

“(b) Procures, enforces, enables, is a party to, or assists in the compliance with, or carrying out of, any such form, rule or custom which so purports; or—

“(c) Procures, enforces, enables, is a party to, or assists in the execution of any such form of contract which so purports, or the giving of any such consent which so purports,—

“Is guilty of a misdemeanour, and liable to imprisonment for five years and to a fine of five hundred dollars.

“3. In any charge or indictment for any offence mentioned in sub-section two of this section it shall be sufficient to describe the offence in the language of the sub-section applicable thereto; and no averment or proof of the method in which the sexual relationship charged was entered into, agreed to, or consented to, shall be necessary in any such indictment, or upon the trial of the person thereby charged; *nor shall it be necessary upon such trial to prove carnal connection had or intended to be had between the parties implicated.*”

“6. In every case arising under section four, or under sub-section one of section five of this Act, the lawful husband or wife of the defendant shall be a competent, but not a compellable witness for or against the defendant.”

—*Acts of the Parliament of the Dominion of Canada Relating to Criminal Law, 1891, Ottawa: Queen’s Printer, 1891, emphasis added.*

