

C A P. X.

An Act to remove any doubts that may arise regarding the validity of certain proceedings in the Superior Terms of the Court of King's Bench at Montreal.

Preamble.

Reciting
clause 35 Geo.
III. chap. 6.

Suits, &c. sus-
pended by the
not holding
the February
term of the
court of Kings
Bench, at
Montreal con-
tinued.

WHEREAS by an Act passed in the last session of the Legislature, intituled "*An Act for the division of the Province of Lower Canada, for amending the Judicature thereof, and for repealing certain Laws therein mentioned,*" it is amongst other things enacted, "that two or more Justices of the Courts of King's Bench respectively shall hold in the city of Quebec, for the district of Quebec, and in the city of Montreal for the district of Montreal, four superior Terms of the said Courts in every year, that is to say, on the first twenty juridical days in the months of February, April, June and October; and that the said courts shall continue to be held every day, Sundays and holidays excepted, during the said several terms;" and whereas the Superior Term of the said court, which by the fore-cited Act, ought to have been held at Montreal in February last, was not held; therefore, to remove any doubts that may arise respecting the validity of proceedings in the subsequent Superior Terms of said court, on suits and actions remaining undecided in the former court of Common-Pleas, and transmitted into the said court of King's bench in pursuance of the aforesaid Act, and which, by reason of the aforesaid February Term not having been held, were suspended; be it enacted by the King's most excellent Majesty, by and with the advice and consent of the Lgislative Council and Assembly of the Province of Lower-Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, intituled, "An Act to repeal certain parts of an Act, passed in the fourteenth year of his Majesty's reign, intituled, "*An Act to provide more effectual provision for the Government of the Province of Quebec, in North America,*" and to make further provision for the "Government of the said Province," and it is hereby enacted by the authority of the same, that all and every suit and action which shall have been transmitted as aforesaid, shall be and are hereby continued, and all proceedings which shall have been had, or that may hereafter be had thereon in the Superior Terms of the aforesaid court of King's Bench, shall have the same force and effect to all intents and purposes, as if the aforesaid Superior Term of such court had been held at Montreal in February last, as by the fore-cited Act directed, any Law, Statute, Usage or Custom to the contrary notwithstanding.