, to whom proclumation should or ought to have been made, if the with other same had not been hindered as aforcsaid; and of having, to the number and not dis-of twelve or more, continued together, and not dispersed themselves knowing that

35 within one hour after such let or hindrance so made, having knowledge proclamation fauch let or hindrance so made . or of such let or hindrance so made; or, dered.

Fifthly. Of having administered to, or caused to be taken by any Causing bodiperson, any poison or other destructive thing, or of having stabled, ly iojury with cut, or wounded any person, or by any means whatsoever, caused any intent to 40 bodily injury dangerous to life, to any person, with intent, in any of

the cases aforesaid, to commit murder; or,

Rape. Sixthly. Of having committed the orime of rape; or

Abusing any Seventhly. Of having unlawfully or carnally known and abused any infant under girl under the age of ten years; or, age.

Buggery. Eightly. Of having been guilty of the abominable orime of buggery committed either with mankind or with any animal; or, 5

Robbing and Ninthly. Of having robbed any other person, and at the time or imwounding. mediately before or immediately after such robbery, stabbed, cut, or wounded any person; or,

Burglary and Icnthly. Of having burglariously broken and entered any dwelling assault. house and assaulted with intent to murder any person being therein, or 10 stabbed, cut, wounded, beaten or struck any such person; or,

Muliciously

setting fire to Eleventhly. Of having unlawfully and maliciously set fire to any inhabited dwelling house, any person being therein, or, houses.

Maliciously Twelfthly. Of having unlawfully and maliciously set fire to, cast set ing fire to away, or in any wise destroyed any ship or vessel, either with intent to 15 or destroying murder any person, or whereby the life of any person was endangered; or,

Exhibiting Thirteenthly. Of having unlawfully exhibited any false light or signal, with intent to bring any ship or vessel into danger, or of having unlawfully and maliciously done anything to cause the immediate loss or 20 destruction of any ship or vessel in distress;

Shall not suffer or be sentenced to de th, but be cretion of the Court, to be imprisoned in the Penitentiary for the term liable to imprisoned in any term not less than two years, or to be 25 prisonment in imprisoned in any other prison or place of confinement for any term the discretion less than two years.