

No 8 is a Council Bill.

No. 9.]

BILL.

[1864.

An Act to amend the Act Chapter Seventy-seven of the Consolidated Statutes for Upper Canada, intituled, "An Act respecting the action of seduction and the support of illegitimate children."

WHEREAS the remedy provided by the Act respecting the action of seduction and the support of illegitimate children, chapter seventy-seven of the Consolidated Statutes for Upper Canada, has proved insufficient in many cases of great hardship in which relief ought to be granted, by reason of the neglect of the persons mentioned therein as being entitled to bring such action, or of their decease, or of their being absent from the Province, or being under other disability: Therefore Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:—

10 **1.** In addition to the persons mentioned in the said Act as competent to sustain an action for the seduction of an unmarried female, it shall and may be lawful for any relative or friend of the person seduced, approved of and thereunto appointed by any Judge of either of the Superior Courts of law in Upper Canada or the Judge of the County Court
15 for the county or union of counties in which the seduction took place, or by the Judge of the County Court for the county or union of counties in which such friend or relative of the seduced party may reside, on the application of the party seduced or of such friend or relative to such Judge, and upon cause shewn by affidavit, to bring and sustain an action
20 for such seduction, at any time and in any case at and in which the master of the party seduced could sustain an action for such seduction, under the said Act, but subject to the provisions contained in the said Act, in so far as they are not inconsistent with those of this Act.

In addition to the persons mentioned in cap. 77 of Con. Stat. U. C. a Judge may appoint a person to bring the action for seduction.

25 **2.** In all actions of seduction brought under the said recited Act, or brought under this Act, the Judge who tries the cause, or before whom the assessment of damages is had, or any Judge of the Court in which the action shall have been brought, may from time to time direct in what manner the damages, if any, found by the Jury, shall be invested and disposed of for the benefit of the person seduced and her offspring,
30 born in consequence of such seduction, or either of them, and neither this provision, nor the exercise of the power given by it, shall affect her admissibility as a witness in the cause.

Judge trying action may direct the manner in which the damages shall be appropriated for the benefit of the person seduced or her offspring.

3. This Act shall be a public Act.

Public Act.