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## BILL.

### An Act to amend the Law relating to petty trespasses in Upper Canada.

**I**N amendment of the Law relating to petty trespasses in Upper Canada, Preamble.  
Her Majesty, &c., enacts as follows :—

I. No person shall enter into, come upon, or pass through, or turn any No person to enter, or to allow his cattle, &c., to enter on the land of another without permission.  
Horses, Cattle, Sheep or Swine upon, or permit any such to go or range  
5 at large upon, or in any way trespass upon any land or premises whatsoever,  
whether wholly or in part inclosed, being the property of any other person  
without the permission of such proprietor, or of some person by him duly  
authorized to grant such permission, under a penalty of not less than  
nor more than  
10 for every such offence, irrespective of any damage having or not having  
been occasioned thereby ; and such penalty may be recovered, with costs  
in every case of conviction, before any one Justice of the Peace, who shall  
decide the matter in a summary way, and award costs in case of conviction  
15 against, or on the oath of one credible witness.

II. It shall be lawful for any person, or for the servant of any person, Proprietor or his servant may arrest trespasser without warrant, and bring him before a Justice of the Peace.  
on whose land any trespass is committed in contravention of this Act, to  
arrest without warrant the person in the act of so trespassing, and to bring  
him forthwith before a Justice of the Peace for trial on a charge of that  
20 offence.

III. Except as herein otherwise provided, all proceedings under this Provisions of Act 16 Vict., c. 178, to apply to proceedings under this Act.  
Act shall be subject to and in accordance with the provisions of the Act  
passed in the Session held in the Sixteenth year of Her Majesty's Reign,  
chapter one hundred and seventy-eight, intituled "An Act to facilitate  
25 "the performance of the duties of Justices of the Peace out of Sessions,  
"in Upper Canada, with respect to summary convictions and orders,"  
which shall apply to cases arising under this Act.

IV. Nothing in this Act contained shall authorize, or be construed to Justice of the Peace not to try titles to land under colour of this Act.  
authorize, any Justice of the Peace to hear and determine any case of  
30 trespass in which the title to any land, or any interest therein or accruing  
thereupon, shall be called in question or affected in any manner  
howsoever ; but every such case of trespass shall be dealt with according  
to law in the same manner, in all respects, as if this Act had not been  
passed.

35 V. This Act shall extend to Upper Canada only.

Extent of Act.