

Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1830. Fredericton, NB: John Simpson, Printer to the King's Most Excellent Majesty, 1830.

10 & 11 George IV – Chapter 34 (Session 1)

An Act to regulate the Law with regard to the Course of proceeding on indictments and informations, in the Supreme Court, in certain cases. Passed 8th March, 1830.

I. Be it enacted by the President, Council and Assembly, That whenever any person shall be charged with any offence for which he or she may be prosecuted by indictment or information in His Majesty's Supreme Court, not being Treason or Felony, and the same shall be made appear to any Judge of the same Court, by affidavit, or by certificate of all indictment or information being filed against such person in the said Court, for such offence, it shall and may be lawful for such Judge, to issue his warrant under his hand and seal, and thereby to cause such person to be apprehended, and brought before him, or some other Judge of the same Court, or before some one of His Majesty's Justices of the Peace, in order to his or her being bound to the King's Majesty, with two sufficient sureties, in such sum, as in the said warrant shall be expressed, with condition to appear in the said Court, at the time mentioned in such warrant, and to answer to all and singular indictments or informations for any such offence; and in case any such person shall neglect or refuse to become bound as aforesaid, it shall be lawful for such Judge or Justice respectively, to commit such person to the Common Gaol of the County, City or place, where the offence shall have been committed, or where he or she shall have been apprehended, there to remain until he or she shall become bound as aforesaid, or shall be discharged by order of the said Court, in term time, or of one of the Judges of the said Court in vacation; and the recognizance to be thereupon taken, shall be returned and filed in the said court, and shall continue in force until such person shall have been acquitted of such offence, or in case of conviction, shall have received judgment for the same, unless sooner ordered by the said Court to be discharged.

II. And be it further enacted, That this Act shall continue and be in force for the term of Five years.