

No. 92.

2nd Session, 6th Parliament, 19 Victoria, 1856.

BILL.

**An Act further to amend the Judicature Acts
of Lower Canada.**

Received and read, first time, Monday, 10th
March, 1856.

Second reading, Thursday, 13th March, 1856.

MR. SANBORN.

TORONTO:

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An Act further to amend the Judicature Acts of Lower Canada.

WHEREAS the mode of taking evidence in the Circuit Court in Preamble.
Circuits where there is no resident Judge, operates to retard the
business in such Circuits; and whereas the right of instituting actions in
Circuits and Districts where the cause of action arises against persons
domiciled and served in Districts other than the District within which
5 such cause of action arises, occasions injustice to the rural Districts, and it
is expedient to remedy the same; Therefore Her Majesty, &c., enacts as
follows:

I. The fourth and fifth Sections of the Act passed in the Session held in Sec. 4 and 5
the eighteenth year of Her present Majesty's reign, intituled, "*An Act to* of 18 V., c.
10 "*amend the Judicature Acts of Lower Canada,*" shall be and the same are 104, repealed.
hereby repealed.

II. Hereafter no person shall be sued or impleaded or held to answer to Defendant
any suit or action in the Circuit or Superior Court for Lower Canada. must be resi-
unless such person shall be domiciled within the District, or be personally dent or served
15 served within the District where such suit or action is commenced; Pro- within the
vided nevertheless, that nothing herein contained shall prevent any action District where
being instituted in any Circuit Court within the Circuit where the cause of the suit is
action arises, against any person not resident within such Circuit, if such brought.
person resides and has his domicile within the District of which such Circuit Proviso.
20 forms a part, or shall prevent persons domiciled elsewhere than in Lower
Canada being sued and called in by advertisement as heretofore they have
been.

III. This Act shall apply to Lower Canada only.

Act limited to
L. C.