

The Provincial Statutes of Lower-Canada, Being the fourth session of the Second Provincial Parliament of Lower-Canada. Quebec: P. E. Desbarats, Printer to the King's Most Excellent Majesty, 1800.

40 George III – Chapter 7

A Declaratory Act respecting Actions for Criminal Conversation. (29th May, 1800.)

Whereas Doubts have been entertained, whether by the Laws which prevail in this Province, an Action can be maintained for pecuniary compensation in damages for criminal conversation which the Plaintiff's wife, unless a criminal Process shall have been instituted and a verdict convicting the Party of Adultery, shall have been obtained which is manifestly inconvenient. For removing such doubts, Be it enacted and declared by the King's Most Excellent Majesty, by and with the advice and consent 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: of 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 the Government of the said Province,'" and it is hereby enacted and declared by the authority of the same, that from and after the passing of this Act, it shall be no valid Exception or Plea in Bar, to an Action for a pecuniary compensation in damages for Criminal Conversion, that the Plaintiff hath not instituted a Criminal Process and obtained a verdict, convicting the Defendant of Adultery, any Law, Custom or Usage to the contrary notwithstanding.