

At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on Thursday the Eleventh day of February, 1819, in the Fifty-Ninth year of the Reign of our Sovereign Lord George the Third, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith &c. &c. being the First Session of the Eleventh General Assembly, convened in the said Province.

59 George III – Chapter 29

An Act in addition to, and amendment of, an Act, passed in the fifty-eighth year of His Majesty's Reign, entitled, "An Act for the Summary Trial of Actions."

Whereas, by the first clause of the said act, the supreme court and inferior courts of common pleas, are authorised to proceed in a summary way by witnesses, in all causes brought before them, the sum total whereof shall not exceed twenty pounds. And whereas, much inconvenience has arisen from the practice of prosecuting such suits in other counties and districts than those wherein the parties reside; for remedy whereof:—

I. Be it enacted, by the Lieutenant-Governor, Council and Assembly, that, from and after the publication of this act, no such summary suit or action shall be commenced or prosecuted within any county or district of this province wherein some or one of the parties, plaintiff or defendant, to such suit, shall not be actually resident at the time of the commencement thereof; and if any such suit shall be prosecuted, contrary to the provisions of this act, the party plaintiff, upon the trial thereof, and proof made, that at the time of the issuing of the original writ, no one of the parties was resident within the county or district in which such trial is had, he shall become non-suit, and judgment shall be given for the party defendant to recover his costs in the said cause.

II. And be it further enacted, that this act shall be, and continue, in force, until the eighteenth day of March, which will be in the year of our Lord one thousand eight hundred and twenty, and from thence to the end of the next session of the general assembly.