

P R E F A C E .

I present this book to the Profession, knowing that it is deficient in some points, and imperfect in others, but hoping that it may be found sufficiently useful to permit of its deficiencies and imperfections being passed unheeded, or at most with but light criticism. I trust that it may be made available particularly as a book of reference on circuit and in banc, and for that purpose I have introduced most of the Provincial Statutes, which relate to such subjects as are of the most frequent recurrence at the Assizes and in Term, and I would have made it more comprehensive on such points, and have presented to the Profession several other Acts, in a more convenient form than they are to be found in the Statute Book, such as the Acts relating to Juries, &c., had not the introduction of several bills into the Provincial Parliament on those subjects during the present session, given me reason to believe, that a total change would be made in the existing systems, as soon as, or even sooner than this book could pass through the press. I have collected many authorities on points that have been determined in England under the New Rules, and I have given notes of the various English decisions, in cases that have arisen on the several Imperial Statutes, which have been subsequently adopted by the Provincial Legislature, and placed on our Statute Book, and have endeavoured to point out any additions to, or alterations in them, that have been made to adapt them to the circumstances, or existing laws of this section of the province. All the statutes relating to the "Practice of the Court of Queen's Bench," will be found col-