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No. 11.

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4th Session, 3rd Parliament, 14 Victoria, 1851.

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**BILL.**

An Act to amend the Law in Lower  
Canada, as regards the District in  
which Real or Mixed Actions may be  
commenced.

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Received and Read a first time, Friday, 23rd  
May, 1851.

Second Reading, Wednesday, 28th May, 1851.

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**MR. CHAUVEAU.**

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TORONTO: PRINTED BY LOVELL AND GIBSON.



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## BILL.

An Act to amend the Law of Lower Canada, as regards the District in which Real or Mixed Actions may be commenced.

**WHEREAS** it is expedient to make better provision as to the District in which any Real or Mixed Action may be brought in Lower Canada:—Be it therefore enacted, &c. Preamble.

- 5 And it is hereby enacted by the authority of the same; That in all Real and Mixed Actions, in Lower Canada, the Plaintiff may, at his option, bring such action either in the District wherein the real property in question is situate, or in the District in which the Defendant, or any one of the Defendants, if there be more than one, has his domicile; and in any such action the Court and the Judges thereof, and each of them, shall have the same power, authority and jurisdiction, as well with regard to the proceedings before as to those subsequent to judgment, as if the cause of action had arisen, and the Defendant or Defendants resided within the District in which the action is brought; and all writs, orders and proceedings may be addressed to the Sheriff, or any Bailiff of the Superior Court for any District in which the Defendant or one of the Defendants has his domicile, or in which the real property is situate, as the case may require, and such Sheriff or Bailiff to whom any such writ or order shall be addressed, shall execute the same as if it had issued from the said Court in the District in which he is Sheriff or Bailiff, and shall make his return to the Court in the District out of which it issued: And it shall be lawful for the Court before whom any such action may be brought to require all the Defendants to be summoned to answer such action, in whatever District they or any of them may reside. In what Districts Real and Mixed Actions may be brought in Lower Canada. Powers of the Court and Judges. To whom writs &c. may be addressed. All the Defendants may be summoned in whatever District they may reside.
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