

*Provincial Statutes of Canada*, passed in the year 1845. Montreal: Stewart Derbishire & George Desbarats, 1845.

8 Victoria – Chapter 32

**An Act Supplementary to an Act of the last Session of the Legislature, relating to the Administration of Justice in the Gaspé District. (29th March, 1845.)**

Whereas in the fifth section of an Act passed in the last Session of the Legislature, intituled, “An Act to establish the District of Gaspé, and to provide for the due administration of justice therein,” it is enacted, That the Circuit Courts thereby established, and the Judges, and Officers thereof shall have like jurisdiction, power, authority and duties with the Circuit Courts established by the Act passed during the present Session, and intituled, “An Act to amend the Laws relative to the administration of justice in Lower Canada,” and whereas no Act under that title was passed during the said Session, the Act, intituled, “An Act to repeal certain Acts and Ordinances therein mentioned, and to make better provision for the administration of justice in Lower Canada,” being the Act intended, and it therefore is necessary to rectify the error: Be it therefore enacted by the Queen’s Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of Lite 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 the aforesaid fifth section of the above recited Act, passed in the last Session of the Legislature, intituled, “An Act to establish the District of Gaspé, and to provide for the due administration of justice therein,” and in which fifth section the aforesaid error occurs, shall be and the same is hereby repealed.

II. And be it enacted, That except in those cases in which it is otherwise provided by the said Act, passed in the last Session of the Legislature, intituled, “An Act to establish the District of Gaspé, and to provide for the due administration of justice therein,” or where it shall be inconsistent with the enactments thereof, the Circuit Courts thereby established, and the Judges and Officers thereof, shall have like jurisdiction, power, authority and duties with the Circuit Courts established by an Act passed during the last Session, and intituled, “An Act to repeal certain Acts and Ordinances therein mentioned, and to make better provision for the administration of justice in Lower Canada,” and the Judges and Officers thereof respectively, and shall, as shall also the Attorneys practising therein, be bound by the same rules and provisions of Laws and in all suits and actions to be brought therein, an appeal shall lie, or such suits or actions may be evoked or removed to or into the Court of Queen’s Bench for the District, of Gaspe in like cases, and in the same manner and subject to the same provisions of Law, in and under which appeals lie, or suits and actions may be removed from the Circuit Courts in any other District in Lower Canada, to the Court of Queen’s Bench in and for the same, sitting in Superior Term.

III. And be it enacted, That no other or greater fees shall be allowed or awarded by reason of any proceeding or judgment in any or either of the said Circuit Courts to be holden in the said District

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of Gaspé, or before either of the District Judges therein, than such as are allowed in the like cases in the other Circuit Courts in Lower Canada.