

be named in commissions of Oyer and Terminer and Gaol Delivery or attend at the Courts held under them.

Proviso : Saving power to issue special commissions.

Provisions of 19, 20 V. c. 43, to apply to proceedings under this Act ; rules and forms, for giving effect to which, may be made.

Certain sections of this Act to apply to County Courts.

Short Title of this Act.

Justices in any commissions of Oyer and Terminer and General Gaol Delivery that may be issued, or that any associate Justices should be nominated or should attend or be present at any Court of Oyer and Terminer and General Gaol Delivery to be holden after the day in this section mentioned ; and all such Courts shall in like manner be held in the County or Union of Counties within which the City of Toronto is situate, three times in each year, to commence on the Thursday next after the holding the Municipal Elections in January, on the second Monday in April, and on the second Monday in October in each year : Provided that nothing herein contained shall restrict the Governor of this Province from issuing special commissions for the trial of any offenders when he shall deem it expedient to issue any such commissions.

XXXI. The provisions of the Common Law Procedure Act, 1856, and all rules of Court made under or by virtue thereof shall, so far as the same are or may be made applicable, extend and apply to all proceedings to be had or taken under this Act, and the powers conferred on the Judges by that Act shall be and are hereby extended to the making from time to time all rules, and new forms of proceedings necessary for giving effect to this Act.

XXXII. The fourth, fifth, sixth, seventh, eighth, ninth and thirty-first sections of this Act shall extend and apply to and be in force in the several County Courts in Upper Canada, and actions and proceedings therein respectively, as shall also the rules and forms already made or to be made, as mentioned in the said twentieth section, subject to the modifications expressed in the second section of the County Courts Procedure Act, 1856.

XXXIII. In citing this Act in any instrument, document or proceeding, it shall be sufficient to use the expression, " The Common Law Procedure Act, 1857."

Schedule referred to in the foregoing Act.

No. 1.

VICTORIA, by the Grace of God, &c.

To C. D. of _____, in the County of _____

(PROCESS SEAL.)

We warn you that unless within sixteen days after the service of this Writ on you, inclusive of the day of such service, you obtain leave from one of the Judges of our Court of Queen's Bench, or of Common Pleas (*or as the case may be*), at _____ to appear, and do within that time appear in our Court of _____

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