

The Provincial Statutes of Canada, passed in the year 1842. Kingston: Stewart Derbshire & George Desbarats, 1842.

6 Victoria – Chapter 19

An Act to confirm certain Rules, Orders and Regulations made by the Chief Justice and Judges of Her Majesty's Court of Queen's Bench for Canada West. 12th October, 1842.

Whereas the Chief Justice and Judges of Her Majesty's Court of Queen's Bench for Canada West have, under the authority of the Act of the Legislature of the late Province of Upper Canada, passed in the seventh year of the Reign of His late Majesty King William the Fourth, and intituled *An Act for the further amendment of the Law, and the better advancement of Justice*; made certain Rules, Orders and Regulations concerning the mode of pleading in the said Court, and the mode of entering and transcribing pleadings, judgments and other proceedings in actions at Law, and the payment of costs, and have caused the same to be laid before both Houses of the Legislature, in the present Session, being the next after the making thereof: but whereas the said Rules, Orders, and Regulations were not so laid before both Houses of the Legislature within five days after the meeting of the Provincial Parliament, as required by the said Act, and it becomes necessary to remedy this omission; and whereas by the said Act it is provided, that no such Rule, Order or Regulation shall have effect until six weeks after the same shall have been laid before both Houses of the Legislature as aforesaid, and doubts might arise as to the effect thereof, if the Provincial Parliament were prorogued before the expiration of the said term of six weeks, and it is expedient to give effect to the said Rules, Orders and Regulations, and to avoid any such doubt as aforesaid; 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, 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 the Rules, Orders and Regulations mentioned in the preamble to this Act, made in Easter Term in the fifth year of Her Majesty's Reign, and in the year of Our Lord one thousand eight hundred and forty-two, and signed by the Chief Justice and Judges of the said Court of Queen's Bench at Toronto, on the twentieth day of April, in the year last aforesaid, shall have effect from the day, hereinafter mentioned, as if they had been laid before both Houses of the Legislature within five days after the commencement of the present Session, and that notwithstanding any prorogation of the Provincial Parliament before the said Rules, Orders and Regulations shall have laid six weeks before both Houses of the Legislature, the same shall have effect as if the Session had continued during six weeks after they were so laid before the said Houses of the Legislature.

II. Provided always, and be it enacted, that the said Rules, Orders and Regulations shall have effect, from and after the last day of Trinity Term next, after the passing of this Act, and not before.