

Proviso: the present Courts may make Process, &c. returnable before the Court hereby established.

Crown side, and shall be held and considered to be returnable, or such party shall be held to appear or attend, or such thing shall be done, in or before the said Court, on that juridical day in term, which shall be next after the day on which such writ, process, recognizance or document shall have been made returnable, or on which such party shall have been bound to appear or attend, or on which such thing shall have been ordered to be done: Provided always, that after the passing of this Act, but before it shall come fully into effect, it shall be lawful for the said several Courts of Queen's Bench respectively, to make any writ or process returnable into the Court hereby established or to order any thing to be done in or before the same, or any Judge or Officer thereof by his name of office, or for any Judge or Justice of the Peace to bind over any party to appear before the said Court, on any day after this Act shall come fully into effect, in the same manner as if the said Court were, as regards its jurisdiction in criminal matters, one and the same with the said several Courts of Queen's Bench, respectively, and the times of holding the terms of such Courts of Queen's Bench were alone altered.

Certain sections to apply only to the Crown side of the Court.

**XL.** And be it enacted, That the sixteen next preceding sections of this Act shall apply to the Court hereby established in the exercise of its functions as a Court of Criminal Jurisdiction only, or the "Crown Side" of the said Court.

Habeas Corpus powers vested in the Court and Judges

**XLI.** And be it enacted, That all every the powers and authorities which immediately before the time when this Act shall come fully into effect, shall be by law vested in the several Courts of Queen's Bench in the several Districts of Lower Canada, and in the Chief Justices and the Justices thereof respectively, relating in any manner or way to the Writ of Habeas Corpus, as well in criminal as in civil cases, and to the awarding or issuing or return thereof, and to the hearing and determining