

CAP. IX.

An Act for amending the Laws of Evidence in certain cases.

Passed 10th February, 1829.

WHEREAS it is expedient that Quakers and Moravians should be allowed to give evidence upon their solemn affirmation in all cases, criminal as well as civil; and that in prosecutions for Forgery, the party interested should be rendered a competent witness:

I. *Be it therefore enacted by the Lieutenant-Governor, Council and Assembly,* That every Quaker or Moravian, who shall be required to give evidence in any case whatsoever, criminal or civil, shall, instead of taking an oath in the usual form, be permitted to make his or her solemn affirmation or declaration in the words following:—that is to say, “I A. B. do solemnly, sincerely, and truly declare and affirm;” which said affirmation or declaration shall be of the same force and effect, in all Courts of Justice and other places where, by Law an oath is required, as if such Quaker or Moravian had taken an oath in the usual form; and if any person making such affirmation or declaration, shall be convicted of having wilfully, falsely, and corruptly affirmed or declared any matter or thing, which, if the same had been sworn in the usual form, would have amounted to wilful and corrupt perjury, every such offender shall be subject to the same pains, penalties and forfeitures to which persons convicted of wilful and corrupt perjury, are, or shall be subject.

II. *And be it further enacted,* That on any prosecution, by indictment or information, against any person for forging any deed, writing, instrument, or other matter whatsoever, or for uttering or disposing of any deed, writing, instrument or other

Preamble.

Quakers or Moravians giving evidence in any case to be permitted to make their solemn affirmation or declaration.

Such affirmation to have the same effect as an oath.

Persons affirming falsely guilty of perjury.

In prosecutions for forgery no person to be deemed an incompetent witness by reason of any supposed interest in the matter.

other matter whatsoever, knowing the same to be forged; no person shall be deemed to be an incompetent witness in support of any such prosecution by reason of any interest which such person may have, or be supposed to have, in respect of such deed, writing, instrument, or other matter.

CAP. X.

An Act to continue an Act, intituled, "An Act to repeal all the Laws now in force for the regulation of Seamen, and to make more effectual provision for that purpose."

Passed 10th February, 1829.

BE it enacted by the Lieutenant-Governor, Council, and Assembly, That an Act made and passed in the seventh Year of the Reign of His present Majesty, intituled, "An Act to repeal all the Laws now in force, for the regulation of Seamen; and to make more effectual provision for that purpose." be, and the same is hereby continued and declared to be in full force, until the first day of April one thousand eight hundred and thirty-five.

7. Geo. 4. c. 12,
continued till 1st
April 1835.

CAP. XI.

An Act to continue and amend an Act, intituled, "An Act to provide for the surrender of the Principal in discharge of Bail, in Actions pending in the Supreme Court of Judicature in this Province."

Passed 10th February, 1829.

WHEREAS in and by an Act passed in the fourth Year of His Majesty's Reign, intituled, "An Act to provide for the surrender of the Principal in discharge of Bail in actions pending in the Supreme Court of Judicature in this Province; power is given to the Commissioners for taking Bail in the said Court in the several Counties where no Judge of the said Supreme Court resides, to take the surrender of Defendants in discharge of their Bail in the same manner

Preamble.

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