

No. 398.

1st Session, 4th Parliament, 16 Victoria, 1853.

BILL.

An Act to remedy certain irregularities
and omissions in preparing the Lists of
Jurors for the District of St. Francis.

Received and Read a first time, Thursday, 12th
May, 1853.

Second Reading, Friday, 13th May, 1853.

HON. MR. ATTY. GEN. DRUMMOND.

QUEBEC:

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An Act to remedy certain irregularities and omissions in preparing the Lists of Jurors for the District of Saint Francis.

WHEREAS the Jury Lists for the several Courts of Civil and Criminal Jurisdiction within the District of Saint Francis, have not been completed, renewed and deposited at the times and in the manner and form prescribed and required by the several Statutes regulating the summoning of Jurors in Lower Canada ; And whereas it is expedient to provide a remedy for the said irregularities and omissions ; Be it therefore enacted, &c.,

Preamble.

And it is hereby enacted by the authority aforesaid, that the Sheriff of the said District of Saint Francis shall, between the day of the passing of this Act and the tenth day of the month of June, in the present year of our Lord one thousand eight hundred and fifty-three, complete the several lists of Jurors for the Courts of Queen's Bench and General Sessions of the Peace, and for the Superior and Circuit Courts within the said District, in the manner prescribed by and in conformity to the provisions of the Act of the Legislature of Lower Canada, passed in the Session thereof held in the tenth and eleventh years of Her Majesty's Reign, intituled, "*An Act to regulate the summoning of Jurors in Lower Canada,*" the Act of the said Legislature passed in the eleventh year of Her Majesty's Reign, intituled, "*An Act to remove doubts as to the time from which the provisions of the Act regulating the summoning of Jurors in Lower Canada were intended to have force and effect,*" and the Act of the said Legislature passed in the Session thereof held in the fourteenth and fifteenth years of Her Majesty's Reign, intituled, "*An Act to amend the Act intituled 'An Act to regulate the summoning of Jurors in Lower Canada,'*" and shall, on or before the said tenth day of June, deposit such Jury Lists at the several places in the said District indicated in the Act hereinbefore secondly cited.

Sheriff to complete lists of Jurors before a certain time in the manner provided by

10th and 11th Vic., cap. 13.

11 Vic., c. 2.

14th and 15th Vic., cap. 89, and deposit the same.

II. That the said Jury Lists, when so completed and deposited, shall to all intents and purposes have the same force and effect, as if the same had been actually completed and regularly deposited in the month of July, in the year of our Lord one thousand eight hundred and forty-nine.

Such lists to be of full force.

Lists to be re-
vised bienn-
nially.

First revision.

III. That the said Jury Lists so to be made under the provisions of this Act shall be revised in the month of July of every second year in the manner prescribed by the Act hereinbefore secondly cited ; and that the first revision thereof shall take place in the month of July, in the year of our Lord one thousand eight hundred and fifty-five. 5

Past proceed-
ings confirmed

IV. That every Judgment, Verdict, Presentment, or other act or proceeding rendered, made, done or had by any Jury within the said District, in the Courts of Civil or Criminal Jurisdiction up to the day of the passing of this Act, shall have the same force and effect as if the Jury Lists from which the said Juries were taken had been duly and regularly made and deposited in the manner heretofore required by Law. 10

Recital.

Coroner to
summon
Grand and
Petit Jurors
in the case of
the assault on
the Sheriff.

V. And whereas George Frederick Bowen, the Sheriff of the said District of Saint Francis, was lately assaulted and grievously cut, bruised and wounded while in the due execution of his duty as such Sheriff, and whereas certain persons now stand charged under oath with having committed the said offence, whom it is necessary to bring to trial ; and whereas doubts have arisen as to the competency of any Jury which may be summoned by the said Sheriff to try the persons accused of the said offence ; Be it therefore enacted, That it shall be the duty of the Coroner of the said District of Saint Francis, upon receiving an order to that effect from any one of the Judges of the Court of Queen's Bench for Lower Canada, to select and summon from and out of the Jury List completed under the provisions of this Act, a sufficient number of duly qualified persons as Grand Jurors to constitute the Grand Inquest of the said District, who shall alone have power and authority to enquire into the said last mentioned offence, and in relation to the said charges to make all necessary presentments, and to do such other things as to law in that behalf appertains, and also a sufficient number of Petit Jurors for the trial of persons charged with the said offence. 20 25 30