

C A P. X X V I .

An Act to facilitate and encourage the study of the Law in this Province.

[10th August, 1850.]

Preamble.

WHEREAS it is highly desirable that duly qualified persons should be admitted to the practice of the Law in all parts of this Province, without any unnecessary restrictions, and in that view it is expedient to enable persons who have complied with the formal or probationary conditions for that purpose in one section thereof, to obtain such admission in either or both, after due examination : Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That it shall and may be lawful for any person having been duly authorized to practice as an Advocate, Barrister, Attorney, Solicitor and Proctor at Law, in all Courts of Justice in Lower Canada, or having been found capable and qualified, and being entitled to receive a Diploma for that purpose under the provisions of the Act of the Parliament of this Province, passed in the twelfth year of Her Majesty's Reign, and intituled, *An Act to incorporate the Bar of Lower Canada*, or having been duly registered as a clerk and studied during the periods for study respectively required under the provisions of the said Act, on producing sufficient evidence thereof, and also on producing testimonials of good character, and undergoing an examination in the Law of Upper Canada to the satisfaction of the Law Society of Upper Canada, to be called by the said Society to the degree of a Barrister, upon his entering himself of the said Society, and conforming to all the rules and regulations thereof.

Admission of lawyers or Students from L. C. to the Bar in U. C.

Admission of lawyers or Students from L. C. as Attornies or Solicitors in U. C.

II. And be it enacted, That it shall be lawful for the Courts of Queen's Bench, Chancery and Common Pleas in Upper Canada respectively, in their discretion, to admit as Attornies or Solicitors of the said Courts respectively, any such person as aforesaid, so called to the degree of a Barrister as aforesaid, on producing such sufficient evidence and testimonials, and undergoing such examination as aforesaid, to the satisfaction of such Courts respectively.

Admission of Barristers or Students from U. C. to the Bar in L. C.

III. And be it enacted, That it shall be lawful for any person having been duly called and admitted to the practice of the Law as a Barrister in Upper Canada, according to the constitution and establishment of the Law Society of Upper Canada, or being duly qualified and entitled to be so called and admitted, on producing sufficient evidence thereof, and also on producing testimonials of good character, and undergoing an examination in the Law of Lower Canada to the satisfaction of the proper Committee of the Council of any Section of the Bar of Lower Canada, to apply for and obtain from the *Bâtonnier* of such Section a Diploma in the form of the Schedule hereunto annexed, authorizing him to practice as an Advocate, Barrister, Attorney, Solicitor and Proctor at Law, in all Courts of Justice in Lower Canada.

S C H E D U L E .

PROVINCE OF CANADA, }
 District of }

To all whom these presents shall concern—GREETING :

We, the undersigned, *Bâtonnier* of the Bar of Lower Canada, Section of the District of
 in conformity with the provisions of the Act of the Parliament of this Province, passed in the twelfth year of the Reign of Her Majesty Queen Victoria, intituled, *An Act to incorporate the Bar of Lower Canada*, and of the Act of the same Parliament, passed in the session held in the thirteenth and fourteenth years of the Reign of Her said Majesty, intituled, *An Act to facilitate and encourage the study of the Law in this Province*,

Province, and in pursuance of the Certificate to us delivered by three (or several, as the case may be,) of the Examiners of the said Section, dated the _____ of _____ to the effect that _____ of _____ has produced the evidence and testimonials, and undergone the examination necessary to his admission to the order of Advocate, under the provisions of the Act last above cited, and that from such evidence, testimonials and examination, they are satisfied that he is in all respects worthy and qualified to be so admitted, have given and granted to him, and by these presents do give and grant to him, according to the provisions of the said Acts, the present Diploma, conferring on him the right of practising as an Advocate, Barrister, Attorney, Solicitor and Proctor at Law, in all Courts of Law in Lower Canada.

Given at the City (or Town) of _____ under our signature and the Seal of our Section, and countersigned by the Secretary thereof, this _____ day of _____ in the year of our Lord one thousand eight hundred and _____

[Signed]

A. B.,
Bâtonnier.
C. D.,
Secretary.

[L. S.]

CAP. XXVII.

An Act for the more effectual suppression of Intemperance.

Amended by 14th Dec
Vic cap 26-27

[10th August, 1850.]

WHEREAS experience hath shewn that the laws now in force are insufficient to suppress the great evils arising out of the abuse of spirituous liquors: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That so much of the Act passed in the Parliament of Lower Canada, in the thirty-fifth year of the Reign of His Majesty King George the Third, and intituled, *An Act for granting to His Majesty Duties on Licenses to Hawkers, Pedlars and Petty Chapmen, and for regulating their trade; and for granting additional Duties on Licenses to persons for keeping houses of public entertainment, or for retailing Wine, Brandy, Rum or other spirituous liquors in this Province, and for regulating the same; and for repealing the Act or Ordinance therein mentioned*, as relates to the selling of spirituous liquors and the granting of Tavern Licenses; and the Ordinance of the Special Council of the said Province, passed in the third Session of the said Council held in the second year of Her Majesty's Reign, and intituled, *An Ordinance to amend a certain Act therein mentioned, and to provide for the better regulation of Taverns and Tavern-keepers*; and the Ordinance of the said Special Council, passed in the Session held in the third and fourth years of the same Reign, and intituled, *An Ordinance to repeal in part, and to amend and to render permanent as amended, a certain Ordinance therein mentioned, relative to Taverns and Tavern-keepers, and to make further provision relative to the same subjects*; and the Ordinance of the said Special Council, passed in the fourth year of the same Reign, and intituled, *An Ordinance to amend the Law relative to the granting of Licenses to keep houses of public entertainment, and to enable the Magistrates resident in the City of Montreal, to hold another Special Session for granting Certificates on which Licenses may be granted during the present year*; and all Acts, or provisions of Law in force in either section of this Province inconsistent with this Act, shall be and the same are hereby repealed, except as to penalties already incurred; but no Act thereby repealed shall revive.

Preamble.

L. C. 35 Geo. 3, c. 8,
2 Vic. (3,) c. 14, 3
and 4 Vic. c. 42, 4
Vic. c. 28, and part of
U. C. 59 Geo. 3. c. 2,
repealed.

II. And be it enacted, That the following authorities shall alone be entitled in Lower Canada to grant certificates for obtaining licenses for the sale of spirituous or malt

What authorities shall grant certificates