

AN ACT TO PROHIBIT THE FORGING, COUNTERFEITING, ALTERING, OR FRAUDULENT MAKING OF OBLIGATIONS AND SECURITIES OF THE UNITED STATES OR OF THE PHILIPPINE ISLANDS, OR OF THE CIRCULA...

Act No. 1754, October 09, 1907

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By authority of the United States, be it enacted by the Philippine Commission, that:

SECTION 1. Every person who, with intent to defraud, falsely makes or Philippine makes, forges, counterfeits, or alters any obligation or security of the United States or of the Philippine Islands shall be punished by a fine of not more than ten thousand pesos and by imprisonment for not more than fifteen years.

The words "obligation or security of the United States or of the Philippine Islands" shall be held to mean all bonds, certificates of indebtedness, national-bank currency, coupons, United States or Philippine Islands notes. Treasury notes, fractional notes, certificates of deposit, bills, checks, or drafts for money, drawn by or upon authorized officers of the United States or of the Philippine Islands, stamps and other representatives of value, of whatever denomination, which have been or may be issued under any Act of the Congress of the United States or of the Philippine Commission or of any Insular legislative body of the Philippine Islands.

SEC. 2. Every person who falsely makes, forges, or counterfeits, or causes or procures to be made, forged, or counterfeited, or willingly aids or assists in falsely making, forging, or counterfeiting, any note in imitation of, or purporting to be in imitation of, the circulating notes issued by any banking association now or hereafter authorized and acting under the laws of the United States or of the Philippine Islands, or who passes, utters, or publishes, or attempts to pass, utter, or publish, any false, forged, or counterfeited note, purporting to be issued by any such association doing a banking business, knowing the same to be falsely made, forged, or counterfeited, or who falsely alters, or causes or procures to be falsely altered, or willingly aids or assists in falsely altering, any such circulating notes, or passes, utters, or publishes, or attempts to pass, as true any falsely altered or spurious circulating importing to have been issued, by any such banking the same to be falsely altered or spurious, shall be punished by a fine of not more than two thousand pesos and by imprisonment for not less than five years nor more than fifteen years.

SEC. 3. Every person having control, custody, or possession of or any part thereof, from which has been printed, or which prepared by direction of the Secretary of the Treasury of the United States or by direction of the proper officer of the Philippine Islands, for the purpose of printing, any obligation or other security of the United States or of the Philippine Islands, as the case may be or from which any such obligation or other security has been printed, who uses such plate, or knowingly suffers the same to be used for the purpose of printing any such obligation or security, or similar obligation or security, or other security, or any part thereof, except as may be printed for the use of the United States or of the Philippine Islands by order of the proper officer thereof; and every person who engraves, or causes or procures to be engraved, or assist in engraving, any plate in the likeness of any plate designed for the printing of such obligations or other security, or who sells any such plate, or who brings into the Philippine Islands from any outside place any such plate, except under the direction of the proper office of the Philippines, or with any other intent, in either case, than that such plate be used for the printing of the

obligation or other securities of the Philippine Islands; or who has in his control, custody, or possession any metallic plate engraved after the similitude of any plate from which any such obligation, or other security has been printed, with intent to use such plate or suffer the same to be used in forging or counterfeiting any such obligation or other security, or other part thereof; or who has in his possession or custody except under authority from the proper officer Philippine Islands, any obligation or other security, engraved and printed after the similitude of any obligation or other security issued under the authority of the United States or of the Philippines Islands, with intent to sell or otherwise use the same; and every person who prints, photographs, or in any other manner makes or executes, or cause to be printed, photographed, made or executed, or aids in printing, photographing, making or executing any engraving, photograph, print or impression in the likeness of any such obligation or other security, or any part thereof, or who sells any such engraving, photograph, print or impression, except to the United States or the Philippine Islands, or who brings into the Philippine Islands from any outside place any such engraving, photograph, print, or impression, except by direction of some proper officer of the Philippine Islands, or who has retains in his control or possession, after a distinctive paper has been adopted by the proper officer of the Philippine Islands for the obligations and other securities of the Philippine Islands, any similar paper adapted to the making of any such obligation or other security, except under the authority of the proper officer of the Philippine Islands, shall be punished by a fine of not more than ten thousand pesos, or by imprisonment for not more than fifteen years, or by both such fine and imprisonment, in the discretion of the court.

SEC. 4. Every person who. with intent to defraud, passes, utters, publishes, or sells, or attempts to pass, utter, publish, or sell, or brings into the Philippine Islands with intent to pass, publish, utter, or sell, or keeps in possession or conceals with like intent any falsely made, forged, counterfeited, or altered obligation, or other security of the United States or of the Philippine Islands, shall be punished by a fine of not more than ten thousand pesos and by imprisonment for not more than fifteen years.

SEC. 5. Every person who, without authority from the United States or the Philippine Islands as the case may be, takes, procures, or makes, upon lead. foil. wax. plaster, paper, or any other substance or material, an impression, stamp, or imprint of, from, or by the use of any bedplate, bedpiece, die, roll, plate, seal, type, or other tool, implement, instrument, or thing used or fitted or intended to be used, in printing, stamping, or impressing, or in making other tools, implements, instruments, or things, to be used, or fitted or intended to be used, in printing, stamping, or impressing any kind or description of obligation or other security of the United States or of the Philippine Islands, now authorized or hereafter to be authorized by the Tinted States or the Philippine Islands, or circulating note or evidence of debt of any banking association under the laws thereof, shall be punished by a fine of not more than ten thousand pesos, or by imprisonment for not more than ten years, or by both such fine and imprisonment, in the discretion of the court.

SEC. 6. Every person who. with intent to defraud, has in his possession, keeping, custody or control, without authority from the United States or the Philippine Islands, as the case may be, any imprint, stamp, or impression, taken or made upon any substance or material whatsoever, of any tool, implement, instrument, or thing, used, or fitted or intended to be used, for any of the purposes mentioned in the preceding section; or who, with intent to defraud, sells, gives, or delivers any such imprint, stamp, or impression to any other person, shall lie punished by a fine of not more than ten thousand pesos, or by imprisonment for not more than ten years.

SEC. 7. Every person who buys, sells, exchanges, transfers receives, or delivers any false, forged, counterfeited, or altered obligation or other security of the United States or of the Philippine Islands, or circulating note of any banking association organized or acting under the laws thereof, which has been or may hereafter be issued by virtue of any Act of the Congress of the United States or of the Philippine Commission or of any Insular

legislative body of the Philippine Islands, with the intent that the same be passed, published, or used as true and genuine, shall be punished by a fine of not more than ten thousand pesos, or by imprisonment for not more than ten years, or by both such fine and imprisonment, in the discretion of the court.

SEC. 8. Every person who, without authority from the United States or the Philippine Islands, as the case may be, secretes within, embezzles, or takes and carries away from, any building, room, office, apartment, vault, safe, or other place where the same is kept, used, employed, placed, lodged, or deposited by authority of the United States or the Philippine Islands, any bedpiece, bedplate, roll, plate, die, seal, type, or other tool, implement, or thing used or fitted to be used in stamping or printing, or in making some other tool or implement used or fitted to be used in stamping or printing, any kind or description of bond, bill, note, certificate, coupon, postage stamp, revenue stamp, fractional-currency note, or other paper, instrument, obligation, device, or document, now or hereafter authorized by law to be printed, stamped, sealed, prepared, issued, tittered, or put in circulation on behalf of the United States or of the Philippine Islands, or who, without such authority, so secretes, embezzles, or takes and carries away any paper, parchment, or other material prepared and intended to be used in the making of any such papers, instruments, obligations, devices, or documents, or who, without such authority, so secretes, embezzles, or takes and carries away any paper, parchment, or other material printed or stamped, in whole or part, and intended to be prepared, issued, or put in circulation on behalf of the United States or of the Philippine Islands as one of the papers, instruments, or obligations hereinbefore named, or printed or stamped, in whole or part, in the similitude of any such paper, instrument, or obligation, whether intended to issue or put the same in circulation or not, shall be punished by a fine of not more than ten thousand pesos, or by imprisonment for not more than ten years, or by both such fine and imprisonment, in the discretion of the court.

SEC. 9. Every person who falsely makes, forges, or counterfeits, or causes or procures to be falsely made, forged, or counterfeited, or willingly aids or assists in falsely making, forging, or counterfeiting any coin or liars in resemblance or similitude of the gold or silver coins or bars which have been, or hereafter may be, coined or stamped at the mints and assay offices of the United States or of the Philippine Islands, or in resemblance or similitude of any foreign gold or silver coin which by law is, or hereafter may be, current in the United States or the Philippine Islands, or are in actual use and circulation as money within the United States or the Philippine Islands, or who passes, utters, publishes, or sells, or attempts to pass, utter, publish, or sell, or bring into the Philippine Islands from any outside place, knowing the same to be false, forged, or counterfeit, with intent to defraud any body politic or corporate, or any person or persons whatsoever, or has in his possession any such false, forged, or counterfeited coin or bars, knowing the same to be false, forced, or counterfeited, with intent to defraud any body politic or corporate, or any person or persons whatsoever, shall be punished by a hue of not more than ten thousand pesos and by imprisonment, for not more than ten years.

SEC. 10. Every person who falsely makes, forges, or counterfeits, or causes or procures to be falsely made, forged, or counterfeited, or willingly aids or assists in falsely making, forging, or counterfeiting any coin in the resemblance or similitude of any of the minor coinage which has been or hereafter may be coined at the mints of the United States or of the Philippine Islands; or who passes, utters, publishes, or sells, or brings into the Philippine Islands from any outside place, or has in his possession, any such false, forged, or counterfeited coin, with intent to defraud any person whatsoever, shall be punished by a fine of not more than two thousand pesos and by imprisonment for not more than three years.

SEC. 11. Every person who fraudulently, by any art, way, or means, decreases, mutilates, impairs, diminishes, falsifies, scales, or stiver coins. lightens, or causes or procures to be fraudulently defaced, mutilated, unpaired, diminished, falsified, scaled, or lightened, or willingly aids or assists in fraudulently defacing, mutilating, impairing, diminishing, falsifying, sealing, or lightening the gold or silver coins which have been, or which may

hereafter he, coined at the mints of the United States or of the Philippine Islands, or any foreign gold or silver coins which are by law made current or are in actual use or circulation as money within the United States or the Philippine Islands, or who passes, utters, publishes, or sells, or attempts to pass, utter, publish, or sell, or bring into the Philippine Islands from any outside place, knowing the same to be defaced, mutilated, impaired, diminished, falsified, scaled, or lightened, with intent to defraud any person whatsoever, or has in his possession any such defaced, mutilated, impaired, diminished, falsified, scaled, or lightened coin, knowing the same to be defaced, mutilated, impaired, diminished, falsified, scaled, or lightened, with intent to defraud any person whatsoever, shall be punished by a fine of not more than four thousand pesos and by imprisonment for not more than five years.

SEC. 12. If any of the gold or silver coins struck or coined at any of the mints of the United States or of the Philippine Islands shall, with fraudulent intent, be debased, or made worse as to the proportion of fine gold or line silver therein contained; or shall be of less weight or value than the same ought to be pursuant to law; or if any of the weights used at any of the mints or assay offices of the United States or of the Philippine Islands shall be defaced, increased, or diminished with a fraudulent intent by any of the officers or persons who are employed at the said mints or assay offices, or by any other person; and if any of the said officers or persons shall embezzle any of the metals at any time committed to their charge for the purpose of being coined or any of the coins struck or coined at the said mints, or any metals, coins, or other moneys of said mints or assay offices at any time committed to their charge, or of which they may have assumed the charge, every such officer or person who commits any or either of the said offenses shall be punished by a fine of not more than twenty thousand pesos, and by imprisonment for not less than one year nor more than ten years.

SEC. 13. Every person who, except as authorized by law, makes or causes to be made, or utters or passes, or attempts to utter or pass, any coins of gold or silver or other metal, or alloys of metals, intended for the use and purpose of current money, whether in the resemblance of coins of the United States or of the Philippine Islands, or of foreign countries, or of original design, shall be punished by a fine of not more than six thousand pesos or by imprisonment for not more than five years, or by both such fine and imprisonment, in the discretion of the court.

SEC. 14. Every person not lawfully authorized, who makes, issues, or passes, or causes to be made, issued, or passed, any coin, card, token, or device in metal or its compounds which may be intended to be used as money for any one-cent, two-cent, three-cent, or five-cent piece, or for any half-centavo, one-centavo, or five-centavo piece, now or hereafter authorized by law, or for coins of equal value, shall be punished by a fine of not more than two thousand pesos and by imprisonment for not more than five years.

SEC. 15. Every person who, within the Philippine Islands, with intent to defraud, falsely makes, utters, forges, or counterfeits any bond, certificate, obligation, or other security in imitation of, or purporting to be an imitation of, any bond, certificate, obligation, or other security of any foreign Government, issued or put forth under the authority of such foreign Government, or any treasury note, bill, or promise to pay issued by such foreign Government, and intended to circulate as money, either by law, order, or decree of such foreign Government, and any person who causes or procures to be so falsely made, altered, forged, or counterfeited, or who knowingly aids or assists in making, altering, forging, or counterfeiting any such bond, certificate, obligation, or other security, or any such treasury note, bill, or promise to pay, intended as aforesaid to circulate¹ as money, shall be punished by a fine of not more than ten thousand pesos and by imprisonment for not more than five years.

SEC. 16. Every person who knowingly, and with intent to defraud, utters, passes, or puts off, in payment or negotiation, within the Philippine Islands, any such false, forged, or counterfeit bond, certificate obligation, security, treasury note, bill, or promise to pay, as mentioned in the preceding section of this Act, whether the same was made, altered, forged, or counterfeited within the Philippine Islands or not, shall be punished by a fine of not

more than six thousand pesos and by imprisonment for not more than three years.

SEC. 17. livery person who, within the Philippine Islands, shall, with intent to defraud, falsely make, alter, forge, or counterfeit, or shall cause or procure to be so made, altered, forged, or counterfeited, or shall knowingly aid and assist in the false making, altering, counterfeiting, of any bank note or bill issued or purporting to be issued by the laws of any foreign country, which note or bill is intended to circulate as money by the law or usage of such foreign country, shall be punished by a fine if not exceeding four thousand pesos and by imprisonment for not more than two years.

SEC. 18. Every person who shall, within the Philippine Islands, utter, pass, put off, or tender in payment the false, forged, altered, or counterfeit bank note or bill mentioned in the preceding section, knowing the same to be false, forged, altered, or counterfeited, whether the same was made, altered, forged, or counterfeited within the Philippine Islands or not, shall be punished by a fine of not more than two thousand pesos and by imprisonment for not more than one year.

SEC. 19. Every person who, within the Philippine Islands, shall have in his possession any such false, forged, or counterfeit bond, notes, certificate, obligation, security, treasury note, bill, promise to pay, bank note, or bill issued by a bank or other corporation of any foreign country, knowing the same to be false, forged, or counterfeited with intent to utter, pass, or put off the same, or to deliver the same to any other person with intent that the same may thereafter be uttered, passed, or put off as true, or who shall knowingly deliver the same to any other person with such intent, shall be punished by a fine of not more than two thousand pesos and by imprisonment for not more than one year.

SEC. 20. Every person who, within the Philippine Islands, having control, custody, or possession of any plate, or any part thereof, from which has been printed or may be printed, any counterfeited note, bond, obligation, security, in whole or in part, of any foreign Government, bank, or corporation, except by lawful authority, or who uses such plate, or knowingly permits or suffers the same to be used, in counterfeiting such foreign obligation, or any part thereof, and every person who engraves, or causes or procures to be engraved, or assists in engraving, any plate in the likeness or similitude of any designed for the printing of the genuine issues of the obligations of any foreign Government, bank, or corporation, and every person who prints, photographs, or in any other manner makes, executes, or sells, or causes to be printed, photographed, made, executed, or sold or aids in printing, photographing, making, executing, or selling, any engraving, photograph, print, or impression in the likeness of any genuine note, bond, obligation, or other security, or any part, thereof, of any foreign Government, bank or corporation, or who brings into the Philippine Islands any counterfeit plate, engraving, photograph, print, or other impressions of the notes, bonds, obligations, or other securities of any foreign Government, bank, or corporation, shall be punished by a fine of not more than ten thousand pesos, or by imprisonment for not more than five years, or by both such fine and imprisonment, in the discretion of the court.

SEC. 21. If any person, intending to devise or having devised any scheme or artifice to defraud, or to sell, dispose of, loan, exchange, alter, give away, or distribute, supply, or furnish, or procure for unlawful use any counterfeit or spurious coin, banknotes, paper money, or any obligation or security of the United States, of the Philippine Islands, or of any State, Territory, municipality, company, corporation, or person, or anything represented to be or intended to be such counterfeit or spurious articles, or any scheme or artifice to obtain money by or through correspondence, by what is commonly called the "sawdust swindle," or "counterfeit money fraud," or by dealing or pretending to deal in what is commonly called "green articles," "green coin," "bill," "paper goods," "spurious Treasury notes," "United States goods," "green cigars," or any other names or terms intended to be understood as relating to such counterfeit or spurious articles, to be effected by either opening or intending to open correspondence or communication with any person, whether resident within or outside the Philippine

Islands, by means of the Post-Office Establishment of the Philippine Islands, or by inciting such other person or any person to open communication with the person so intending to devise or devising, shall, in and for executing such scheme or artifice or attempting so to do place or cause to be placed, any letter, packet, writing, circular, pamphlet, or advertisement in any post-office, branch post-office, or street or hotel letter box of the Philippine Islands, or shall take or receive any such therefrom, such person so misusing the Post-Office Establishment shall be punished by a fine of not more than one thousand pesos, or by imprisonment for not more than eighteen months, or by both such fine and imprisonment, in the discretion of the court. The indictment, information, or complaint may severally charge offenses to the number of three when committed within the same six calendar months; but the court thereupon shall give a single sentence, and shall, in fixing the punishment, take into special consideration the degree to which the Post-Office Establishment has been used as an instrument in such fraudulent scheme and device.

SEC. 22. Every person who, within the Philippine Islands, makes any die, hub, or mold, either of steel or plaster, or any other substance whatsoever in likeness or similitude of the design or the inscription on any die, hub, or mold designated for the coining or making of any of the genuine gold, silver, nickel, bronze, copper, or other coins of the United States or of the Philippine Islands that have been or hereafter may be coined at the mints of the United States or of the Philippine Islands, or who willingly aids or assists in the making of any such die, hub, or mold, or any part thereof, or who causes or procures to be made any such die, hub, or mold, or any part thereof without authority from the Secretary of the Treasury of the United States or other proper officer of the United States or of the Philippine Islands, as the case may be, or who shall have in his possession any such the, hub, or mold, with intent to fraudulently or unlawfully use the same, or who shall permit the same to be used for or in aid of the counterfeiting of any of the coins of the United States or of the Philippine Islands, hereinbefore mentioned, shall be punished by a fine of not more than ten thousand pesos, or by imprisonment for not more than ten years, or by both such fine and imprisonment, in the discretion of the court.

SEC. 23. Every person who, within the Philippine Islands, without lawful authority, makes, or willingly aids or assists in making, or in causes or procures to be made, any die, hub, or mold, either of steel or of plaster, or of any other substance whatsoever, in the likeness or similitude of the design or the inscription on any die, hub, or mold designated for the coining of the genuine coin of any foreign Government, or who conceals or shall have in possession any such die, hub, or mold hereinbefore mentioned, with intent to fraudulently or unlawfully use the same for counterfeiting any foreign coin, or who knowingly suffers the same to be fraudulently used for the counterfeiting of any foreign coin shall be punished by a fine of not more than four thousand, pesos, or by imprisonment for not more than live years, or by both such fine and imprisonment, in the discretion of the court.

SEC. 24. Every person who makes, or who causes or procures to be made, or who firings, into the Philippine Islands from any foreign vices, etc. country, or who shall have in his possession with intent to sell, give away, or in any other manner use the same, any business or professional card, notice, placard, token, device, print, or impression, or any other thing whatsoever, in likeness or similitude of the design on any of the coins of the United States, or of the Philippine Islands, or of any foreign country that have been or hereafter may be issued as money, either under the authority of the United States, of the Philippine Islands, or under the authority of any foreign Government, shall be punished by a fine of not to exceed two hundred pesos but nothing in sections twenty-two, twenty-three, twenty-four, twenty-five, or twenty-six of this Act shall be construed and circulars. to forbid or prevent the printing and publishing of illustrations of coins and medals, or the making of the necessary plates for the same, to be used in illustrating numismatic and historical books and journals and the circulars of legitimate publishers and dealers in the same.

SEC. 25. All counterfeits of any of the obligations or other securities of the United States, of the Philippine

Islands, or of any foreign government, or counterfeits of any of the coins of the United States, of the Philippine Islands, or of any foreign Government, and all material or apparatus fitted or intended to be used, or that shall have been used, in the making of any such counterfeit obligations or other securities or coins hereinbefore mentioned, that shall be found in the possession of any person without authority to have the same from the Secretary of the Treasury or other proper officer of the United States or of the Philippine Islands, as the case may be, shall be taken possession of by any peace officer, internal-revenue officer, or customs officer and shall be forthwith delivered to the Insular Treasury or to the duly authorized agent thereof, and shall lie forfeited and disposed of in any manner the Governor-General may direct,

SEC. 26. The judges of Courts of First Instance or of the Supreme Court of the Philippine Islands may, upon proper oath or affirmation, within their respective jurisdictions, issue a search warrant authorizing any peace officer of the Philippine Islands, or any other person specially mentioned in such warrant, to enter any house, store, building, boat, or other place named in such warrant, in the daytime only, in which there shall appear probable cause for believing that there is carried on or practiced the manufacture of counterfeit money or the concealment of false, forged, or counterfeit money, or the manufacture or concealment of false, forged, or counterfeit obligations or coins of the United States, of the Philippine Islands, or of any foreign Government, or the manufacture or concealment of dies, hubs, molds, plates, or other things fitted or intended to be used for the manufacture of counterfeit money, coins, or obligations of the United States, of the Philippine Islands, or of any foreign Government, or of any bank doing business under the authority of the United States or of any State or Territory thereof, or of the Philippine Islands, or of any bank doing business under the authority of any foreign Government or of any political division of any foreign Government, and there search for any such false, forged, or counterfeit money, or false, forged, or counterfeit obligations, coins, dies, hubs, molds, plates, and other things, and, if any such be found, to seize and secure the same and to make return thereof to the proper authority; and all such false, forged, or counterfeit money, obligations, coins, dies, hubs, molds, plates, and other things of like character so seized shall be duly forfeited.

SEC. 27. Articles two hundred and eighty to two hundred and ninety-nine, both inclusive, of the Penal Code of the Philippine Islands are hereby repealed.

SEC. 28. The public good requiring the speedy enactment of this bill, the passage of the same is hereby expedited in accordance with section two of "An Act prescribing the order of procedure by the Commission in the enactment of laws," passed September twenty-sixth, nineteen hundred.

SEC. 29. This Act shall take effect on its passage.

Enacted, October 9, 1907.

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