Technical and Bibliographic Notes / Notes techniques et bibliographiques

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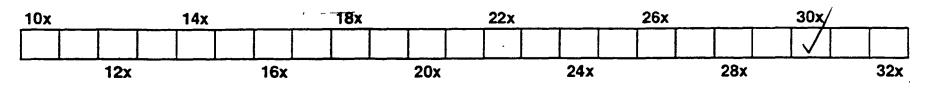
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2nd Session, 7th Parliament, 26 Victoria, 1863.

BILL.

An Act respecting the appointment of Commissioners for taking Affidavits and Affirmations in the United Kingdom of Great Britain and Ireland, to be used in this Province.

Received and read, first time, Friday, 27th February, 1868. Second Reading, Monday, 2nd March, 1863.

Mr. CRAWFORD.

QUEBEC : PRINTED FOR THE CONTRACTORS BY HUNTER, ROSE & LEMIEUX, ST. URSULE STREET. No. 31.

BILL.

An Act respecting the appointment of Commissioners for taking affidavits and affirmations in the United Kingdom of Great Britain and Ireland, to be used in this Province.

W HEREAS it is desirable that the Governor in Council should be Preamble. empowered to appoint Commissioners for taking Affidavits and Affirmations in the United Kingdom of Great Britain and Ireland, to be used in this Province: Therefore, Her Majesty, by and with the 5 advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

The Governor in Council may, by one or more commission or com- Governor in missions under his hand and seal, from time to time empower such and Council may appoint Comas many persons as he may think fit and necessary, (such persons being missioners for 10 practising Attornies of Her Majesty's Courts of Record at Westminster, taking affior Writers to the Signet in Scotland, or Attornies of the four Courts in United King-Dublin,) to administer oaths and take and receive Affidavits, Declara- dom to be tions and Affirmations in the United Kingdom of Great Britain and used in California (see any second second

tion or affirmation is entitled or intended to be used.

2. The oaths, affidavits, declarations and affirmations aforesaid, shall Legal effect be of the same force as if taken or made in open Court, and shall be of such affida-25 filed in the office of the Court in which the same are intended to be used, and may be read and made use of in the said Court as other affidavits or affirmations taken in such Court; and any person wilfully Perjury. forswearing himself in any affidavit or making false declaration or affirmation in any declaration or affirmation made or taken before any of

30 the Commissioners appointed under this Act, shall be liable to the same pains and penalties as if such affidavits, declarations or affirmations had been taken in open Court.

 Any affidavit or affirmation proving the execution of any Deed, They may be Will, or Probate or Memorial thereof, for the purpose of registration in used for Re-35 this Province, may be made before a Commissioner appointed under this gistration. Act.

4. The Commissioners so to be appointed shall be styled "Commis- Style of Comsioners for taking Affidavits in and for the Canadian Courts."

5. No informality in the heading or other formal requisites to any Informal 40 affidavit, declaration or affirmation made or taken before any Commis-headings, &c., sioner under this Act, shall be any objection to its reception in evidence, not to invaliif the Court or Judge before whom it is tendered think proper to receive it.