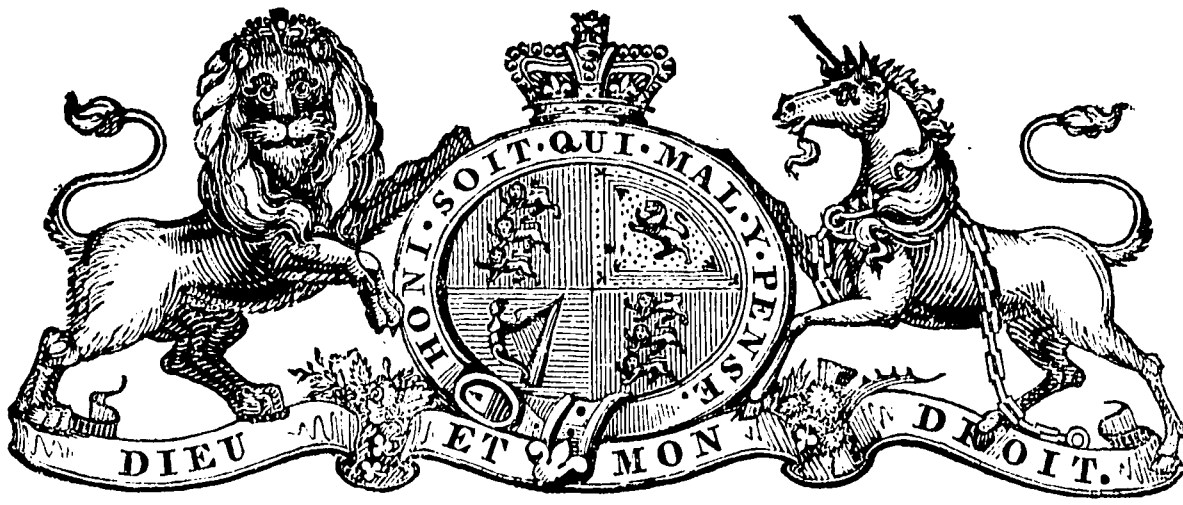


VICTORIA.



ANNO VICESIMO PRIMO

VICTORIÆ REGINÆ.

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No. LX.

An Act to enable the Postmaster General to issue Money Orders in the Colony of Victoria.

[4th June 1858.]

**W**HEREAS it is desirable to enable the public under due regulations to remit small sums of money through the Post Office and to amend the existing law relating to the Post Office Be it therefore enacted by the Queen's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of Victoria in the present Parliament assembled and by authority of the same as follows that is to say

Preamble.

I. The Governor in Council may from time to time 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 payable under any money order and to the manner of forwarding messages or advices through the electric telegraph or otherwise of transmitting monies 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 regulated or done for perfecting a system whereby the public may be enabled promptly and safely to remit small sums of money to all parts through the post-office And the Governor in Council may all such regulations from time to time and at any time alter repeal remodel vary re-establish or otherwise deal with as may be found expedient and all 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 contained and enacted by this Act and no action suit or other

Governor in Council may make regulations relating to money orders and may repeal alter or remodel the same.

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other proceeding of any sort at law or in equity shall be brought instituted or commenced in any court or before any judge or justice or otherwise howsoever 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 any law to the contrary notwithstanding.

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

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

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

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

Money orders to be deemed valuable securities within the meaning of 7 and 8 Geo. 4.

Persons sending fraudulent message guilty of a misdemeanor.

Repeal of condition of sec. XII. of Postage Act, 1854.

Repeal of part of condition 4 of section XII. 17 Vic. 30.

Governor in Council to fix separate town or places within meaning of 3 sec., 18 Vic., No. 31.

II. No money order shall be granted for a larger sum than ten pounds.

III. The Postmaster General may and shall demand and receive for the use of Her Majesty in respect of all money orders issued such rates of poundage as the Governor in Council shall from time to time order and such rates of poundage shall be demandable and receivable by the Postmaster General, and shall be applicable and applied when received for 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*.

IV. 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 with or without hard labor for any term not exceeding three years or if a male to be worked on the roads or other public works of the colony for such term not exceeding fourteen years as the court shall award.

V. Every money order shall be deemed a "valuable security" within the meaning of an Act of the Imperial Legislature made in the seventh and eighth years of His Majesty King George the Fourth intituled "*An Act for consolidating and amending the Laws in England relative to Larceny and other offences connected therewith*" adopted and applied to this Colony.

VI. Every person who shall with fraudulent intent send 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 in the discretion of the judge before whom such person shall be tried.

VII. For amending "*The Postage Act 1854*" Be it enacted that the third condition of the twelfth section of the said Act that is to say so much of the said section as requires that there shall not be more than three copies of any newspaper posted in one packet is hereby repealed.

VIII. Be it enacted that the fourth condition of the twelfth section of the 17 Vic. No. 30 which requires that newspapers shall be posted within seven days of the publication thereof is hereby repealed.

IX. The Governor in Council may from time to time order and direct what shall be deemed "separate post towns or places" within the meaning of the third section of an Act of the Governor and Legislative Council of Victoria passed in the eighteenth year of the reign of Her present

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present Majesty Queen Victoria intituled "*An Act to amend an Act intituled 'An Act to amend the law relating to the Post Office'*" and such orders shall have the force of law from the time of their publication in the *Government Gazette*.

X. This Act and "*The Postage Act 1854*" as amended by the lastly recited Act shall be read and construed together as one and the same Act except so far as this Act may be inconsistent with or repugnant to such reading and construction.

Postage Act 1854, to be construed with this Act.

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MELBOURNE:

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