

BILL.

An Act to amend the Upper Canada Division Courts Act, of one thousand eight hundred and fifty, and to extend the jurisdiction of the said Courts.

WHEREAS by an Act passed in the session held in the thirteenth and fourteenth years of Her Majesty's Reign, intituled, "An Act to amend and consolidate the several Acts now in force regulating the practice of Division Courts in Upper Canada, and to extend the Jurisdiction thereof," jurisdiction is given, as therein mentioned, to the Courts holden under the said Act, to hold plea of certain claims and demands of debt, account or breach of contract, or covenant, or money demand, whether payable in money or otherwise, not exceeding £25, and of claims and demands in actions of tort to personal chattels, to and including the amount of £10; And whereas it is expedient to extend the provisions of the said Act to all personal actions (except as hereinafter mentioned) not exceeding £10, and also to amend the said Act in the manner hereinafter mentioned; Be it therefore enacted, &c.,

15 That the jurisdiction of the several Division Courts in Upper Canada shall extend to, and the Judges of such Courts shall, (in addition to the powers and jurisdiction conferred upon them by the said Act,) have power, jurisdiction and authority to hold plea of, all personal actions where the debt or damages claimed is not more than ten pounds; Provided always, that the said Division Courts shall not have cognizance of any action for any gambling debt, nor for spirituous or malt liquors drunk in a tavern or ale house, or of any action of ejectment, or in which the title to any corporeal or incorporeal hereditaments, or to any toll, custom or franchise shall be in question, or in which the validity of any devise, bequest or limitation under any will or settlement may be disputed, or of any action for malicious prosecution, or for any libel or slander, or for criminal conversation or seduction, or breach of promise marriage; and the several powers and provisions of the said Act passed in the 13th and 14th years of Her Majesty's Reign, and all Rules, Orders and Regulations which have been or shall be made in pursuance of the same or of this Act, shall extend to all debts, damages and demands which may be sued for in the said Courts under the extended jurisdiction given by this Act, and to all proceedings and judgments for the recovery of the same, or otherwise in relation thereto, respectively, as fully and effectually to all intents and purposes as the

Preamble.

Act 13 and 14 Vic. c. 53, cited.

Jurisdiction of Division Courts raised to £10.

Proviso: Courts not to have cognizance of certain actions. Powers and provisions of 13 and 14 Vic. c. 53, extend to all cases cognizable by Division Courts.