

Laws of Her Majesty's Province of Upper Canada, passed in the year 1850. Toronto: Stewart Derbyshire & George Desbarats, 1850.

13 & 14 Victoria – Chapter 38

An Act to facilitate the swearing of Experts and Arbitrators appointed by the Courts of Justice in Lower Canada, and of Witnesses and others to be heard before them. 10th August, 1850.

Whereas it is expedient to facilitate the swearing of Experts, Arbiters and Arbitrators appointed, either by the Courts of Justice in Lower Canada, or by consent of the parties in causes pending before the said Courts, and of the witnesses to be examined before such Experts, Arbiters or Arbitrators: 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 be lawful for the Courts of Justice in Lower Canada, to authorize all such Experts, Arbiters or Arbitrators, without regard to the distance between their residence or the place where the duty assigned to them is to be performed, and the place where the Court is held, to take the oath required of them before proceeding to perform the duties of their office, before any Commissioner appointed for receiving affidavits to be used in the Superior Court, or before any other person whom the Court in which the case is pending may think proper to appoint for the purpose.

II. And be it enacted, That the said Experts, Arbiters and Arbitrators shall have full power to administer the necessary oaths to the witnesses produced before them touching the matters referred to them, without regard to the distance of the residences of such witnesses or of the place where they may be so required to attend, from the place where the Court is held.

III. And be it enacted, That so much of the Act of the Legislature of Lower Canada, passed in the forty-eighth year of the Reign of King George the Third, and intituled, *An Act to authorize the Judges in Civil Causes, in this Province, to delegate the power of administering oaths in certain cases therein mentioned*, or of any other Act or Law as may be inconsistent with this Act, shall be and is hereby repealed.