

bitrators, *Experts* or Practitioners, who may be required to be sworn, and in all cases wherein the attendance and examination of witnesses shall be required before such arbitrators, *experts* or practitioners, respecting causes pending in the said Civil Courts, the Judges of the said Civil Courts may order that the said Arbitrators, *Experts*, Practitioners or Witnesses do make such oath, in presence of the said Commissioners, or any one of them, and the said oath, so taken, shall produce the same effect in Law as if it had been taken before the said Courts, or in presence of the Judges of the same.

Commissioner may be ordered by the Judges to attend Circuit Courts for the purpose of taking evidence.

XXXVI. Provided always, and be it further enacted by the authority aforesaid, that nothing herein contained respecting the appointment of such Commissioners shall extend or be construed to extend to prevent the said Judges of the said Civil Courts, from ordering that one or more of them, shall repair to the place which shall be fixed by this Act for holding the said Circuit Courts in the said Circles (*arrondissemens*) to act therein as Commissioners for taking evidence (*Commissaires Enquêteurs*) and to take evidence in the Causes in which the said Civil Courts may deem it necessary.

Commissioners empowered to receive meetings of Relations or Friends, &c.

Powers granted them.

Their decision subject to appeal.

XXXVII. And be it further enacted by the authority aforesaid, that the said Commissioners or one of them, respectively, shall have full power and authority to proceed and to receive meetings of Relations or Friends, and to take their counsel respecting the election of Tutors or Curators, the sale of property belonging to minors or interdicted persons, to affix and remove seals (or safe Custody) (*scellés*), to receive the closing of Inventories (*clôtures d'Inventaires*) and shall have respecting all those matters the Jurisdiction and authority which now belong to each of the said Judges of the present Court of King's Bench for Civil matters, according to the Laws and usages of this Province, subject to an appeal from their decision or Judgement on these matters as herein after stated.

Commissioners not to act without order of the Judges.

Their Procès Verbal subject to ratification.

XXXVIII. Provided also, and be it further enacted by the authority aforesaid, that they shall not take and receive the counsel of Relations and Friends for the sale of property of minors, absentees or interdicted persons, unless upon an order to proceed thereto, to them directed by any of the said Judges of the said Civil Courts, and that the *Procès Verbal* thereof, which they shall have prepared, shall not produce any effect unless it have been ratified and approved by one of the said Judges of the Civil Courts.