

Laws of Her Majesty's Province of Newfoundland, passed in the year 1838.

2 Victoria – Chapter 9

An Act declaratory of the Value of the Dollar in this Colony, and to remove all doubts of the same being a Legal Tender in certain cases, (Passed 25th October, 1838.)

Whereas doubts have arisen with respect to the Value of Dollars as a Legal Tender within this Colony, and—

Whereas it is necessary that provision should be made for Legalizing the Payment of certain Debts by Spanish and other Dollars at and after the same rate as the same are now Payable and Receivable in Her Majesty's Customs and other Departments of Her Majesty's Government in this Colony.

Be it therefore enacted, by the Governor, Council and Assembly of Newfoundland, and it is hereby enacted, that all Debts and Sums of Money now due and payable, or which shall hereafter grow due and become payable in monies of the Coin of the Realm, whether the same Debts have accrued and subsisted or shall accrue and subsist under simple contract or specialty, within this Colony, such Debts shall and may, after the passing of this Act, be paid, satisfied and discharged, in the whole or in part thereof, by the Payment of Spanish, Boliviana, Central American, Chilian, Columbian, Mexican, New Grenadian, Peruvian, and Rio Plata Silver Dollars, to be paid and received at and after the rate or value of Four Shillings and Four Pence Sterling for each Dollar; and a payment or tender of payment in such Dollars, according to the rate or value of the same as aforesaid, shall in all such cases as aforesaid be accounted and allowed to be as good and valid in Law as a tender or payment of monies of the Coin of the Realm now is or would be: Provided always, that nothing in this Act shall extend or be applied to, or be construed to extend to or affect, any agreement between Merchants or other Persons, or any usage of Trade or custom of Dealing wherein or whereby any Debt contracted or subsisting under any such agreement, usage of Trade, or custom of Dealing, or any sum of Money now is or hereafter shall become payable in or by a Bill or Bills of Exchange.

II. And be it further enacted, that the operation of this Act shall be and the same is hereby suspended until Her Majesty's pleasure is signified thereon.