

No. 22 of 1889.

An Ordinance relating to Criminal Breach of Trust by Public Servants in this Colony.

(See No. 2 of 1883.)

WHEREAS it is expedient to make further provision for the protection of Government against breaches of trust by public servants: Be it therefore enacted by the Governor of Ceylon, by and with the advice and consent of the Legislative Council thereof, as follows :

Preamble.

1 Whoever, being entrusted with, or having the dominion of any money in his capacity as a public servant, fails forthwith to pay over or produce, when required to do so by the head of his department or by the Colonial Secretary, Auditor-General, Assistant Auditor-General, or any officer specially appointed by the Governor to examine the accounts of his department, any money or balance of any money shown in the books or accounts or statements kept or signed by him to be held by or to be due from him as such public servant, or to duly account therefor, shall be guilty of the offence of criminal breach of trust, and shall on conviction be subject to the penalty provided by section 392 of the Ceylon Penal Code.

Criminal breach of trust by public servant in respect of money or balance of money.

2 This Ordinance shall be read as one with the Ceylon Penal Code ; and when a person is charged with an offence under this Ordinance, he may be charged in the same indictment with any offence punishable under section 392 of the said Code, subject, however, to the provisions of section 208 of the Criminal Procedure Code.

To be read with Ceylon Penal Code.

Joinder of charges.

31st December, 1889.