

Habeas Corpus in the District of Three Rivers may not only be exercised by them but by the Provincial Judge of that District.

of the said Act, passed in the thirty-fourth year of His late Majesty's Reign, to the Chief Justice of the Province, and to the Chief Justice of the Court of King's Bench for the District of Montreal respectively, in vacation time, in respect of Writs of Habeas Corpus, directed and running into the District of Three-Rivers, shall and may not only be exercised by the said Chief Justices, respectively, but shall also be vested in, and exercised by the Puisné Justices of the said Courts of King's Bench, and by the said Provincial Judge of the said District of Three-Rivers, jointly or severally; and that in all such case and cases, as well the said Puisné Justices and Provincial Judges as the said Chief Justices, shall and may, in vacation time, exercise all the powers and authorities granted by the said Ordinance to the Chief Justice of the Court of King's Bench for the late Province of Quebec, or the Commissioners for executing the office of Chief Justice, or to any Judge or Judges of the said Court of King's Bench, in respect of the Writ of Habeas Corpus, under and subject to the penalty provided in respect of the said Chief Justice, or Commissioners for executing the office of Chief Justice, or Judges of the Court of King's Bench in and by the said Ordinance; any law, usage or custom to the contrary notwithstanding.

C A P. IX.

AN ACT for appointing Commissioners to treat with Commissioners appointed or to be appointed on the part of the Province of Upper-Canada, for the purposes therein-mentioned.

(17th March, 1821.)

Preamble.

WHEREAS it is expedient that Commissioners be appointed to treat with such Commissioners as are or may hereafter be appointed on the behalf of the Province of Upper-Canada, concerning the establishing of regulations for the collection of Duties or payment of Drawbacks upon Merchandize passing through this Province into Upper-Canada; Be it enacted by the King's Most Excellent Majesty, by and with the advice and content of the Legislative Council and Assembly of the Province of Lower-Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, intituled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, "*An Act for making more effectual provision for the government of the Province of Quebec, in North America,*" and to make further provision for

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Commissioners appointed by this Province to treat with Commissioners appointed or to be appointed by the Province of Upper-Canada

“ the government of the said Province;” and it is hereby enacted by the authority of the same, that the Honourable Louis Joseph Papineau, and Austin Cuvillier, John Davidfon, John Neilson and George Garden, Esquires, shall be and they are hereby constituted and appointed Commissioners on the part of this Province; who or any three of them are authorized and empowered to meet, treat, consult and agree with such Commissioners as are or hereafter may be appointed on the part of the Province of Upper-Canada, of and concerning the establishing of regulations for the collection of the Duties or the payment of Drawbacks to be imposed or allowed by the Legislature of each Province respectively, on Goods, Wares and Merchandize, passing from one Province into the other, and also of and concerning any proportion to be received or paid of any Duties already imposed or hereafter to be imposed.

Certain powers granted to the Commissioners.

II. And be it further enacted by the authority aforesaid, that it shall and may be lawful for the Commissioners to require Returns to be furnished to them by the proper officers of His Majesty's Customs, and to send for and examine such persons, papers and records, as they shall judge necessary for their information in the execution of the powers vested in them by this Act.

Agreement entered into, not to take effect, until confirmed by the Legislature.

III. Provided always, and be it further enacted and declared by the authority aforesaid, that no regulation, provision, matter or thing so proposed, treated, consulted, or agreed on, shall have conclusive force and effect, or be carried into execution, until the same shall have been confirmed by the Legislature of this Province.

Commissioners to lay the substance of their conferences before the Legislature.

IV. And be it further enacted by the authority aforesaid, that the Commissioners herein-above named and appointed, shall, with all convenient speed, lay the substance of their conferences and consultations, with the agreements by them entered into, before His Excellency the Governor, Lieutenant-Governor, or person administering the Government of this Province for the time being, and both Houses of the Legislature of this Province,

Continuance of this Act.

V. And be it further enacted by the authority aforesaid, that this Act and the powers and authorities thereby given, shall continue in force until the first day of May, one thousand eight hundred and twenty-three, and no longer.

C A P.