

*Small Debts.*

Proviso for removal of action to other Districts or to the Supreme Court.

in any District to the District Court in any other District or to the Supreme Court by order of the Chief Justice of the Supreme Court, if he shall think the Justice of the Case requires it.

Sittings of the Courts.

III. The Sittings of the said District Courts shall be held as often as the Circumstances of each District shall require, upon such Day or Days as shall be fixed by the Judge or Judges of such Courts respectively or upon such Day or Days as shall be appointed by the Governor.

Judges of the Courts

IV. In any District Court, as well in the District in which the City of Victoria is situated as in other Districts, any Justice of the Peace having Authority to act in the said District, may be appointed by the said Governor to act as Judge, and the said Governor may appoint a Competent Person to act as a Clerk of any District Court, and may also, appoint any Competent Person to act as Bailiff of any District Court.

Power of Judges of the Supreme Court, to sit, in District Courts.

V. Any Judge of the Supreme Court of Civil Justice may, if he shall think fit, act as Judge of the said Inferior Court in any of such Districts, and shall have Power to sit either with or without the Judge of such Court or concurrently with him, and dispose of the Business from Time to Time pending in any such District Court.

Jurisdiction of the Courts as to subject of matter of action.

VI. The said District Courts shall have Power to issue Plaints and hear and determine Pleas of Personal Actions where the Debt or Damage claimed is not more than Two Hundred and Fifty Dollars, whether on balance of account or other wise : Provided that no such Court shall have cognizance of any Action in which the Validity of any Devise, Bequest, or Limitation under a Will or Settlement may be disputed, nor where the Title to Land comes in question, or for any Malicious Prosecution, or for any Libel or Slander, or for Criminal Conversation, or for Seduction, or for Breach of Promise of Marriage : Provided also that with respect to all Actions which may be brought in the Supreme Court of the said Colony, except Actions for Criminal Conversations if both Parties shall agree by a Memorandum signed by them or their Attorneys or Agents, to have such Actions tried in any of the said District Courts, then such District Court shall have Jurisdiction to try the same.

Appeal.

VII. If either Party, in any Cause where the Sum recovered is not less than One Hundred Dollars, shall be dissatisfied with the Determination or Directions of any District Court, in point of Law or upon the Admission or Rejection of any Evidence, such Party may appeal from the Same to the Supreme Court of Civil Justice, provided that such Party shall within Four Days after such Determination or Direction give Notice of such Appeal to the other Party or his Attorney or Agent, and also within Ten Days after such Determination or Direction give Security, to be approved of by the Judge of such District Court, for the Costs in such Action and of the Appeal and for the Amount of the Judgment if he be the Defendant,