

WHEREAS these incontestable principles are not put into practice by the tribunals, which tax a uniform sum for every day's absence of all witnesses indistinctively, rich or poor, without even having regard to the case in which the witness would have gained nothing if he had not absented himself from home, and without entering into this distinction, which is an abusive practice, and one which should now be remedied;

WHEREAS it is equally necessary to establish a uniform law for the indemnifying of witnesses for their travelling and other necessary expenses, and the manner of recovering this indemnity;

WHEREAS, further, the means of coercion now in force for compelling unwilling witnesses to appear and give evidence before the Courts, are insufficient; the illusory compulsion now in use, is a source of vexation to the parties, and of the tardiness and expense of the proof, and it is expedient to adopt a more expeditious and energetic means of summoning witnesses, and of overcoming and punishing their contumacy or default;

WHEREAS, finally, for all these reasons, a law upon the subject has become necessary;

Therefore, Her Majesty, by and with the advice and consent of the Legislature of Quebec, enacts as follows:

1. There shall be endorsed, either in writing or in print, upon every writ of summons *ad testificandum*, known under the name of subpoena, to be issued after the coming into force of this Code, a copy of this Act, without which such writ shall be of no value.

2. The date of appearance may be left in blank and filled in by the bailiff receiving it.