

## BILL.

## An Act to simplify and alter the Practice, Pleadings and Proceedings in the Superior Courts of Law and Equity, and County Courts in Upper Canada.

## SYNOPSIS.

|   |    |            |
|---|----|------------|
| Of the Forms of actions and parties thereto.....  | S. | 1 to 13    |
| Of the Place at which any Civil Action may be brought or tried.....   | S. | 14 to 17   |
| Of the manner of commencing Civil Actions.....  | S. | 18 to 29   |
| Of the Pleadings in Civil Actions.....  | S. | 30         |
| Of the Complaint.....   | S. | 31 to 32   |
| Of the Answer.....  | S. | 33 to 35   |
| Of the Reply.....   | S. | 36 to 37   |
| General Rules of Pleading.....  | S. | 38 to 53   |
| Of mistakes in Pleadings and of Amendments.....   | S. | 54 to 62   |
| Of Provisional Remedies in Civil Actions.....   | S. | 63 to 91   |
| Of Injunctions.....   | S. | 92 to 100  |
| Of Attachments.....   | S. | 101 to 116 |
| Of Receivers.....   | S. | 117 to 120 |
| Of the Trial and Judgment in Civil Actions.....   | S. | 121 to 142 |
| Of Trial by Referees.....   | S. | 143 to 145 |
| Of Entering Judgment.....   | S. | 146 to 152 |
| Of the Execution.....   | S. | 152 to 162 |
| Of Proceedings supplementary to Execution.....  | S. | 163 to 173 |
| Of the Costs in Civil Actions.....  | S. | 174 to 185 |
| Of Appeals in Civil Actions.....  | S. | 186        |
| Of submitting a matter in dispute without action.....   | S. | 187 to 189 |
| Of proceedings against Joint Debtors, Heirs, Devisees, and Tenants holding under a judgment Debtor.....                                       | S. | 190 to 196 |
| Of confessing judgment without action.....  | S. | 197 to 199 |
| Of offers by the Defendant to compromise as to the whole or any part of the subject matters of the action.....                                | S. | 200 to 202 |
| Of the admission and inspection of Writings.....  | S. | 203        |
| Of the Examination of Parties.....  | S. | 204 to 212 |
| Of the Examination of Witnesses.....  | S. | 213 to 214 |
| Of Motions and Orders. Entitling Affidavits and Computation of Time.....  | S. | 215 to 223 |
| Of notices, and of the filing and serving of papers.....  | S. | 224 to 234 |
| Of the duties of Sheriffs and Coroners.....   | S. | 235        |
| Miscellaneous Provisions.....   | S. | 236 to 239 |
| Of actions in place of proceedings by <i>scire facias</i> , <i>quo warranto</i> , and informations in the nature of <i>quo warranto</i> ..... | S. | 240 to 259 |
| Of actions for the partition of real property.....  | S. | 260        |
| Of actions to determine conflicting claims to real property and for waste and nuisance.....   | S. | 261 to 266 |
| Provisions relating to Existing Suits.....  | S. | 267 to 269 |
| Jurisdiction of the Courts varied.....  | S. | 270 to 273 |
| Clerks of the Courts, their duties, &c.....   | S. | 274 to 297 |
| Miscellaneous and General Provisions.....   | S. | 298 to 316 |

## PREAMBLE.

**W**HEREAS it is expedient to abolish the present distinctions of form in Actions or Suits at Law and in Equity, to simplify the practice and establish one uniform course of pleading and proceeding so far as is practicable in Actions or

Preamble.