

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1840. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1840.

3 Victoria – Chapter 51

An Act to declare the Law with regard to Commissions for taking Affidavits to be read in the Supreme Court. Passed 25th March 1840.

Whereas the Chief Justice and Justices of the Supreme Court in this Province, under and by virtue of an Act of Parliament made and passed in the twenty ninth year of the Reign of King Charles the Second, intituled "An Act for taking Affidavits in the Country to be made use of in the Courts of King's Bench, Common Pleas and Exchequer," have been accustomed by Commissions under the Seal of the said Court to empower persons to take Affidavits to be read in the said Court and in many instances such Commissions have been general and not confined to any one County, and doubts are entertained whether such general Commissions are authorized by the said Act of Parliament; Be it declared and enacted by the Lieutenant Governor, Legislative Council and Assembly, That all Commissions heretofore made by the said Chief Justice and Justices, under and by virtue of the said Act of Parliament, shall be good and valid, notwithstanding any such Commission be general and not confined to any one County.

II. And be it declared and enacted, That hereafter it shall and may be lawful for the said Chief Justice and Justices to make and issue Commissions under the said Act of Parliament, either with limitation to any one or more Counties in the Province, or without any such limitation, as to them in their discretion may seem meet.