1765. Anno Quinto Regis GEORGII III. CAP. I.

At the GENERAL ASSEMBLY of the Province of Nova-Scotia, begun and holden at Halifax, on the Twenty Eighth Day of May, Anno Domini 1765, and in the Fifth Year of the Reign of Our Sovereign Lord GEORGE the Third, of Great Britain, France, and Ireland KING, Detender of the Faith, &c. being the Firft Seffion of the Fourth General-Affembly convened in the faid Province.

$\mathbf{C} \mathbf{A} \mathbf{P} \mathbf{I}$

An ACT for the Summary Trials of Actions.

HEREAS the Trial of Causes in a summary Way has been found useful, and a means of determining many Suits with litthe Costs; Be it Enacted by the Governor, Council and Assembly the Costs; Be it Enacted by the Governor, Council and Assembly mon Pleas within this Province, be and are hereby impowered in all Causes of Action brought before them, the Sum Total whereof shall not exceed Ten Pounds, to proceed in a Summary Way by Witneffes to examine the Merits of such Causes, wherein no dilatory Plea shall be allowed, and to determine therein according to Law or Equity, and make up Judgment accordingly; subject to a Writ of Error to be brought from the faid Inferior Courts of Common Pleas to the Supream Court, when the Judgment sceed Five Pounds.

II. Provided always, That when on the Examination of the Witneffes (which shall be taken in Writing) the Matters of Fact from the Evidence may be doubtful, in such Cafe they may order a Jury to try the same, any former Law of this Province to the contrary notwithstanding.

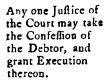
III. And be it further Enasted, That any one of the Jultices of the Supreme Court or Courts of Common Pleas within this Province, is hereby impowered in all Caufes of Action brought before him, where the Debt does not exceed Ten Pounds, to take the voluntary Confession of the Debtor for the Sum demanded by the Creditor, as agreed between the Debtor and Creditor, and upon fuch Confession for made by the Debtor, and the Specialty, Contract, or Account on which the A

Preamble.

The Supresm Court, and Inferior Courts to proceed in a Summary way in Caufes not exceeding tol.

Subject to a Writ of Error.

When the Fa& may be doubtful, a Jury may be fworn to try the fame.



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