



6 & 7 Geo.5, c. 64

PREVENTION OF CORRUPTION ACT 1916 (*Repealed*)

REVISED

Updated to 30 July 2018

This Revised Act is an administrative consolidation of the *Prevention of Corruption Act 1916*. It is prepared by the Law Reform Commission in accordance with its function under the *Law Reform Commission Act 1975* (3/1975) to keep the law under review and to undertake revision and consolidation of statute law.

All Acts up to and including *Companies (Statutory Audits) Act 2018* (22/2018), enacted 25 July 2018, and all statutory instruments up to and including *Criminal Justice (Corruption Offences) Act 2018 (Commencement) Order 2018* (S.I. No. 298 of 2018), made 26 July 2018, were considered in the preparation of this Revised Act.

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Introduction

This Revised Act presents the text of the Act as it has been amended since enactment, and preserves the format in which it was passed.

Related legislation

Prevention of Corruption Acts 1889 to 2010: this Act is one of a group of Acts included in this collective citation (*Prevention of Corruption (Amendment) Act 2010*, s. 7(2)). The Acts in the collective citation are repealed. The Acts in the group are:

- *Public Bodies Corrupt Practices Act 1889* (52 & 53 Vict., c. 69) (*repealed*)
- *Prevention of Corruption Act 1906* (6 Edw. 7., c. 34) (*repealed*)
- *Prevention of Corruption Act 1916* (6 & 7 Geo. 5., c. 64) (*repealed*)
- *Ethics in Public Office Act 1995* (22/1995), s. 38 (*repealed*)
- *Prevention of Corruption (Amendment) Act 2001* (27/2001) (*repealed*)
- *Proceeds of Crime (Amendment) Act 2005* (1/2005), Part 5 (s. 23) (*repealed*)
- *Prevention of Corruption (Amendment) Act 2010* (33/2010) (*repealed*)

Annotations

This Revised Act is not annotated and only shows textual amendments. An annotated version of this revision is also available which shows textual and non-textual amendments and their sources. It also shows editorial notes including statutory instruments made pursuant to the Act and previous affecting provisions.

Material not updated in this revision

Where other legislation is amended by this Act, those amendments may have been superseded by other amendments in other legislation, or the amended legislation may have been repealed or revoked. This information is not represented in this revision but will be reflected in a revision of the amended legislation if one is available. A list of legislative changes to any Act, and to statutory instruments from 1984, may be found linked from the page of the Act or statutory instrument at www.irishstatutebook.ie.



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ARRANGEMENT OF SECTIONS

Section

1. Increase of maximum penalty in certain cases.
2. Presumption of corruption in certain cases.
3. Time for taking proceedings.
4. Short title and interpretation.



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An Act to amend the Law relating to the Prevention of Corruption. [22nd December 1916.]

BE it enacted by the King's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

Increase of maximum penalty in certain cases. 6 Edw. 7. c. 34.
52 & 53 Vict. c. 69.

1.—[...]

Presumption of corruption in certain cases.

[2.—Where in any proceedings against a person for an offence under the Prevention of Corruption Act, 1906, as amended, or the Public Bodies Corrupt Practices Act, 1889, as amended, it is proved that any money, gift or other consideration has been paid or given to or received by an office holder or special adviser or a director of, or occupier of a position of employment in, a public body by or from a person or agent of a person holding or seeking to obtain a contract from a Minister of the Government or a public body, the money, gift or consideration shall be deemed to have been paid or given and received corruptly as such inducement or reward as is mentioned in such Act unless the contrary is proved.]

Time for taking proceedings.

3.—Notwithstanding anything in the Summary Jurisdiction Acts proceedings under the Prevention of Corruption Act, 1906, instituted with a view to obtaining a summary conviction for an offence thereunder may be commenced at any time before the expiration of six months after the first discovery of the offence by the prosecutor.

Short title and interpretation.

4.—(1) This Act may be cited as the Prevention of Corruption Act, 1916, and the Public Bodies Corrupt Practices Act, 1889, the Prevention of Corruption Act, 1906, and this Act may be cited together as the Prevention of Corruption Acts, 1889 to 1916.

[(2) In this Act 'director', 'office holder', 'special adviser' and 'public body' have the meanings assigned to them by the Public Bodies Corrupt Practices Act, 1889, as amended, and 'agent' and 'consideration' have the meanings assigned to them by the Prevention of Corruption Act, 1906, as amended.]

(3) [...]