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**BILL**

*To provide more effectual means than heretofore have been, to compel, in the proper Jurisdiction, the appearance of Defendants residing in different Districts, who ought to be joined in the same Cause, for the Purposes of Justice.*

**W**HEREAS serious delays and inconveniencies are oftentimes experienced by Suitors in His Majesty's Courts of Law in this Province, in cases where several Persons who ought to be joined as Defendants in the same cause reside in different Districts, so that Process cannot be legally served upon them in such manner as to compel the appearance of all of them, in the jurisdiction wherein the cause or action may be legally cognizable and instituted; Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Lower Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, intituled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, " *An Act for making more effectual provision for the government of the Province of Quebec in North America;*" and to "make further provision for the government of the said Province," and it is hereby enacted by the authority of the same, that when and as often as the persons who ought to be joined in the same Action as Defendants, reside in different Districts, then and in such case it shall be lawful: First--In matters purely personal, for the Plaintiff at his option to prosecute the same in such Jurisdiction as any one of the Defendants may reside. Secondly--In matters or causes real, for the Plaintiff to prosecute the same in the Jurisdiction wherein the object of the suit is situated. Thirdly--In matters or causes of a mixed nature, for the Plaintiff to prosecute the same at his choice, in the Jurisdiction wherein the object in litigation is situated, or in the Jurisdiction of any one of the Defendants. And fourthly--If in matters of succession or descent, that is to say, 1o. in Cases or *Demandes* between Co-Heirs to division or *partage*, inclusively. 2o. in cases or *Demandes* instituted by Creditors of the deceased previous to *partage*. 3o. in Cases or *Demandes* relative to the execution of testamentary dispositions, until final judgement, the Defendants shall be sued in the Jurisdiction wherein the succession shall have opened.