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2nd Session, 3rd Parliament, 12 Victoria, 1849.

BILL.

An Act to amend the Law of Lower
Canada, 6 William IV, intituled, "*An
Act to repeal certain parts of an
Ordinance therein mentioned concern-
ing persons to be admitted to prac-
tise the Law or to practise as Nota-
ries in this Province.*"

Received and Read a first time, Thursday, 8th
February, 1849.

Second Reading, Monday, 19th February, 1849.

HONBLE. MR. BADGLEY.

67.

BILL.

An Act to amend the law for the admission of Barristers, Attorneys and Proctors at Law, in Lower Canada.

WHEREAS by an Act passed by the Preamble. Parliament of Lower Canada, in the sixth year of the Reign of His late Majesty King William the Fourth, and intituled,
5 "*An Act to repeal certain parts of an Ordinance therein mentioned, concerning persons to be admitted to practise the Law, or to practise as Notaries in this Province,*" it is provided, that any person who shall have
10 gone through a regular, complete and continued collegiate course of study, including the courses of *Belles Lettres*, Rhetoric and Philosophy, (comprising logic, moral philosophy, mathematics, and natural philosophy,) in one, or in
15 several of the *Seminaires* or Colleges of Quebec, Montreal, Saint Hyacinthe, Nicolet, or Sainte Anne de la Pocatière, or in any other college legally established, or which shall be legally established in this Province, or else-
20 where, in which the said courses of study shall be taught, may be commissioned to practise as a Barrister, Advocate, Solicitor, Attorney or Proctor at Law, in any Courts of civil jurisdiction in the said Province; after
25 having served a regular and continued clerkship for and during the space of four years; And whereas, by an Act passed by the Parliament of this Province, in the Session held in the tenth and eleventh years of the Reign of
30 Her Majesty Queen Victoria, it is enacted, that graduates of any University of the United Kingdom of Great Britain and Ireland, or of any University or College in Upper Canada having the power to grant degrees, may be
35 admitted to practise as Attorneys and Barris-

Act of L. C. 6
Wm. 4, c. 10,
cited.

ters at Law, after the expiration of three years clerkship, or three years standing on the books of the Law Society of that part of the Province; And whereas, it is also enacted, that any person or persons who shall have taken any of the degrees of Bachelor of Arts, or Bachelor of Law, or of Master of Arts, at King's College, Queen's College, or Victoria College in Upper Canada, may at the discretion of the Courts of Queen's Bench and Chancery, respectively, be admitted as Attorneys or Solicitors of the said Courts, and by the said Society aforesaid, admitted as Barristers, after the expiration of three years clerkship, or standing on the books of the Law Society aforesaid, notwithstanding such person or persons, shall have entered on such clerkship, or been admitted upon the books of the said Society, before taking any such degree as aforesaid; And whereas, it is just and expedient to extend the same privileges to Students at Law in Lower Canada, as are by the said Act conferred upon such parties in Upper Canada: Be it therefore enacted, &c.

Persons having taken certain degrees, &c. to be admitted as Barristers. &c. after three years of regular clerkship.

And it is hereby enacted by the authority of the same, That in case any person or persons who shall have taken or who shall take the degree of Bachelor of Arts or Bachelor of Law, or of Master of Arts, or who shall have gone through a regular, complete and continued course of collegiate study, including the courses of *Belles Lettres*, Rhetoric and Philosophy, comprising logic, moral philosophy, mathematics and natural philosophy, in any University or College in the United Kingdom of Great Britain and Ireland or in Canada, which now is or shall hereafter be legally established, in which the said courses of study shall be taught and shall produce a certificate to that effect under the hand of the Principal, Superior or Professors of such College, and shall moreover have served a regular and continued clerkship under a contract in writing for that purpose made and entered

into with some Advocate or Attorney duly admitted and practising in the Courts of Civil Judicature in Lower Canada, for and during the space of three years, and shall in all other respects have complied with and fulfilled the requirements of a certain Ordinance passed in the twenty-fifth year of the Reign of His Majesty, George the Third, chapter four, intituled, “*An Ordinance concerning Advocates, Attorneys, Solicitors and Notaries,*” 25 Geo. 3, c. 4, cited. and for the more easy collection of His Majesty’s revenues,” or so much thereof as remains still in force and unrepealed, shall be entitled to be commissioned and to practise as a Barrister, Advocate, Solicitor, Attorney or Proctor at Law, in any of Her Majesty’s Courts of civil jurisdiction in that part of the Province of Canada heretofore Lower Canada; anything in the said Act or Ordinance to the contrary notwithstanding.

II. And be it enacted, That it shall and may be lawful for any person or persons who shall have graduated or who shall graduate, or who shall have served or who shall serve a regular and continued course of collegiate study as aforesaid, in any legally established College or University in the United Kingdom of Great Britain or Ireland or in the Province of Canada, and who shall have served a regular and continued clerkship under a contract in writing for that purpose, made and entered into with some duly admitted and practising Advocate, may be admitted to practise as Barristers, Advocates, Solicitors, Attorneys or Proctors at Law, in any of Her Majesty’s Courts of Civil Jurisdiction in Lower Canada as aforesaid, notwithstanding such person or persons shall have entered into such contractor clerkship before taking such degree or serving such course as aforesaid. Persons who have received degrees, may be admitted as Barristers, although they may have entered into clerkship before taking such degrees.