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No. 119.

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2nd Session, 5th Parliament, 19 Victoria, 1856.

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## BILL.

An Act to authorize the Defendant in certain actions of damages to conclude in his defence, for *contrainte par corps*.

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Received and read, first time, Friday, 29th  
March, 1856.

Second reading, Wednesday, 2nd April, 1856.

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MR. LABERGE.

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TORONTO:

PRINTED BY JOHN LOVELL, YONGE STREET.

An Act to authorise the Defendant in certain actions of damages to conclude in his defence, for *contrainte par corps*.

**W**HEREAS it is expedient to place both parties to action of damages, of a certain nature, on a footing of equality: Therefore Her Majesty, &c., enacts as follows: Preamble.

I. In all actions of damages for personal wrongs, in which the Plaintiff is entitled to *contrainte par corps* against the Defendant, after having first concluded therefor in his declaration, the Defendant shall be entitled, when the judgment in the case shall be in his favor, to *contrainte par corps* against the Plaintiff, (having previously concluded therefor in his defence,) for an amount of costs equal to the sum for which the Plaintiff may conclude for such *contrainte* against the Defendant, under the Laws now in force.

The defendant in actions for personal wrongs may have *contrainte* for costs amounting to a sum for which the Plaintiff in right demand *contrainte*.

Act limited to L. C.

II. This Act shall apply to Lower Canada only.