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1st Session, 4th Parliament, 16 Victoria, 1852.

BILL.

To detach for judicial purposes the settlements of St. Anne des Monts and Cap Chat from the District of Gaspé, and to annex the same to the District of Kamouraska.

Received and read, a first time, Tuesday, 21st
September, 1852.

Second reading, Tuesday, 5th October, 1852.

MR. CHRISTIE of Gaspé.

QUEBEC:

PRINTED BY JOHN LOVELL, MOUNTAIN STREET.

B I L L .

To detach for judicial purposes the settlements of St. Anne des Monts and Cap Chat from the District of Gaspé, and annex the same to the District of Kamouraska.

WHEREAS by reason of the great distance of the settlements of Saint Anne des Monts and Cap Chat, included in and making part of the County and District of Gaspé, from the places in the said County and District whereat the Courts of Justice sit, and the want of a road of communication between those places, it is expedient, in conformity with the petition and prayer of the inhabitants of the aforesaid settlements, to detach the same from the aforesaid County and District of Gaspé, and for judicial purposes to place them under the jurisdiction of the nearest Courts, that is to say, the Superior Court for the District of Kamouraska, and Circuit Court in the County of Rimouski; Be it therefore enacted, &c.,

And it is hereby enacted by the authority of the same, That from and after the first day of January, one thousand eight hundred and fifty-three, the aforesaid settlements of Saint Anne des Monts and Cap Chat, hitherto included in and making part of the County and District of Gaspé, shall be and the same are hereby detached and withdrawn from the jurisdiction of the Courts in and for the County and District of Gaspé, and transferred and made subject to the respective jurisdiction of the Superior Court by law established in the aforesaid District of Kamouraska, and to the Circuit Court in the said County of Rimouski, according to the respective competencies of the said Courts; and that the said settlements shall for judicial purposes hereafter form part of the said District of Kamouraska in and over which settlements the said Superior and Circuit Courts shall respectively, after said first day of January next, have jurisdiction in as full and ample a manner in all respects as by law they have and may exercise within their respective jurisdictions, at the time of the passing hereof.

II. And be it enacted, That all proceedings at law, civil and criminal, and all enregistrements or formalities thereunto appertaining, begun, existing and remaining to be done in the District of Gaspé,

Preamble.

After 1st Jany. 1853, the settlements of St. Anne des Monts and Cap Chat, to be within the jurisdiction of the courts for the District of Kamouraska and County of Ramouski.

Proceedings Commenced may be continued and

completed as if this Act had not been passed: Jurisdiction of Justices of the Peace residing in the said settlements. at the date above mentioned in anywise relative to the said settlements of Saint Anne des Monts and Cap Chat, or any land or lands therein, or to any inhabitant or inhabitants thereof, may lawfully be thereafter continued, proceeded upon, adjudicated, executed, perfected and certified, (with the same effect as if this Act had not been passed,) and that all Justices of the Peace for the said District of Gaspé, residing in the said settlements, shall respectively continue in office by virtue of this Act, in the same manner as if they had been appointed from the date aforesaid for the District of Kamouraska, as well as for the District of Gaspé. 10

Settlements to continue part of Gaspé County for Electoral purposes. III. Provided always, and be it enacted, That nothing in this Act contained shall be construed to interfere with the elective franchises of the freeholders of the said settlements of Saint Anne des Monts and Cap Chat, entitled to vote for the election of a Member to represent the County of Gaspé in the Legislative Assembly of the Province, when and as often as the case may occur; the said settlements notwithstanding any thing in this Act contained remaining for electoral and legislative purposes as heretofore, parts of the County of Gaspé. 15

Act 12 Vic., c. 126, not to be effected by this Act. IV. Provided always, And be it enacted, That nothing herein contained shall be construed to repeal an Act passed in the twelfth year of Her Majesty's Reign, intituled, "*An Act detaching the settlements of Saint Anne des Monts and Cap Chat from the Municipality of Gaspé, and to erect the same into separate Municipality,*" nor to annul or alter any of the enactments or provisions thereof. 25

Public Act V. And be it enacted, That this Act shall be deemed a public Act, and as such be judicially noticed by all Judges, Justices and others whom it may concern without being specially pleaded.

May be altered during this Session. VI. And be it enacted, That this Act may be repealed, altered or amended during the present Session of Parliament. 30