

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1861. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1861.

24 Victoria – Chapter 12

An Act to regulate proceedings against Members of the General Assembly. Passed 12th April 1861.

Section.

1. Proceedings by Bill and Summons abolished.
2. Commencement to be by *Capias*: not to impair the privilege. weapons.

Section.

3. Act 12 V. c. 40, to extend to suits against Members of the General Assembly.
4. Act 8 G. 4, c. 2, repealed.

Be it enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. From and after the passing of this Act, the proceeding by Bill and Summons against Members of the Legislative Council and House of Assembly is hereby abolished.
2. Actions against Members of the Legislative Council and House of Assembly shall be commenced by *capias*, and shall be regulated in all respects by the practice in suits against persons not having privilege of the General Assembly; provided that nothing in this Act contained shall subject any person entitled to the privilege of the General Assembly, to be arrested or imprisoned during the term of such privilege, but that every such person shall continue to be exempt therefrom in like manner as if this Act had not passed.
3. The provisions of an Act made and passed in the twelfth year of Her Majesty's Reign, intituled *An Act to consolidate and amend the several Acts of Assembly relating to summary actions*, shall extend and apply to suits against Members of the General Assembly.
4. An Act passed in the eighth year of the Reign of His Majesty King George the Fourth, intituled *An Act to prevent unnecessary delay and expense in proceedings against persons having privilege of the General Assembly*, is hereby repealed.