

CHAPTER 73.

Of Preventing the Enlistment in the Service of any Foreign State, and the Exportation of Arms and Munitions of War.

SECTION

- 1.—Prevention of Foreign Enlistment.
- 2.—Prevention of exportation of arms, &c.
- 3.—Proclamations may be amended.
- 4.—Violation of Act; Penalty.

SECTION

- 5.—Mode of trial.
- 6.—Justice of Peace may issue warrant, &c.
- 7.—Foreign State; meaning.
- 8.—Limitation.

1. The Governor in Council may, by proclamation in the *Royal Gazette*, prohibit any person in this colony from enlisting or engaging in the naval or military service of any foreign state, and also from recruiting, hiring, or engaging, or procuring or attempting to recruit, hire or engage, or procuring, soliciting or persuading any person to enlist or engage, in such service,

2. The Governor in Council may, by proclamation in the *Royal Gazette*, prohibit the exportation of arms, gunpowder, military and naval stores, and munitions of war, explosives and ingredients used in the manufacture of explosives, marine engines, screw propellers, paddle-wheels, cylinders, cranks, shafts, boilers, tubes for boilers, boiler plates, fire bars, every article or any other component part of an engine or boiler, or any article whatever which is, can, or may become applicable for the manufacture of marine machinery, torpedoes, torpedo boats fitted with apparatus to be used for torpedoes, all apparatus for projecting inflammable materials or firing torpedoes, pumps or other machinery intended to be used for projecting inflammable materials, and machinery intended to be used in the construction of torpedoes or torpedo boats from this colony, and also to prohibit the importation of the same, if imported for the purpose of exportation, or make rules and regulations with regard to such exportation, or importation for the purposes of exportation, which rules and regulations shall be published in the *Royal Gazette*.

3. The Governor in Council may, by proclamation as aforesaid, rescind, alter, vary, amend or renew such proclamation, rules and regulations, from time to time.

4. Any person violating the provisions of this chapter, or of the proclamation, rules or regulations, made by virtue of this chapter, shall be deemed guilty of a misdemeanor, and upon conviction thereof shall be subject to a fine not exceeding four hundred dollars; and in default of payment, to imprisonment for a term not exceeding two years, or to both fine and imprisonment at the discretion of the Court before which such conviction takes place, and such imprisonment may be with or without hard labour.

5. Any person under this chapter shall be tried before the Supreme Court, and shall, for the purposes of such trial, be held to have been committed in the place where the offence is tried.

6 Any Justice of the Peace may, upon complaint on oath, issue his warrant for the arrest of any person charged with a violation of this chapter, and cause such person to be brought before him or some other Justice of the Peace, and the person so charged may, upon enquiry, be either discharged or committed to gaol by such Justice of the Peace, until the person so charged shall have given sufficient bail to appear before the Supreme Court to answer such charge.

7. In this chapter "foreign state" includes any person or persons exercising or assuming to exercise the powers of government in or over any foreign country, colony, province or people.

8. No prosecution shall be commenced under this chapter more than one year after the commission of the offence.