

Form in Schedule to Act of 1851 may be altered

Amendment allowed and further time to plead, &c.

Persons examined must answer even if they disclose facts subjecting them to penalty.

Proviso.

Commencement of Act.

in their nature and only constituting different categories of the same offence, may be included, provided the time and place of the commission of each offence be alleged; and the form in Schedule D annexed to the said Act shall be altered in this particular; and the Information or Plea may be amended before plea to the merits in any matter of form or substance, upon motion in writing of the complainant, setting forth the required amendment, but without obliterating or altering the original pleading; and if the amendment be allowed, the Defendant, if he require it, may have a further delay to plead to the merits, or for plea and proof as it may be ordered; and if the pleading, in the opinion of the Justice, be so defective either in form or substance, that a legal conviction cannot be based upon it, and be not amended or reformed, the Justice may dismiss the case, the whole with or without costs in his discretion.

IX. Any person examined or called as a witness on any such prosecution shall be bound to answer all questions put to him which are deemed pertinent to the issue, notwithstanding any declaration on his part that his answers may disclose facts tending to subject him to the penalty imposed by the ninth section of the above mentioned Act: Provided that such evidence shall not be used against him in any prosecution under the said section.

X. This Act shall come into force on, from and after the first day of September next, and not before.

C A P . X L V I I .

An Act to amend the Sleigh Ordinances.

[Assented to 10th June, 1857.]

Preamble.

WHEREAS with a view to the more rigorous enforcement of the Sleigh Ordinances of Lower Canada, (3 and 4 Victoria, chapter 25, and 4 Victoria, chapter 33,) it is expedient to confer certain powers in relation thereto, upon the Recorder of the City of Montreal: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

Recorder's Court at Montreal may try Offences against the Sleigh Ordinances.

I. Hereafter it shall be lawful for the Recorder's Court of the City of Montreal to hear, try, and dispose of, in a summary manner, all complaints and informations laid against persons contravening the provisions of the said Ordinances, and summarily to condemn such offenders to such penalties, and the payment of such fines, as are by the said Ordinances prescribed, and the said Court shall also have the same powers with respect to the levying and recovery of the said fines and penalties as are by the said Ordinances conferred upon Justices of the Peace.

II.