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Canada Government Act Indemnity.

A

B I L L,

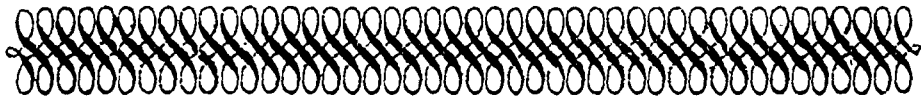
INTITULED,

AN ACT for indemnifying those who have issued or acted under certain Parts of a certain Ordinance made under Chloour of an Act passed in the present Session of Parliament, intituled, "An Act to make temporary Provision for the Government of Lower Canada."

Ordered by The House of Commons, to be Printed,
13 August 1838.

Not in Term Aime

13 August 1838.—2 VICT.



A

B I L L,

INTITULED.

AN ACT for indemnifying those who have issued or acted under certain Parts of a certain Ordinance made under Colour of an Act passed in the present Session of Parliament, intituled, "An Act to make temporary Provision for the Government of Lower Canada."

[Note.—The Figures in the Margin denote the Number of Presses in the Ingrossment.]

WHEREAS an Act was made this present Session of Parliament, intituled, "An Act to make temporary Provision for the Government of Lower Canada :"
Preamble :
1 Vict. c 9

And whereas a certain Law or Ordinance hath been made and published by the Governor of the said Province, by and with the advice and consent of the Special Council, bearing date the twenty-eighth day of June last, intituled, "An Ordinance to provide for the Security of the Province of Lower Canada," which Ordinance cannot be justified by law, but was so much intended for the security of the said Province, that it is expedient that all persons advising or acting under or in obedience to so much of the same as relates to the sending of certain persons to Bermuda, who are stated in the same to have made certain confessions, and to the subjecting such persons to restraint, should be indemnified by Parliament in the manner and to the extent hereinafter provided for ;

BE it Enacted, by The QUEEN's most Excellent MAJESTY, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the

1.
 Indemnity
 for Persons
 advising or
 acting under
 an Ordinance
 of the Govern-
 nor and
 Council of
 Lower
 Canada of
 the 28th of
 June last.

the Authority of the same, THAT all personal actions and suits, indict- 2
 ments, informations, and all prosecutions and proceedings whatsoever
 which have been or shall be prosecuted or commenced in any Court,
 or before any Tribunal in any part of Her Majesty's Dominions,
 against any person or persons for or by reason of any act, matter or
 thing advised, commanded, appointed or done in relation to the premises
 before the proclamation of this Act in the said Province of Lower Ca-
 nada, and in the Island of Bermuda respectively, or elsewhere, in man-
 ner hereinafter provided, be, are and shall be discharged and made void
 by virtue of this Act, and that if any action or suit shall be prosecuted or
 commenced against any person or persons for any such act, matter
 or thing so advised, commanded, appointed or done, he, she or they
 may plead the General Issue, and give this Act and the special
 matter in evidence; and if the plaintiff or plaintiffs in any action
 or suit so to be prosecuted or commenced, except in that part of
 Great Britain called Scotland, after the First day of October next,
 shall become nonsuit, or forbear further prosecution, or suffer dis-
 continuance; or if a verdict pass against such plaintiff or plaintiffs, 3
 the defendant or defendants shall recover his, her or their Double
 costs, for which he, she or they shall have the like remedy as in
 cases where costs by law are given to defendants; and if any such
 action or suit as aforesaid shall be commenced or prosecuted after
 the First day of October next in that part of Great Britain called
 Scotland, the Court before whom such action or suit shall be
 commenced or prosecuted, shall allow to the defender the benefit of
 the discharge and indemnity hereby provided, and shall further allow
 to him his Double costs of suit in all such cases as aforesaid.

2.
 Act to be
 proclaimed.

And be it Enacted, That this Act shall be proclaimed in the said
 Province of Lower Canada and in the said Island of Bermuda, by
 the Governor, or by the person authorized to execute the commission
 of Governor of the said Province and of the said Island respectively,
 forthwith after he shall have received a copy of the same from one of
 Her Majesty's Principal Secretaries of State.