

An Act to amend the Law in respect of View by Jurors, in  
Upper Canada.

**W**HEREAS, by law, a view by Jurors in Civil and Criminal cases Preamble.  
cannot be had of a place out of the County in which the venue  
in any such actions is laid; and whereas it is expedient so to amend  
the law that Her Majesty's Superior Courts of Common Law at  
5 Toronto or any Judge thereof may order a view of any place by the  
Jurors, whether the same be within or without the County in which the  
venue in any such cases may be laid; Therefore, Her Majesty, by and  
with the advice and consent of the Legislative Council and Assembly  
of Canada, enacts as follows:—

10 **1.** When in any case either Civil or Criminal or on any penal statute, Court may or-  
now pending or hereafter to be brought in either of Her Majesty's der a view out  
Superior Courts of Common Law at Toronto, it appears to such Court of the County  
or to any Judge thereof in vacation, that it will be proper and necessary in which the  
that the Jurors, or some of them, who are to try the issues in such case, venue is laid.

15 should have a view of the place in question in order to their better  
understanding the evidence that may be given upon the trial of such  
issues, whether such place be situate within the County or United  
Counties in which the venue in any such case is laid, or without such  
County or United Counties, in any other County in Upper Canada,

20 such Court or Judge in vacation may order a rule to be drawn up  
containing the usual terms, and, if such Court or Judge thinks fit, also Deposit by  
requiring the party applying for the view to deposit in the hands of the party requir-  
Sheriff of the County or United Counties in which the venue in any ing view.  
such case is laid, a sum of money to be named in the rule, for payment  
25 of the expenses of the view.

**2.** All the duties and obligations now imposed by law on the Duties of  
several Sheriffs and other persons when the place to be viewed is situate sheriffs, &c.,  
in the County or United Counties in which the venue in any such case in such cases.  
is laid, shall be imposed upon and attach to such Sheriffs and other  
30 persons when the place to be viewed is situate out of the County or  
United Counties in which the venue in any such case is laid in any  
other County in Upper Canada.

**3.** The one hundred and twenty-fourth section of chapter thirty-one Repeal of Con-  
of the Consolidated Statutes for Upper Canada, is hereby repealed. Stat. U. C.,  
cap. 31, sec.  
124.