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BILL.

An Act to compel Informers suing for penalties, in certain cases, to give security for costs.

(No. 139 of 1863, 2nd Session.)

*Referred to Committee of the Whole, 4th  
March, 1864.*

Mr. MUNRO.

QUEBEC:

PRINTED FOR THE CONTRACTORS BY HUNTER,  
ROSE & LEMIRE, ST. CASIUS STREET,

## BILL.

No. 10.]

[1864.

An Act to compel Informers suing for penalties, in certain cases Preamble.  
to give security for costs.

HER Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

If any action, suit or plaint shall be brought, sued out or commenced Persons sue-  
after the passing of this Act, or if at the time of the passing of this ing for penal-  
5 Act any action, suit or plaint shall be pending, but shall not have been ties may be  
tried, in which action, suit or plaint the Plaintiff sues as an informer, ordered to  
or seeks to recover any penalty given to any informer or person or give security  
persons who shall sue or shall have sued for the same as aforesaid, under  
any Statute or Law in which any penalty or penalties are or shall be  
10 given to any person or persons who shall sue for the same, either for  
his or their sole benefit, for the benefit of the Crown, or partly for his  
or their benefit, and partly for the benefit of the Crown, it shall and  
may be lawful to and for the person or persons so sued, or his or their  
agent or agents, attorney or attorneys, to apply to the Court in which  
15 such action, suit or plaint may be instituted or pending, upon an affidavit  
shewing to the Court that such action, suit or plaint is brought or has  
been brought to recover a penalty; and it shall be lawful for the Judge  
or Judges of the said Court to make an order that the Plaintiff or  
Plaintiffs, Informer or Informers, in any such suit or action shall forth-  
20 with give security for the costs to be incurred in such suit or action, in  
the same manner and in accordance with the practice in cases where the  
Plaintiff or Plaintiffs reside out of the Province, and such order shall be  
a stay of the proceedings in the case, until the proper security is given  
as aforesaid.