



ANNO VICESIMO QUINTO ET VICESIMO SEXTO

VICTORIÆ REGINÆ.

A.D. 1862.

No. 10.

*An Act to enable the Postmaster-General to Issue Money Orders
in the Colony of South Australia.*

[Assented to, 21st October, 1862.]

WHEREAS it is desirable to enable the public, under due regula- Preamble.
tions, to remit small sums of money through the Post Office—
Be it therefore Enacted, by the Governor-in-Chief of the Province
of South Australia, with the advice and consent of the Legislative
Council and House of Assembly of the said Province, in this pre-
sent Parliament assembled, as follows:

1. The Governor may from time to time, with the advice and consent
of the Executive Council, make such regulations as shall be needed
relating to money orders and to the persons by or through whom,
and the places where, and the times when, and the manner and
form in which, and the restrictions as to number and amount under
which money orders shall be issued, and to the persons in favor of
whom, and the places where, and the times when, and the manner
in which all money orders issued shall be payable, and to the length
of time during which money orders shall be current, and after
which they shall become void, and to the circumstances under which
the Postmaster-General may refund the whole or part of the money
paid for any money order, and under which he shall cease to be
liable to pay the money made payable under any money order, and to
the manner of forwarding messages or advices through the electric
telegraph, or otherwise of transmitting moneys and of managing
credits, accounts, and other matters and things necessary to be
forwarded, transmitted, or managed in reference to money orders,
and relating to every other matter or thing necessary to be re-
gulated

Governor in Council
may make regula-
tions relating to
money orders, and
may repeal, alter, or
remodel the same.

gulated or done for perfecting a system whereby the public may be enabled promptly and safely to remit small sums of money through the Post Office: And the Governor, with the advice and consent of the Executive Council, may such regulations, from time to time, alter, repeal, remodel, vary, re-establish, or otherwise deal with as may be found expedient; and such regulations shall be binding and conclusive upon the persons in favor of whom such money orders shall be issued, and the payees thereof, and all persons interested through or claiming under them, and upon all other persons whomsoever, and shall have the same force and effect in all respects as if enacted by this Act, and no action, suit, or other proceeding at law, or in equity, shall be brought, instituted, or commenced against the Postmaster-General, or any officer of the Post Office, or any other person whomsoever for or by reason, or in consequence of any such regulations, or of any compliance therewith or otherwise in relation thereto, or for or by reason or in consequence of the refunding or the payment of the amount or part of the amount of any money order or any poundage therefor being refused or delayed, or on account of accidental neglect, or omission, or mistake, or of any other cause whatsoever without fraud or wilful misbehaviour on the part of any person chargeable therewith.

No money orders to be issued for more than £10.

2. No money order shall be granted for a larger sum than Ten Pounds.

Postmaster-General may demand and receive rates of poundage fixed by the Governor in Council.

3. The Postmaster-General shall demand and receive for the use of Her Majesty, in respect of all money orders issued, such rates of poundage as the Governor, with the advice and consent of the Executive Council, shall from time to time order, and such rates of poundage shall be demandable and receivable by the Postmaster-General, and shall be applied when received to the same purposes and in the same manner as all other moneys received by the Postmaster-General are by law: Provided that no poundage, nor any impost or charge whatsoever, shall be demandable or receivable by the Postmaster-General or any other person under this Act, in respect of any money order to be issued, until after an order of the Governor ordering the same shall have been published in the *Government Gazette*.

No poundage nor impost to be demanded until after publication of order of Governor.

4. Any person who shall unlawfully issue any money order with a fraudulent intent shall be guilty of felony, and on conviction thereof shall be liable to be imprisoned at the discretion of the Court for any term not exceeding three years, with or without hard labor, and with or without solitary confinement.

Persons unlawfully issuing money orders to be guilty of a felony.

Money orders to be deemed valuable securities within the meaning of No. 4, 22 and 23 Vic.

5. Every money order shall be deemed a "valuable security" within the meaning of the Act No. 4, 22 and 23 Victoria, intituled "An Act for consolidating the Statute Law in force in South Australia, relating to Indictable Offences against Property, by Larceny and other offences connected therewith."

6. Every

6. Every person who shall with fraudulent intent send, or cause to be sent, any message or advice through the electric telegraph or otherwise concerning any money order, or any money, or poundage due or receivable from or by any person, in respect of any money order, shall be guilty of a misdemeanor, and on conviction thereof shall be liable to be punished with fine or imprisonment, or both, at the discretion of the Court, such imprisonment not to exceed three years, and to be with or without hard labor, and with or without solitary confinement, and such fine not to exceed One Hundred Pounds.

Persons sending fraudulent message guilty of a misdemeanor.

7. This Act and the Post Office Act of 1861 shall be read and construed together as one Act.

Post Office Act 1861 to be construed with this Act.

In the name and on behalf of the Queen I hereby assent to this Act.

D. DALY, Governor.