

bound ; and such covenants shall be executed in duplicate, one of such duplicate originals shall be filed in the office of the Inspector General of this Province, and the other with such Stipendiary Magistrate ; and a copy of every such covenant certified by the Inspector General, or by said Stipendiary Magistrate, shall be received in all Courts as sufficient evidence of the due execution and of the contents thereof without any proof whatever.

Proof of bond.

Sittings of the Court, how notified, &c.

Clerk may adjourn the Court in certain cases.

XVI. The Stipendiary Magistrate shall fix and appoint the days and places within every Division when and at which every such Division Court shall be holden, and shall give due notice thereof, and whenever from illness of the Stipendiary Magistrate or from any casualty it may happen that he shall not arrive in time, or shall not be able to open any Court to be holden under this Act on the day appointed for that purpose, it shall and may be lawful for the Clerk or Deputy Clerk of such Court, after the hour of eight o'clock in the afternoon of such day, to adjourn by proclamation any Court which shall be appointed to be opened on that day, to an earlier hour on the following day not being Sunday or a legal holiday to be by him named, and so from day to day adjourning over any Sunday or holiday, until the Stipendiary Magistrate shall arrive to open the same, or until he shall receive other direction from such Stipendiary Magistrate.

Jurisdiction of the Court.

proceeding.

Proviso : certain causes of action not cognizable.

Proviso : not to be Courts of Record.

XVII. Every Division Court holden under the authority of this Act, shall have jurisdiction, power and authority to hold plea of all personal actions (save as hereinafter excepted) for or against any person, body corporate or otherwise, where the debt or damages claimed is not more than Twenty-five pounds, and the Stipendiary Magistrate presiding over the same shall have power and authority to hear, and shall hear and determine such actions and matters in relation thereto in a summary way, and to make such orders, judgments and decrees as shall appear to him to be just and agreeable to equity and good conscience ; Provided always that the said Division Courts shall not have cognizance of any action for any gambling debt, nor for any spirituous or malt liquors or other like liquors, or for any action whether brought by the payee or any other person on a note of hand, the consideration or any part of the consideration of which was for any such gambling debt or such liquors, nor 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 libel or slander, or for criminal conversation or seduction or breach of promise of marriage ; Provided that nothing in this Act contained shall be construed to constitute the said Division Courts, Courts of Record.