

and it should be lawful for his Majesty to order, direct and authorize the appointment of proper officers to act in aid of such courts and justices within the jurisdiction assigned to such courts and justices in any such commission ; provided that such courts should not try any offender upon any charge or indictment for any felony made the subject of capital punishment, or for any offence or passing sentence affecting the life of any offender, or adjudge or cause any offender to suffer capital punishment or transportation, or take cognizance of or try any civil action or suit in which the cause of such suit or action should exceed in value the amount or sum of two hundred pounds, and in every case of any offence subjecting the person committing the same to capital punishment or transportation, the court, or any judge of any such court, or any justice or justices of the peace before whom any such offender should be brought, should commit such offender to safe custody, and cause such offender to be sent in such custody for trial in the court of the province of *Upper Canada*.

From and after the proclamation of this Act in *British Columbia* the said Act of the forty-third year of King *George the Third*, and the said recited provisions of the said Act of the second year of King *George the Fourth*, and the provisions contained in such Act for giving force, authority, and effect within the *Indian* territories and other parts of *America* to the process and acts of the said Courts of *Upper Canada*, shall cease to have force in and to be applicable to *British Columbia*.

V. Provided always, That all judgments given in any civil suit in *British Columbia* shall be subject to appeal to her Majesty in Council, in the manner and subject to the regulations in and subject to which appeals are now brought from the Civil Courts of *Canada*, and to such further or other regulations as her Majesty, with the advice of her Privy Council, shall from time to time appoint.

VI. No part of the colony of *Vancouver Island* as at present established, shall be comprised within *British Columbia* for the purpose of this Act ; but it shall be lawful for her Majesty, her heirs and successors, on receiving at any time

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