

Ordinances of the Lieutenant Governor and Council of His Majesty's Province of Cape Breton passed in the year 1786. National Archives of the United Kingdom CO 219/1.

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An Ordinance in addition to an Ordinance made and Passed in the Present Year of His Majesty's Reign Intituted an Ordinance for regulating the Courts of General Quarter Sessions of the Peace within the Island of Cape Breton and its Dependencies.

Whereas in and by the said Ordinance it is among other Things Ordained and Ordered That from and after the Publication of this Ordinance there shall be held by the Justices of the Peace of the several Districts in this Island and its Dependencies within and for their respective Districts four times in every Year a Court of General Quarter Sessions of the Peace that is to day at Sydney in and for the District of Sydney at Lousbourg [Louisbourg] within and for the District of Louisbourg and at Arischat [Arichat] in Conway Harbor within and for the District of St. Peters, on the first Wednesday in December, March, June and September.

And Whereas according to the Form force and Effect of the said in part recited Ordinance the said General Court of Quarter Sessions of the Peace within and for the said District (now called the County of Sydney) ought to have been opened and held at Sydney in the said District and County on Wednesday the first Day of March in the Present Twenty Sixth Year of the Reign of our Sovereign Lord George the Third by the Grace of God of Great Britain France and Ireland King Defender of the Faith &c But by mistake of the Justices of the Peace for the said District and County the said Court of General Quarter Sessions of the Peace was omitted to be then and there opened and held according to the Form of the ordinance, Whereby it is become necessary that a New Commission of the Peace should be Issued for the said District and County

For preventing the Delay of Public Justice and receiving and preventing the abatement and discontinuence of such process and proceedings returnable or remaining undetermined before the Justices of the Peace named in the former Commission and enabeling the Justices of the Peace to be appointed and Named in such and Commission to proceed thereupon and to enquire of hear, try, and determine the same and to open and hold a Session of General Quarter Sessions of the Peace of Sydney within and for the District and County of Sydney aforesaid for the present Quarter

Be it Ordained and Ordered by His Excellency the Lieutenant Governor by and with the advice and Consent of His Majesty Council and by the authority of the same it is hereby Ordained and Ordered that any two or more of the Justices of the Peace assigned constituted and appointed by the General Commission of the Peace for the said District and County bearing Date the third Day of March in the Present Year shall be and they are hereby authorized impowered and required to open and hold a Court of General Quarter Sessions at Sydney within and for the District and County of Sydney aforesaid on Wednesday the twenty second Day of March in this Present Twenty sixth Year of His Majesty's Reign and to proceed upon and enquire of, hear try and determine all Felonies, Trespasses and other misdeeds committed in the said District and County

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in like manner and with the same Powers and authorities to all intents and purposes whatsoever as if the said Court of General Quarters Sessions of the Peace had been opened and holden on the aforesaid first Wednesday in this present Month of March according to the form of the Ordinance aforesaid and had been from thence continued by adjournment unto the said twenty second Day of March and all Precepts, Indictments Presentments Recognizances Proceedings Matters and Things whatsoever heretofore returnable and depending undetermined before the Justices of the Peace for the District and County aforesaid in the said Court of General Quarter Sessions of the Peace as aforesaid appointed to be holden on the first Day of this Present Month of March are hereby revised and continued and declared to be in as full force to all Intents and Purposes whatsoever as if the former Commission of the Peace had Continued in force and as if the said General Quarter Sessions of the Peace had been opened and holden Continued and adjourned according to the Directions of the before in part recited Ordinance any thing in the said Ordinance to the Contrary thereof Notwithstanding

Provided always nevertheless that this Ordinance nor any thing herein contained shall extend or be construed to extend to alter or change any of the Days and time appointed in and by the ordinance aforesaid for the opening and holding of any of the succeeding Sessions of General Quarter Sessions of the Peace within and for the District and County of Sydney aforesaid

Passed in Council
the 3rd March 1786
(Signed) R Gibbons

Published the 8th Day of
March 1786
signed D. Taitt P. M.

Approved Ordained and Ordered accordingly in Council the third day of March 1786, in the 26th Year of His Majestys Reign-
(Signed) J. F. W. Des Barres