

## CAP. XXX.

An Act for the further Regulation of the Formation of the Court of Governor and Council for the Determination of all Suits and Controversies touching and concerning Marriage and Divorce.

Passed 22d March 1834.

‘ **W**HEREAS since the passing of the Act Preamble.  
 ‘ of the Thirty first Year of the Reign of His late 31 G. 3. C. 5.  
 ‘ Majesty King George the Third, intituled *An*  
 ‘ *Act for regulating Marriage and Divorce, and*  
 ‘ *for preventing and punishing Incest, Adultery*  
 ‘ *and Fornication*, an Alteration in the Constitu-  
 ‘ tion of His Majesty’s Council of this Province  
 ‘ having taken Place, by separating the Execu-  
 ‘ tive from the Legislative Council, and thereby  
 ‘ dividing them into Two distinct Bodies, it has  
 ‘ become necessary to make some further Provi-  
 ‘ sions in respect to the Constitution of the Court  
 ‘ of Governor and Council constituted and ap-  
 ‘ pointed in and by the Fifth Section of the herein  
 ‘ before in Part recited Act;’

I. Be it therefore enacted by the Lieutenant Court of Go-  
 Governor and  
 Council to con-  
 sist of the Lieu-  
 tenant Govern-  
 or or Command-  
 er in Chief, and  
 the Members  
 of the Executive  
 Council, with a  
 Judge of the Su-  
 preme Court,  
 or the Master of  
 the Roll: as  
 Vice President.  
 Governor, Legislative Council and Assembly,  
 ‘ That from and after the passing of this Act, the  
 ‘ Members of the said Court of Governor and  
 ‘ Council, in and by the said Fifth Section of the  
 ‘ said herein before in Part recited Act mentioned  
 ‘ and constituted, shall consist of the Lieutenant  
 ‘ Governor or Commander in Chief of, and His  
 ‘ Majesty’s Executive Council for, the said Pro-  
 ‘ vince, for the Time being, together with any One  
 ‘ of the Judges of the Supreme Court, or the Mas-  
 ‘ ter of the Rolls of the said Province, to be from  
 ‘ Time to Time for that Purpose appointed, as  
 ‘ Vice President of the same Court; which Ap-  
 ‘ pointment of such Vice President to be made in  
 ‘ Manner as directed by the Seventh Section  
 ‘ of the said herein before in Part recited Act;  
 ‘ and such Vice President when so appointed shall  
 ‘ have, hold and exercise, in the Absence of the said

Lieutenant Governor to be President.

Vice President and Two of the Members of the Executive Council to constitute a Court for Despatch of Business.

Court of Governor and Council hereby constituted vested with the Powers &c. of the Court constituted by 31 G. 3. C. 5.

Lieutenant Governor, all the Powers, Privileges, Authority and Jurisdiction mentioned and declared in and by the said Seventh Section of the said herein before in Part recited Act; and that the Lieutenaut Governor or Commander in Chief of the said Province for the Time being, shall and is hereby declared to be President of the said Court; but the said Vice President so to be appointed as aforesaid, and any Two Members of His Majesty's Executive Council for the said Province for the Time being, shall and are hereby declared to be a sufficient Number of Members at all Times to constitute a Court for the Despatch and determining of all Matters of Business brought before the said Court that may be within the Jurisdiction of the same.

II. And be it enacted, That the said Court of Governor and Council so constituted as in and by this Act is directed, shall have all the Powers, Authority, Privileges, Judicature and Jurisdiction, that are given to the Court of Governor and Council mentioned and constituted in and by the said herein before in Part recited Act; and that all the Provisions of the said herein before in Part recited Act, so far as the same relate to the Court of Governor and Council therein mentioned, and to all Matters within the Jurisdiction thereof, shall also extend and be construed to extend and apply to the Court of Governor and Council in this Act mentioned and constituted, except so far as the same are hereby altered as to the Constitution of the said Court.

## CAP. XXXI.

An Act further to continue the Laws relating to the Fisheries in the County of Northumberland.

*Passed 22d March 1834.*

Preamble.

**W**HEREAS the Laws now in Force regulating