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No. 52.

4th Session, 6th Parliament, 24th Victoria, 1861.

BILL.

An Act to amend the Law relating to the
Unlawful Administering of Poison.

Received and read, first time, Tuesday, 2nd
April, 1861.

Second reading, Friday, 5th April, 1861.

Hon. Mr. Attorney General MAUDONALD.

QUEBEC :

PRINTED BY THOMPSON, HUNTER & CO., ST. URSULE STREET.

An Act to amend the Law relating to the unlawful administering of Poison.

WHEREAS the present law has been found insufficient to protect persons from the unlawful administering of poison, except in cases where the intent is to commit murder:

Preamble:

Therefore, Her Majesty, &c.

- 5 **1.** Whosoever shall unlawfully and maliciously administer to or cause to be administered to, or taken by any other person, any poison or other destructive or noxious thing so as thereby to endanger the life of such person, or so as thereby to inflict upon such person any grievous bodily harm, shall be guilty of felony, and being convicted thereof shall
10 be liable to be sentenced to imprisonment for any period not less than two years.

Maliciously administering poison, &c., and endangering life, &c., felony.

- 2.** Whosoever shall unlawfully and maliciously administer to, or cause to be administered to, or taken by any other person, any poison or other destructive or noxious thing with intent to injure, aggrieve or annoy such person, shall be guilty of a misdemeanor, and being convicted thereof shall be liable to be sentenced to imprisonment for any period not more than two years.

Maliciously administering poison, &c., with the intent to injure, &c.; misdemeanor.

- 3.** If upon the trial of any person charged with the felony above mentioned the Jury shall not be satisfied that such person is guilty thereof, but shall be satisfied that he is guilty of the misdemeanor above mentioned, then and in every such case the jury may acquit the accused of such felony, and find him guilty of such misdemeanor, and thereupon the delinquent shall be liable to be punished in the same manner as if convicted upon an indictment for the misdemeanor.

Offenders indicted for this felony may be convicted of the misdemeanor.