

(61)

1854.]

BILL.

No. 61.]

An Act to allow Notaries to receive the advice of relations and friends without being thereunto authorized by a Judge, in all cases in which the Judges may delegate their powers to Notaries.

WHEREAS, different constructions have been put by different Judges, as well of the Superior as of the Circuit Court, in Lower Canada, upon the Act passed in the session held in the 14th and 15th years of Her Majesty's Reign, intituled, *An Act to allow Notaries to call meetings of relations and friends, in certain cases, without being thereunto specially authorizrd by a Judge*; and the Acts passed in the 16th year of Her Majesty's Reign, and intituled, respectively, *An Act to explain the Act to allow Notaries to call meetings of relations and friends, in certain cases, without being thereunto specially authorized by a Judge, and for other purposes*; and *An Act to regulate the proceedings in cases of voluntary Licitation*: Be it therefore enacted, &c., as follows:

Preamble.
14, 15 Vic. c. 58.
16 Vic. c. 91.
16 Vic. c. 203.

That in all cases and matters, in which the law allows a Judge in Lower Canada to delegate the power to receive the counsel and advice of relations and friends, any Notary in Lower Canada, may, without being thereunto previously authorized by a Judge, call and preside at such meetings of relations and friends, administer the requisite oaths, and receive the counsel and advice of such relations and friends, but a report of all such proceedings shall be made to the proper Judge, to be homologated, if required by law; the formalities prescribed by the Acts above cited, and the requirements of law being observed, in so far as may not be inconsistent with this Act.

Notaries may call and preside at meetings of relations and friends, in all cases where a Judge might delegate to them the power so to do.