



# Malicious Damage Act 1861

1861 CHAPTER 97

*Making Gunpowder to commit Offences, and searching for the same*

**54 Making or having Gunpowder, &c. with Intent to commit any Felony against this Act.**

Whosoever shall make or manufacture, or knowingly have in his Possession, any Gunpowder or other explosive Substance, or any dangerous or noxious Thing, or any Machine, Engine, Instrument, or Thing, with Intent thereby or by means thereof to commit, or for the Purpose of enabling any other Person to commit, any of the Felonies in this Act mentioned, shall be guilty of a Misdemeanor; and being convicted thereof shall be liable, at the Discretion of the Court, to be imprisoned for any Term not exceeding Two Years, with or without Hard Labour, and with or without Solitary Confinement, and, if a Male under the Age of Sixteen Years, with or without Whipping.