

CHAP. XV.

An Act to amend the Law for the Admission of Barristers and Attornies, and to provide for the further Relief of William Conway Keele.

[Passed 4th March, 1837.]

WHEREAS an Act was passed in the second year of His late Majesty's Reign, entitled, "An Act to repeal part of and amend an Act passed in the thirty-seventh year of His late Majesty's Reign, entitled 'An Act for the better regulating the Practice of the Law, and to extend the provisions of the same:'" *And whereas*, it is amongst other things enacted, that from and after the passing of the said Act, no person shall be admitted by the Court of King's Bench to practise as an Attorney in this Province, unless upon an actual service under Articles for five years with some practising Attorney in this Province: *And whereas*, it is expedient to amend the said Act: *Be it therefore enacted* by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and established by virtue of and under the authority of an Act passed in the Parliament of Great Britain, entitled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, entitled, 'An Act for making more effectual provision for the Government of the Province of Quebec, in North America, and to make further provision for the Government of the said Province,'" and by the authority of the same, That from and after the passing of this Act, it shall be lawful for the said Court of King's Bench, in its discretion, to admit any duly admitted Attorney or Solicitor of His Majesty's Courts of Law or Equity in England or Ireland, or any Writer to the Signet, or Solicitor before the higher Courts in Scotland, to practise as an Attorney of the Court of King's Bench in this Province, upon sufficient proof being given that such Attorney, Solicitor, or Writer to the Signet, aforesaid, has served under Articles of Clerkship, to a practising Attorney in this Province, for the space of three years, or if such Attorney, Solicitor, or Writer to the Signet, or Solicitor before the higher Courts, shall have taken a degree at any of the Universities in the United Kingdom, then for the period of two years only, any thing in the said recited Act to the contrary notwithstanding.

Preamble.

English or Irish Attorneys, or Solicitors, or Writers to the Signet, or Solicitors of the Higher Courts of Scotland, may be admitted to practice in this Province, after three years service; and if a Graduate of any University of the United Kingdom, after two years' service.

II. *And whereas*, by an Act passed in the last Session of Parliament, entitled "An Act for the Relief of William Conway Keele," full power and authority is given to the said Court of King's Bench, to admit the said

W. C. Keele, may be admitted to practise as an Attorney, after three years service with an Attorney in this Province.

William Conway Keele, to practise as an Attorney in this Province, upon the terms and conditions therein expressed: *Be it further enacted by the authority aforesaid,* That any thing in the above recited Acts to the contrary notwithstanding, the said Court of King's Bench may, at its discretion, admit the said William Conway Keele, to practise as an Attorney in this Province, upon its being shewn to the said Court that he has served with an Attorney in this Province, as mentioned in the last recited Act, for the period of three years.

Graduates of any University of the United Kingdom, or of King's College in this Province, may be admitted as Attornies, after three years' service.

III. *And whereas,* it may happen that persons who have taken or may take the degree of Bachelor of Arts, or of Law, or of Master of Arts, in either of the Universities of the United Kingdom of Great Britain and Ireland, or who may hereafter take such degree in the University of King's College in this Province, may be afterwards desirous of becoming Attornies or Solicitors, but may be deterred by the length of service required for that purpose by the said recited Acts, and it is expedient that the admission of such Graduates should be facilitated, in consideration of the learning and abilities requisite for the taking such degree: *Be it therefore enacted by the authority aforesaid,* That from and after the passing of this Act, in case any person who shall have taken, or who shall take the degree of Batchelor of Arts, or Bachelor of Law, or of Master of Arts, in either of the Universities of the United Kingdom of Great Britain and Ireland, or who shall take such degree in the University of King's College in this Province, shall at any time after he shall have taken, or shall take such degree, be bound by contract in writing to serve as a Clerk for and during the space of three years, to a practising Attorney in this Province, and shall faithfully serve for three years, in pursuance of such contract, he shall on due proof of such service, be entitled to be admitted and sworn an Attorney, in the same manner, and of the same Court or Courts, and as fully and effectually to all intents and purposes, as if such person had served under Articles for the term of five years.

Any such Graduate, who was articled for five years before the passing of this Act, may be admitted as an Attorney after a service of three years, upon certain conditions.

IV. *And be it further enacted by the authority aforesaid,* That if any person having heretofore taken such degree as is mentioned in this Act, shall before the passing thereof, have been bound by contract in writing to serve for five years with a practising Attorney in this Province, with a view to his admission accordtng to the above recited Act, then such person upon producing the written assent of the Attorney, who would otherwise be entitled to his service for the residue of the term, either endorsed upon the contract or otherwise, may on proof of service for the term of three years, be admitted and sworn an Attorney, in the same manner, and as fully and effectually as if he had served the whole term of five years mentioned in the contract.

V. *And be it further enacted by the authority aforesaid,* That any person who shall have taken, or who shall at any time hereafter take, the degree of Bachelor of Arts, or of Law, or of Master of Arts, in either of the Universities aforesaid, and who shall have been, or who shall be entered of and admitted into the Law Society of Upper Canada, as a Student of Laws, and shall have been standing in the Books of the said Society, for and during the space of three years, and shall have conformed himself to the rules and regulations of the said Society, according to the directions of an Act passed in the thirty-seventh year of the Reign of King George the Third, entitled, “An Act for better regulating the Practice of the Law,” or any other Acts for regulating Barristers in this Province, such person shall be qualified to be called and admitted to the Practice of the Law, as a Barrister, in any of the Courts of Law or Equity in this Province, as fully and effectually as any person of five years standing in the Books of the said Society, is qualified by virtue of the said recited Act, or any other Act for regulating the Practice of the Law, any thing in the said Acts, or any of them, to the contrary in any wise notwithstanding.

Any such Graduate, after three years' standing on the books of the Law Society, may be called to the Bar.

CHAP. XVI.

AN ACT to amend the Charter of the University of King's College.

[Passed 4th March, 1837.]

WHEREAS His late Majesty King George the Fourth, was graciously pleased to issue his Letters Patent, bearing date at Westminster, the Fifteenth day of March, in the eighth year of His Reign, in the words following:—“George the Fourth, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith, and so forth: To all to whom these Presents shall come—Greeting: *Whereas* the establishment of a College within our Province of Upper Canada, in North America, for the education of Youth in the principles of Christian Religion, and for their instruction in the various branches of Science and Literature which are taught in our Universities in this Kingdom, would greatly conduce to the welfare of our said Province: *And whereas,* humble application hath been made to Us by many of our loving Subjects in our said Province, that We would be pleased to grant our Royal Charter for the more perfect establishment of a College therein, and for incorporating the Members thereof, for the purposes aforesaid: *Now Know Ye,* that We having taken the premises into Our Royal consideration, and duly weigh-

Charter of King's College, recited.