

Laws of Her Majesty's Province of United Canada, passed in the year 1846. Montreal:
Stewart Derbishire & George Desbarats, 1846.

9 Victoria – Chapter 7

An Act to amend an Act passed during the last Session of this Parliament, intituled, *An Act to amend, consolidate and reduce into one Act the several laws now in force, establishing or regulating the practice of District Courts in the several Districts of that part of this Province, formerly Upper Canada*. 18th May, 1846.

Whereas it is necessary to amend the Schedule to an Act passed during the last Session of this Parliament, and intituled, *An Act to amend, consolidate and reduce into one Act the several Laws now in force, establishing or regulating the practice of District Courts in the several Districts of that part of this Province formerly Upper Canada*: 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 in addition to the Fees set down and authorized in and by the said Schedule and the said Act, as Fees to be received by the Clerk and to belong and be paid over to the Fee fund, the Fees mentioned in Schedule A, to this Act annexed, shall and may also be demanded and received by the Clerk, and shall belong to and he paid over to the Fee fund, and that the Clerk shall be entitled to the Fees mentioned in the Schedule B, to this Act annexed, in addition to those already provided.

II. And be it enacted, That any Judge of a District Court shall, on motion to set aside any interlocutory Judgment, giving time to plead, and on application for security for costs, have the like power in vacation that he would have in term time.

III. And be it enacted, That the sixth Section of the said Act shall be repealed, and that the said Courts respectively shall hold four terms in each year, which shall severally commence on the Monday in the week next but three preceding the week in which the General Quarter Sessions are respectively holden, and shall end on Saturday of the same week; and every day in term shall be a return day, and that the first and last days of all periods limited by the said Act, or by any rule or order of the said Courts, shall be inclusive.

IV. And be it enacted, That this Act shall take effect on the first day of June Term as it will be under this Act; and that all writs which may have issued before the passing of this Act returnable on the first day of June Term, shall be held to mean the first day of June Term, according to this Act.

Schedule A.

Every Writ of Subpoena, six pence.

Every Judgment entered, five shillings.

Every Oath administered in open Court, one shilling.

Schedule B.

Every Judgment entered, two shillings.

Taxing Costs, when no Judgment entered, one shilling and sixpence.