

SCHEDULE.

RESOLUTIONS

Containing the amendments to be made in the Printed Roll of the Code of Civil Procedure of Lower Canada, and referred to in the foregoing Act.

RESOLVED—

That article 2 be struck out and the following inserted instead thereof :

2. The following days are non-judicial :

1. Sundays ;

2. New Year's Day, the Epiphany, the Annunciation, Good Friday, the Ascension, *Corpus-Christi*, St. Peter and St. Paul's Day, All Saint's Day, the Conception, and Christmas Day ;

3. The birthday of the Sovereign ;

4. Any day appointed by royal proclamation or by proclamation of the governor as a day of general fast or thanksgiving.

That after article 31 the following be inserted :

32. If a party proceeding *in forma pauperis* obtains judgment in his favor, the other party may be condemned to pay costs, including those of the officers of justice who are then entitled to an execution to obtain payment thereof from such party by way of distraction.

That article 48 be struck out and the following inserted instead thereof :

48. The writ must state the names, the occupation or quality and the domicile of the plaintiff, and the names and actual residence of the defendant.

In actions upon bills of exchange, promissory notes, or other instruments payable to bearer or negotiable by endorsement, it is sufficient to give the initials of the christian or first names of the defendant, such as they are written upon such bills, notes or instruments.

When a corporate body is a party to the suit, it is sufficient to insert its corporate name and to indicate its principal place of business.

That article 54 be struck out and the following inserted instead thereof :

54. No summons can be served before seven o'clock in the morning, or after seven o'clock in the afternoon.

This provision however does not apply to cases of *capias ad respondendum*.

That after article 56 the following be inserted :

57. In all cases in which the defendant resides in the same domicile with the plaintiff he must be served personally, unless the court allows otherwise.

That after article 63 the two following be inserted :

64. Church *fabriques* and vestries are served by leaving copies of the summons separately with the curé or rector, or person performing his functions in the parish, and with the acting church-warden.

65. Service upon masters or captains of ships or other mariners, who have no domicile in Lower Canada, may be made on board the ship they belong to, speaking to a person in the ship's employ.

That after article 80 the following be inserted :

81. If the writ is not returned, as hereinabove provided,