

Laws of His Majesty's Province of Upper-Canada in North America. West Niagara: Titus G. Simons, Printer to the King's Most Excellent Majesty, 1797.

37 George III – Chapter 9

An Act to enlarge the time between issuing, and the opening of Commissions of Assize and *Nisi prius*, in and for the Home district, and for altering the time of holding the sittings for the said district.

Whereas by the nineteenth clause of a certain act passed in the thirty-fourth year of his Majesty's reign, entitled "An act to establish a superior court of civil and criminal jurisdiction, and to regulate the court of appeal," all suits and actions that arise, and are triable within the Home district, are directed to be tried within term time or within ten days next after the end of every Easter and Trinity term, respectively; and whereas it is expedient to enlarge the times of issuing and opening the respective commissions for the hearing and trying of such suits and actions, and to alter the time of holding the sittings for the said district; 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 assembled 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 all commissions of assize and *nisi prius* shall be issued after the terms of Hilary and Trinity, respectively, and shall be tested on the last day of each of those terms; and the chief justice, or any other judge of the said court in his absence; shall, as judge of assize and *nisi prius*, issue his precept to the sheriff of the said district, for the summoning of jurors for the trying of all such issues as may be joined in the said court, and arise and be triable in the said district, as by law he is authorized to do, so that the same may be in no instance holden sooner than eight days from the end of Hilary and Trinity terms respectively.