

CAP. LXXII.

An Act to authorize the Court of Chancery and the Courts of Queen's Bench and Common Pleas in Upper Canada, in their discretion, to admit Neil Cameron McIntyre to practise as a Solicitor and Attorney therein.

[10th November, 1852.]

Preamble.

Act of U. C.,
2 Geo. IV,
c. 5, cited.

WHEREAS by an Act of the Legislature of Upper Canada, passed in the second year of the Reign of His Majesty King George the Fourth, and intituled, *An Act to repeal part of and amend an Act passed in the thirty-seventh year of His late Majesty's Reign, intituled, 'An Act for the better regulating the practice of the law,' and to extend the provisions of the same,* it is among 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, unless upon an actual service under Articles for five years with some practising Attorney; And whereas it appears by the petition of Neil Cameron McIntyre, of the City of Toronto, Barrister at Law, and the affidavit thereunder made and the certificate thereon indorsed, that the said Neil Cameron McIntyre has faithfully served under his Articles of Clerkship and assignments thereof, the full term of five years; And whereas the Court of Chancery and the Courts of Queen's Bench and Common Pleas in Upper Canada, are not empowered to admit him a Solicitor and Attorney in the said Courts respectively, owing to an irregularity in the said service, caused by the unexpected and continued absence from Canada, of James William Muttelbury, late of Toronto aforesaid, Esquire, to whom the said Neil Cameron McIntyre was under Articles by an assignment of his original Articles; And whereas it is reasonable and just, under the circumstances of the case, that the Court of Chancery in Upper Canada should be authorized, in their discretion, and the Courts of Queen's Bench and Common Pleas in Upper Canada should be authorized, in their discretion, to admit the said Neil Cameron McIntyre to practise as a Solicitor and Attorney in the said Courts respectively, and it is therefore expedient to grant the prayer of his petition: 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 the Court of Chancery in and for that part of this Province which formerly constituted the Province of Upper Canada, in their discretion,

Courts in U.
C. are author-
ized, in their

discretion, to admit the said Neil Cameron McIntyre to practise as a Solicitor in the said Court of Chancery, and that it shall also be lawful for the Courts of Queen's Bench and Common Pleas in that part of this Province last aforesaid mentioned, in their discretion, to admit him to practise as an Attorney in the said Courts respectively ; any law or usage to the contrary notwithstanding.

discretion to admit N. C. McIntyre as a Solicitor or Attorney.

C A P. L X X I I I .

An Act for the relief of John Knatchbull Roche, of the Town of Port Hope, in the County of Durham, Provincial Land Surveyor.

[10th November, 1852.]

WHEREAS John Knatchbull Roche, Provincial Land Surveyor, did, under the direction of the Provincial Government, and by the authority of the Magistrates of the District of Newcastle, in the year of our Lord, one thousand eight hundred and forty-six, make a survey of the Township of Hamilton, in the said District, and did furnish and erect permanent cut stone monuments at each end of the several concession lines therein ; And whereas the said Magistrates in Quarter Sessions, approved of such survey, and allowed the account presented for the said services, to the amount of three hundred pounds, and ordered an assessment of one penny farthing per acre, on each and every acre of land in the said Township, for the payment of the same ; And whereas under the said assessment, in consequence of omissions of duty on the part of various officers of the District and Township, the sum of fifty pounds only has been paid to the said John Knatchbull Roche ; And whereas no power now exists to direct the levying of such rate, and the said John Knatchbull Roche is without any remedy for the recovery of the residue of the said three hundred pounds, and it is just that the United Counties of Northumberland and Durham, formerly constituting the District of Newcastle, should be rated to pay the same : 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 and declared by the authority of the same, That the balance of the said debt, being the sum of two hundred and fifty pounds, and interest thereon from the Sixth day of July, one thousand eight hundred and forty-seven, to the time of payment, and the costs of a certain action brought by the said John Knatchbull Roche against the Municipality of the said Township of Hamilton for recovery of the said debt, being the sum of fifty-two pounds eleven shillings and two pence, be, and the same is hereby declared to be a debt,

Preamble.

The sum due to J. K. Roche declared a debt of the said United Counties, and recoverable from the Municipality thereof, with interest