

No. 130.

3d Session, 3d Parliament, 13 & 14 Victoria, 1850.

BILL.

An Act to facilitate the Swearing of
Experts and Arbitrators appointed by
the Courts of Justice in Lower Can-
ada, and of Witnesses and others to
be heard before them.

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1850.

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Mr. LEMIEUX.

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BILL.

An Act to facilitate the Swearing of Experts and Arbitrators appointed by the Courts of Justice in Lower Canada, and of Witnesses and others to be heard before them.

WHEREAS it is expedient to facilitate the Swearing Preamble.
of *Experts*, Arbiters and Arbitrators appointed, either by the Courts of Justice in Lower Canada, or by consent of the parties in causes pending before the said
5 Courts, and of the witnesses to be examined before such Experts, Arbiters or Arbitrators:—Be it therefore enacted, &c.

That it shall be lawful for the Courts of Justice in Lower Canada, to authorize all such *Experts*, Arbiters or Arbitrators, without regard to the distance between their residence or the place where the duty assigned to them is to be performed, and the place where the Court is held, to take the oath required of them before proceeding to perform the duties of their office, before any Commissioner
10 appointed for receiving affidavits to be used in the Superior Court, or before any other person whom the Court in which the case is pending may think proper to appoint for the purpose. Courts may authorize the oath of office to be taken before Commissioners, &c., in any case.

II. And be it enacted, That the said *Experts*, Arbiters, How witnesses may be sworn.
20 and Arbitrators shall have full power to administer the necessary oaths to the witnesses produced before them touching the matters referred to them, without regard to the distance of the residences of such witnesses or of the place where they may be so required to attend, from
25 the place where the Court is held.

III. And be it enacted, That so much of the Act of the Legislature of Lower Canada, passed in the forty-eighth year of the Reign of King George the Third, and intituled "*An Act to authorize the Judges in Civil Causes,*
30 "*in this Province, to delegate the power of administering oaths in certain cases therein mentioned,*" or of any other Act or Law as may be inconsistent with this Act, shall be and is hereby repealed. Part of 48 G. 3. c. 22. (L. C.) repealed.