


ANNO NONO

# GEORGII IV. REGIS.

**********************************************************

## CAP. LXV.

## An Act to restrain the Negotiation, in *England*, of Promissory Notes and Bills under a limited Sum, issued in *Scotland* or *Ireland*. [15th *July* 1828.]

WHEREAS an Act was passed in the Seventh Year of His present Majesty's Reign, intituled *An Act to limit, and after a certain Period to prohibit, the issuing of Promissory Notes under a limited Sum in* England; and Doubts may arise how far the Provisions of the said Act may be effectual to restrain the circulating in *England* of certain Notes, Drafts, or Undertakings made or issued in *Scotland* or *Ireland*: Be it therefore enacted by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That if any Body Politic or Corporate, or Person or Persons, shall, after the Fifth Day of *April* One thousand eight hundred and twenty-nine, by any Art, Device, or Means whatsoever, publish, utter, negotiate, or transfer, in any Part of *England*, any Promissory or other Note, Draft, Engagement, or Undertaking in Writing, made payable on Demand to the Bearer thereof, and being negotiable or transferrable, for the Payment of any Sum of Money less than Five Pounds, or on which less than the Sum of Five Pounds shall remain undischarged, which shall have been made or issued, or shall purport to have been made or issued, in *Scotland* or *Ireland*, or elsewhere out of *England*, wheresoever the same shall or may be payable, every such

7 G. 4. c. 6.

After 5th April 1829, no Corporation or Person shall utter in England Notes or Bills under 5*l.* which have been made or issued in Scotland or Ireland, under Penalty of 20*l.*

such Body Politic or Corporate, or Person or Persons, so publishing, uttering, negotiating, or transferring any such Note, Bill, Draft, Engagement, or Undertaking, in any Part of *England*, shall forfeit and pay for every such Offence any Sum not exceeding Twenty Pounds nor less than Five Pounds, at the Discretion of the Justice of the Peace who shall hear and determine such Offence.

Mode of recovering Penalties.

II. And be it further enacted, That the Penalties which may be incurred under the Provisions of this Act shall and may be recovered in a summary Way, by Information on Complaint, before a Justice or Justices of the Peace, and shall be levied and applied in the Manner directed by an Act passed in the Forty-eighth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act to restrain the Negotiation of Promissory Notes and Inland Bills of Exchange under a limited Sum in* England, with respect to the Penalties by the said last-mentioned Act imposed; and all and every the Clauses and Provisions in the said last-mentioned Act contained, relating to the Recovery and Application of the Penalties thereby imposed, shall be applied and put in execution for the Recovery and Application of the Penalties by this Act imposed, as fully and effectually, to all Intents and Purposes, as if such Clauses and Provisions had been herein repeated and expressly re-enacted.

48 G. 3. c. 88.

The Treasury may order a Remission or Mitigation of Penalties.

III. Provided always, and be it enacted, That it shall and may be lawful for the Lord High Treasurer, or for the Commissioners of His Majesty's Treasury, or any Three or more of them, to order and direct that the Whole or any Part of any Penalty which shall be incurred under this Act shall and may be remitted, or mitigated or abated to such Amount, and in such Manner and upon such Conditions as to such Lord High Treasurer or Commissioners of the Treasury may seem fit and proper.

Not to extend to Drafts on Bankers for the Use of the Drawer.

IV. Provided always, and be it further enacted, That nothing herein contained shall extend to any Draft or Order drawn by any Person or Persons on his, her, or their Banker or Bankers, or on any Person or Persons acting as such Banker or Bankers, for the Payment of Money held by such Banker or Bankers, Person or Persons, to the Use of the Person or Persons by whom such Draft or Order shall be drawn.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1828.