

Proceedings upon oppositions to executions under this Act.

XIII. And be it enacted, That in any case, in which an opposition shall be filed to the execution of any judgment rendered under this Act and the Act amended thereby, the trial, hearing and determining of the said opposition shall be proceeded with as in original actions, adopting, as respects the proceedings but not as respects the delay, the ordinary mode of procedure on similar oppositions.

*Saisies-Arrêts* may issue on judgments.

XIV. And be it enacted, That *saisies-arrêts* in the hands of third parties may be issued under the said judgments rendered or to be rendered, in the same manner as in ordinary causes, and the same proceedings shall be had on such *saisies-arrêts* as in ordinary cases.

Act to apply to occupants by forbearance or gratuitously.

XV. And be it enacted, That in any case in which a person shall occupy any property without a lease or agreement, but with the forbearance or gratuitous permission of the proprietor thereof, and such person shall refuse to quit the said property, summary proceedings may be had against such person in the same manner as if he were occupying the said property under a lease.

To what cases this Act shall apply.

XVI. And be it enacted, That nothing in this Act shall apply to or affect any proceeding commenced before the passing thereof; save and except as regards oppositions and *saisies-arrêts*, and the provisions hereof shall apply to rural as well as urban property.

Interpretation.

XVII. And be it enacted, That the Interpretation Act shall apply to the said first cited Act, and to this Act.

Inconsistent Acts repealed.

XVIII. And be it enacted, That all Laws and parts of laws which shall be inconsistent with this Act, shall be and are hereby repealed.

## C A P . C C I .

An Act to regulate the holding of General Sessions of the Peace in the Districts of Kamouraska, Ottawa and St. Francis.

[Assented to 14th June, 1853.]

Preamble.

**W**HEREAS it is expedient to make more ample Legislative provision for the holding of the Courts of General Sessions of the Peace in the Districts of Kamouraska, Ottawa and St. Francis: 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 intitled, *An Act to re-unite the Provinces of Upper and Lower Canada,*

Canada, and for the Government of Canada, and it is hereby enacted by the authority of the same, That all the provisions of the Act passed in the Session held in the thirteenth and fourteenth years of Her Majesty's Reign, and intituled, *An Act to facilitate the holding of Courts of General or Quarter Sessions of the Peace in Lower Canada*, except those of the second, third ninth and tenth Sections thereof, shall be and are hereby extended, and shall apply to the Districts of Kamouraska and Ottawa, in like manner as to the other Districts of Lower Canada; and the terms of the General Sessions of the Peace in and for the District of Kamouraska, shall commence at Kamouraska on the seventh day of January and the fifteenth day of July in each year, and the terms of the General Sessions of the Peace in and for the District of Ottawa, shall commence at Aylmer, on the fifth day of April and October in each year: Provided nevertheless that if any of the said days be a Sunday or Holiday, the said Sessions shall commence on the next juridical day thereafter.

Certain provisions of 13 & 14 V. c. 35 extended to the Districts of Kamouraska and Ottawa.

Periods of sessions.

Proviso.

II. And be it enacted, That the third Section of the Act hereinbefore cited shall be and the same is hereby repealed; and that General Quarter Sessions of the Peace for the District of Saint Francis shall hereafter be held and the terms thereof shall henceforward commence on the eighth day of January, April, July and October in each and every year, and not at any other time or times: Provided nevertheless, that if any of the said days be a Sunday or Holiday, the said Sessions shall commence on the next juridical day thereafter.

Section 3 of said Act repealed. Sessions in St. Francis.

Proviso.

III. And be it enacted, That every Writ, Process, Recognizance or other Document which is or shall be returnable into any of the said Courts of General or Quarter Sessions of the Peace, or by which any party shall be bound to appear or attend at any such Court, or any thing shall have been ordered to be done in or before any such Court on any day subsequent to the time when this Act shall come into effect, shall be returned into such Court and shall be held and considered to be returnable, or such party shall be held to appear or attend, or such thing shall be done, in or before such Court on that juridical day of the Sessions of such Court, which shall be next after the day on which such Writ, Process, Recognizance or Document shall have been made returnable, or in which such person shall have been bound to appear or attend, or on which such thing shall have been ordered to be done.

Return of Writs. &c. issued before this Act shall be in force.