
1st Session, 4th Parliament, 16 Victoria, 1863

BILL.

An Act to change the place of sitting
of the Circuit Court in the County of
Beauharnois.

Received and Read a first time, Thursday, 30th
Sept., 1852,

Second reading, Thursday, 7th Oct., 1852.

MR. LEBLANC.

QUEBEC:

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An Act to change the place of sitting of the Circuit Court in the County of Beauharnois

WHEREAS it appears by the Petitions of a great number of the Inhabitants of the Beauharnois Circuit in the District of Montreal, that it would be much more convenient for them that the Circuit Court should be held at two places in the said Circuit instead of one, and that such two places should be those hereinafter mentioned: Be it therefore enacted, &c.,

Preamble.

That so much of the seventy-seventh Section the Act passed in the twelfth year of Her Majesty's Reign, and intitled, *An Act to amend the Laws relative to the Courts Original Civil Jurisdiction in Lower Canada*, or of any other part of the said Act, as fixes the place for holding the Circuit Court in the Beauharnois Circuit shall be and is hereby repealed; and the Circuit Court shall be holden in the said Circuit at the Village of Beauharnois during the first five days of each term, and at the Village of Huntingdon during the last five days of each term, but the sitting of the Court of both places shall be reckoned as one term of the said Court, and the time of holding the terms of the said Court in the said Circuit shall not be altered by this Act; and any Defendant or other party or person who may be lawfully summoned to appear before the said Court in the said Circuit, may be summoned to appear before the same at either of the places last aforesaid, but the Judge may in any order respecting costs in any case, consider whether any unnecessary costs have been incurred by summoning such Defendant or party to appear at the one rather than at the other of the said two places, and award or tax the costs in such case accordingly.

Part of 12 V., c. 38 repealed, and two new places of sitting appointed for the Beauharnois Circuit.

II. And be it enacted, That the foregoing Section of this Act shall not take effect until the commencement of the term of the said Court in the said Circuit which shall commence next after the expiration of the now existing lease to the Crown of the House in which the sittings of the said Court are now held in the said Circuit, unless the Inhabitants thereof or some of them shall fully indemnify the owner of the said House for any loss which he may sustain by the shortening of the said lease, which may be rescinded at any time after the said owner shall have been so indemnified, and the foregoing Section shall then take effect from the commencement

When this Act shall take effect.

Further pro-
vision.

of the term of the said Court in the said Circuit, commencing next after such rescision: and whenever the foregoing Section shall take effect, any person who shall have been previously summoned or bound to appear in any capacity, or to do any act or thing at, in or before the said Court in the said Circuit on any day 5 after the foregoing Section shall take effect, shall be bound to to appear or to do such act or thing at, in or before the said Court at the place where it shall be held on the day on which he is so summoned or bound to appear thereat.