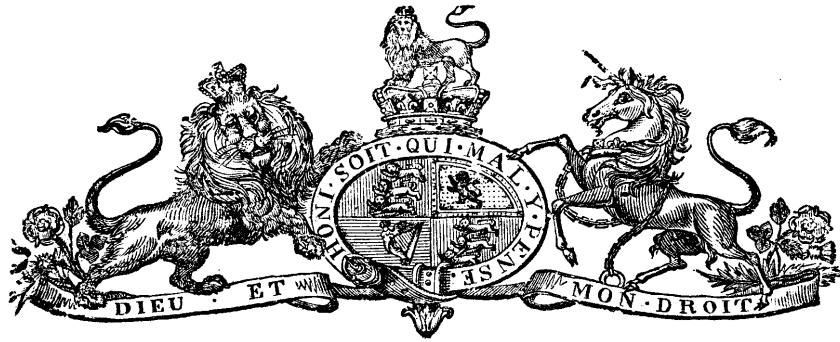


NEW ZEALAND.



ANNO VICESIMO PRIMO ET VICESIMO SECUNDO

VICTORIÆ REGINÆ.

No. 34.

ANALYSIS :

- | | |
|---|--|
| <p>Title.
Preamble.</p> <ol style="list-style-type: none"> 1. Statement of assets and liabilities to be made out weekly. 2. Quarterly abstracts to be made out and published. 3. Statement exhibiting capital, &c., to be subjoined. 4. Abstracts, &c., to be verified, and delivered to Colonial Treasurer. 5. Abstracts to be published. | <ol style="list-style-type: none"> 6. Penalty for neglecting to keep accounts and make returns. 7. Penalty for making false statement on return. 8. Oath to be taken before a Justice of the Peace; penalty for false Oath. 9. Recovery of Penalties. 10. Interpretation, 11. Short Title, Schedule. |
|---|--|

AN ACT to provide for the Periodical Publication of the Liabilities and Assets of Banks in New Zealand. Title.
[4th August, 1858].

WHEREAS, for the information and better security of the public, it is expedient that Bankers in the Colony of New Zealand should furnish periodically statements of their assets and liabilities, to be published as hereinafter provided: Preamble.

BE IT THEREFORE ENACTED by the General Assembly of New Zealand, in Parliament assembled, and by the authority of the same, as follows:—

I. Every Banker in the Colony of New Zealand shall, at the close of business on Monday in every week, prepare and make up, at each place where he shall carry on the business of Banker in the Colony, a full and correct account and statement, in writing, of the assets and liabilities of such Banker, at such place, in the form in the Schedule to this Act. Statements of assets and liabilities to be made out weekly.

II. From such weekly accounts and statements there shall be prepared, on the last Monday of each quarter, ending on the Quarterly abstracts to be made out and published.

Bankers' Returns.

last days of March, June, September, and December, respectively, by every such Banker, a general abstract, in writing, of the average amount during such quarter of the assets and liabilities of every such Banker, also in the form in the Schedule to this Act. A separate abstract shall be prepared for each place at which any Banker shall issue notes payable thereat in coin on demand.

Statement exhibiting capital, &c., to be sub-joined.

III. To each of such quarterly abstracts there shall be sub-joined a statement exhibiting the amount of capital of such Banker paid up at the close of the quarter for which such abstract shall be made up, the rate and amount of the last dividend that may have been declared to the shareholders or proprietors, and the amount of the reserved profit at the time of declaring such dividend: Provided that as regards Bankers in the Colony who shall also carry on business elsewhere, it shall be sufficient to state the same several particulars according to the latest advices received in the Colony.

Abstracts, &c., to be verified and delivered to Colonial Treasurer.

IV. Such quarterly abstracts and statements shall be verified on the oath of the Manager, or in his absence on the oath of the Chief Cashier, or Chief Clerk of the Bank, at the place in respect of which the same shall be made, and shall be forthwith delivered or transmitted to the Colonial Treasurer: Provided always that it shall be lawful for the Governor from time to time if he shall think fit, to appoint some other Public Officer than the Colonial Treasurer, to whom the said Quarterly Abstracts and Statements shall be transmitted.

Abstracts to be published.

V. Every such quarterly abstract and statement or an abstract or statement compiled therefrom, including all the places of business in the Colony of any one Banker in one abstract, shall be published, as soon as conveniently may be, in the *Government Gazette* of the Colony.

Penalty for neglecting to keep accounts and make returns.

VI. If any Banker shall neglect to keep such weekly accounts and statements, or to make out and deliver or transmit within ten days after the termination of the quarter, such quarterly abstracts and statements as herein provided, he shall forfeit and pay for every such offence the sum of £500: Provided always that in any action for any penalty under this Act, the onus of proving that such Weekly Accounts and Statements have been kept, and such Quarterly Abstracts and Statements have been made out and delivered or transmitted, shall be on the Banker.

Penalty for making false statement or return.

VII. If any Manager, Chief Cashier, or Clerk, verifying any such Abstract or Statement, shall deliver or transmit as aforesaid any Statement or Account or Abstract, knowing the same to be false in any particular, he shall forfeit, for every such offence, the sum of £100.

Oaths to be taken before Justice of the Peace. Penalty for false Oath.

VIII. Every Oath required to be taken under the provisions of this Act may be taken before any Justice of the Peace, who is hereby authorised to administer the same, and any person who

Bankers' Returns.

shall wilfully take a false Oath shall be deemed guilty of perjury, and punishable accordingly.

IX. Every penalty imposed by this Act shall be recovered only by action in the Supreme Court, by, and in the name of Her Majesty's Attorney-General for the Colony, and no action shall lie against any person for any such penalty unless the same shall be commenced within two years from the time the offence shall be alleged to have been committed. Recovery of penalties.

X. In the construction of this Act, the term "Banker" shall apply to every Corporation, Company, Firm, and Individual engaged in the ordinary business of Banking. Interpretation.

XI. The Short Title of this Act shall be "Bankers' Returns Act, 1858." Short Title.

SCHEDULE REFERRED TO IN THE FOREGOING ACT.

STATEMENT of the Average Amount of LIABILITIES and ASSETS of the BANK at , during the , ended .

LIABILITIES.			ASSETS.		
Notes in circulation	£		Coined Gold and Silver, and other Coined Metal	£	
Bills in circulation .. ..	..	..	Gold and Silver in Bullion or Bars .. ..	..	..
Balances due to other Banks .. ..	..	..	Notes and Bills of other Banks .. ..	..	..
Government Deposits .. ..	..	..	Balances due from other Banks .. ..	..	..
Other Deposits	} Not bearing Interest .. ..	..	Landed Property .. ..	..	..
			} Bearing Interest	Amount of all other Securities—
					1. Notes and Bills discounted
			2. Colonial Government Securities .. ..	..	..
			3. Other Funded Securities .. ..	..	..
			4. Debts due to Bank, (exclusive of debts abandoned as bad) .. ..	..	..
			5. Securities not included under the above heads .. ..	..	..
Total average Liabilities	£		Total average Assets	£	

Amount of the Capital Stock paid up at the close of the Quarter ended 18
 Rate of the last Dividend declared to the Shareholders
 Amount of the last Dividend declared
 Amount of the Reserved Profits at the time of declaring such Dividend.

Dated at this day of 18 .

I, A. B., swear that to the best of my knowledge and belief, the foregoing Abstract is a true and faithful account of the average amount of Assets and Liabilities at the above named Bank, during the period specified, and that the same was made up from the weekly accounts and statements thereof, kept in pursuance of "The Bankers' Returns Act, 1858."

Sworn at this day of } (Signed) A. B.
 18 , before me, }

C. D.,
 Justice of the Peace.