

The Provincial Statutes of Canada, passed in the year 1841. Kingston: Stewart Derbishire & George Desbarats, 1841.

4 & 5 Victoria – Chapter 29

An Act for levying a certain rate or duty on Bank Notes, issued and in Circulation in this Province. 18th September, 1841.

Most Gracious Sovereign,

Whereas it is expedient to impose a rate or duty to be paid to Your Majesty for the Public Improvements of this Province, on Bank Notes issued and in circulation in this Province; Be it therefore enacted, by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled *An Act to Re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*; and it is hereby enacted by the authority of the same, that each and every Bank incorporated, chartered or recognized by the Legislature of this Province, or by the Legislature of either of the late Provinces of Upper or Lower Canada, and each and every Company, Person or Party lawfully acting as Bankers, or as a Banker within this Province, shall, on the fifteenth day of May, and the fifteenth day of November, in each year, deliver to the Receiver General a statement shewing the total amount in nominal value, of the Notes or Bills issued by such Bank, Company, Person or Party, payable to bearer or on demand, or transferable by delivery and in circulation at the end of each calendar month for which no statement shall have been previously delivered; and that such statement shall be certified as correct by the signature of the Cashier or other proper Officer of the Bank to which it shall relate, and also by the President, or person acting as the President of the same, or by the party or one of the parties acting as a Banker, or as Bankers, or his or their Chief Clerk, or authorized Agent; and the person or persons, so certifying any statement, shall make and sign a declaration in writing before a Justice of the Peace, that he or they have had the means of knowing that such statement is correct, and that it is so to the best of his or their knowledge and belief.

II. And be it enacted, that any wilful false allegation in any such statement shall be a misdemeanor, for which the person making the same shall be liable to the punishment to which persons guilty of wilful and corrupt perjury are by Law liable, in the place in which such false statement shall have been made.

III. And be it enacted, that at the time any such statement shall be delivered to the Receiver General, as aforesaid, there shall be paid to him by the Bank, Banker or Bankers making the same, a duty at the rate of one per cent per annum on the average amount of the Notes and Bills therein mentioned as in circulation during the time for which such statement shall be made.

IV. And be it enacted, that for any refusal or neglect to deliver any statement required by this Act, at the time herein appointed, the Bank or party so refusing or neglecting shall forfeit to Her

Majesty the sum of one thousand pounds, currency, for the public uses of the Province; and such forfeiture, as well as any sum due to Her Majesty under the provisions of this Act, may be recovered with costs in any way in which debts due to the Crown can be recovered in that part of the Province in which such forfeiture shall have been incurred, or such sum shall have become due.

V. And be it enacted, that all such forfeitures or sums recovered as aforesaid, shall be paid to the Receiver General, and shall, as shall all other monies paid to him under the authority of this Act, form part of the consolidated Revenue Fund of this Province; and the due application of all such monies shall be accounted for to Her Majesty, Her Heirs and Successors through the Lords Commissioners of Her Majesty's Treasury for the time being in such manner and form as Her Majesty, Her Heirs and Successors shall direct.