

# COINAGE OFFENCES ACT OF 1865 (QUEENSLAND, ADOPTED)<sup>(1)</sup> IN ITS APPLICATION TO THE TERRITORY OF PAPUA.

## An Act to consolidate and amend the Statute Law of Queensland against Offences relating to Coin.

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Preamble repealed by No. 3 of 1914, s. 3 and First Schedule.

**B**E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Queensland in Parliament assembled, and by the authority of the same, as follows:—

(1) The *Coinage Offences Act of 1865 of Queensland*, in its application to the Territory of Papua, comprises the original *Coinage Offences Act of 1865 of Queensland*, referred to in Part I of the following Table, as amended by the Ordinance of the Possession of British New Guinea referred to in Part II of the following Table and by the Ordinance of the Territory of Papua referred to in Part III of the following Table:—

TABLE.  
PART I.—ACT OF THE STATE OF QUEENSLAND.

Citation of Act.	Ordinance by which adopted.	Date on which adoption took effect.
<i>Coinage Offences Act of 1865 (29 Vic. No. 4)</i> <sup>(a)</sup>	<i>The Courts and Laws Adopting Ordinance (Amended) of 1889 (No. 6 of 1889)</i>	23.11.1889 (Supplement to British N.G. <i>Govt. Gaz.</i> of 23.11.1889)

(a) Continued in force in the Territory of Papua by Section 6(1) of the *Papua Act 1905*.

PART II.—ORDINANCE OF THE LEGISLATIVE COUNCIL OF THE POSSESSION OF BRITISH NEW GUINEA.

Short title, number and year.	Date of assent by Administrator.	Date on which published in British N.G. <i>Govt. Gaz.</i>	Date on which came into operation.
<i>The Criminal Code Ordinance of 1902</i> <sup>(a)</sup> (No. 7 of 1902)	15.12.1902	20.12.1902	20.12.1902 (Supplement to British N.G. <i>Govt. Gaz.</i> of 20.12.1902)

(a) Continued in force in the Territory of Papua by Section 6(1) of the *Papua Act 1905*.

PART III.—ORDINANCE OF THE LEGISLATIVE COUNCIL FOR THE TERRITORY OF PAPUA.

Short title, number and year.	Date of reservation by Lieut.-Gov.	Date on which assent of Gov.-Gen. in Council published in Papua <i>Govt. Gaz.</i>	Date on which came into operation.
<i>Ordinances Revision Ordinance, 1913 (No. 3 of 1914)</i>	14.8.1913	4.2.1914	4.2.1914 ( <i>Papua Govt. Gaz.</i> of 4.2.1914)

BANKING AND CURRENCY—

Interpretation of terms.

Imp. 24 & 25 Vic. c. 99 s. 1. Current gold and silver coin.

Amended by No. 7 of 1902, s. 2.

1. In the interpretation of and for the purposes of this Act the expression "the Queen's current gold or silver coin" shall include any gold or silver coin coined in any of Her Majesty's mints or lawfully current by virtue of any proclamation or otherwise in any part of Her Majesty's dominions whether within the United Kingdom or otherwise.

Sections 2-25 repealed by No. 7 of 1902, s. 2.

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Coin suspected to be diminished or counterfeit may be cut by any person to whom it is tendered.

Imp. 17 s. 26. Who shall bear the loss.

26. Where any coin shall be tendered as the Queen's current gold or silver coin to any person who shall suspect the same to be diminished otherwise than by reasonable wearing or to be counterfeit it shall be lawful for such person to cut break bend or deface such coin and if any coin so cut broken bent or defaced shall appear to be diminished otherwise than by reasonable wearing or to be counterfeit the person tendering the same shall bear the loss thereof but if the same shall be of due weight and shall appear to be lawful coin the person cutting breaking bending or defacing the same is hereby required to receive the same at the rate it was coined for and if any dispute shall arise whether the coin so cut broken bent or defaced be diminished in manner aforesaid or counterfeit it shall be heard and finally determined in a summary manner by two justices of the peace who are hereby empowered to examine upon oath as well the parties as any other person in order to the decision of such dispute and the Colonial Treasurer of the said colony and his deputies and clerks and the receivers duly appointed of every branch of Her Majesty's revenue are hereby required to cut break or deface or cause to be cut broken or defaced every piece of counterfeit or unlawfully diminished gold or silver coin which shall be tendered to them in payment of any part of Her Majesty's revenue.

Sections 27-40 repealed by No. 7 of 1902, s. 2.

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Commencement of Act.

41. This Act shall commence and take effect on the first day of January one thousand eight hundred and sixty-six and shall be styled and may be cited as the "Coinage Offences Act of 1865."<sup>(1)</sup>

(1) See footnote (1) printed on p. 165.