

to be transmitted to the office of the Secretary of the Province, and such Secretary shall cause an entry of such certificate or return thereof to be made in a book to be kept for that purpose in his office.

II. And be it enacted, That a testimonial or certificate under the Seal of this Province of such Alien having taken and subscribed the said oath or affirmation, shall be deemed and taken to be a sufficient testimony and proof thereof, and of his or her being entitled to all the privileges of a natural born subject of Her Majesty, to all intents and purposes, and in all Courts whatsoever.

Certificate under the Seal of the Province to be evidence

III. And be it enacted, That if any person taking and subscribing the oath or affirmation required by this Act, shall falsely swear or affirm as to the facts of residence in such oath or affirmation contained, such person so falsely swearing or affirming shall be deemed guilty of perjury, and shall be liable to the pains and penalties incident by laws to the crime of perjury, and moreover, upon conviction of such offence, shall be adjudged to have forfeited and lost, and shall forfeit and lose all the privileges of a natural born subject, to which he or she might otherwise have been entitled by virtue of having been naturalized under this Act.

False swearing to be deemed perjury and involve forfeiture of privileges.

IV. And be it enacted, That any woman married, or who shall be married to a natural born British subject, or person naturalized under the authority of this or any other or former Act of this Province, shall be deemed and taken to be herself naturalized, and to have all the rights and privileges of a natural born British subject.

Woman married to a natural born or naturalized subject to have the privileges of a natural born subject.

SCHEDULE.

FORM OF OATH.

I do swear, [*or being one of the persons allowed by law to affirm in civil cases, do affirm,*] that I have resided seven years in this Province, without having during that time been a stated resident in any Foreign Country, and that I will be faithful and bear true allegiance to the Sovereign of the United Kingdom of Great Britain and Ireland, and of this Province as dependent thereon.—So HELP ME GOD.

Form of Oath.

CAP. XLII.

An Act to establish Polling Places in the County of Victoria.

Passed 26th April 1850.

WHEREAS in consequence of the erection of a part of the County of Carleton into a separate County, it is necessary to provide for the polling the votes of the Freeholders of the said County at any and every Election held for the Election of Representatives for the said County;

Preamble.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That the following Polling places shall be established in the County of Victoria for polling the votes of the Freeholders in the said County at any and every Election to be held for the said County, viz:—

Polling places established for County of Victoria.

District number one to comprise all that part of the Parish of Andover situate below the upper line of the lot on which Samuel Young resides, and all that part of the Parish of Perth situate below the Salmon River, and the Freeholders thereof shall assemble and Poll their votes at or near some place in the Parish of Andover opposite the mouth of Tobique River:

District No. 1, Andover and Perth.

District number two to comprise all the remaining parts of the Parishes of Andover and Perth not included in District number one, and the Parish of Saint Leonard, and the Freeholders thereof shall assemble at some convenient place in the Parish of Andover near the Grand Falls:

District No. 2, Andover, Perth and St. Leonard.

District

District No. 3,
Saint Basil and
Madawaska.

District number three to comprise the Parishes of Saint Basil and Madawaska, and the Freeholders thereof shall assemble near the Little Falls in the Parish of Saint Basil :

District No. 4,
St. Francis.

District number four to comprise the Parish of Saint Francis, and the Freeholders thereof shall assemble at or near Louis Albert's.

CAP. XLIII.

An Act to amend the Laws relating to Juries.

Passed 26th April 1850.

Fines for default
in attendance as a
Juryman at the
Inferior Court of
Common Pleas.

I. **B**E it enacted by the Lieutenant Governor, Legislative Council and Assembly, That every person who may be duly summoned to attend as a Petit Juror at any Court of General Sessions of the Peace or Inferior Court of Common Pleas in and for any County or City in this Province, and who shall not appear when called upon the trial of any criminal or civil cause in any such Court, shall on due proof being made by oath or affidavit of the summoning officer that such person hath been lawfully summoned, forfeit and pay for every such default the sum of five shillings, unless some sufficient cause of his absence be assigned and produced to the satisfaction of such Court; provided always, that the amount of such fines to be levied on each such Juryman for the several defaults at any one term shall not exceed the sum of three pounds, such fines so imposed as aforesaid to be levied and collected in the same manner as is directed and provided in respect of fines on Jurors in and by an Act passed in the twelfth year of the Reign of Her present Majesty, intituled *An Act to amend the Laws relating to Juries.*

Aggregate at any
one Term not to
exceed three
pounds.

12 V. c. 41.

Sheriff to annually
between first
January and
fourteenth Febru-
ary, make out a list
of persons liable to
serve as Jurymen,
with their titles and
additions, and file
it in the Office of
the Clerk of the
Peace.

II. And be it enacted, That the Sheriff of each County and City and County, shall between the first day of January and the fourteenth day of February in each year, make out a list and cause the same to be fairly entered in a book to be by him provided for that purpose, of all persons qualified to serve upon Juries, who have resided within the said County or City and County for three months preceding, with their titles and additions, between the age of twenty one years and the age of sixty years, and shall return the same book into the Office of the Clerk of the Peace of the said County or City and County, to be by him kept among the Records of the Sessions of the said County or City and County, and it shall not be necessary for the said Clerk to have the said list entered in any other book; and no Sheriff shall empanel or return any person or persons to try any issue joined in any Court of Record in this Province that shall not be named and mentioned in such list.

Order for striking a
special Jury to be
granted on applica-
tion.

III. And be it enacted, That upon motion made in the Supreme Court on behalf of Her Majesty, or on motion of any prosecutor or defendant on an indictment or information for any misdemeanor or information in the nature of a quo warranto, or on motion of any plaintiff or defendant in any cause depending in the said Courts, the Justices are required to order a Special Jury to be struck before the Clerk of the Peace of the County or City and County in which the venire is laid, and the party obtaining such order shall get an appointment from the said Clerk of the time and place of the selection of forty eight persons from the Jury list entered in his office, and shall serve a copy of said order and appointment on the opposite party or his attorney, at which time and place the said Clerk or his deputy shall attend with the said Jury list, and shall then and there in the presence of the parties, or their counsel or attorneys, or such of them as shall attend, select from the said Jury list the names of forty eight persons whom he shall deem most indifferent between the parties and best qualified to try such cause, and whose attendance is likely to be procured, and if no such list shall be entered for the

Appointment of
time and place to
be obtained from
Clerk of the Peace
and served on the
opposite party or
his attorney
to attend and
select from the Jury
list forty eight
persons.

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