



BRITISH COLUMBIA.

ANNO TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

No. 25.

An Ordinance to amend "The County Court Ordinance, 1867."

[15th March, 1869.]

WHEREAS doubts have arisen as to the subsistence of the powers of Commitment bestowed on County Courts in the Colony, by "The County Court Ordinance, 1867;" Preamble.

And, whereas, without proper powers of Commitment, the County Courts would in a great measure be inoperative; and it is expedient to remove such doubts, and to confirm such powers;

Be it enacted by the Governor of British Columbia, with the advice and consent of the Legislative Council thereof, as follows:

I. Sections 98, 99, 100, and 113 of the Imperial Statute, 9° and 10° Victoria, chapter 95, shall be and are hereby declared to be of and to have full force and effect throughout the whole Colony of British Columbia, and all the powers of Commitment for contempt, and otherwise, thereby conferred upon the County Courts, and the Judges thereof, in England, enforceable by the same process, shall be and are hereby conferred upon the County Court of British Columbia, and every other County Court of the Colony, and all the Judges thereof, respectively, for the time being, any Law or Rule to the contrary notwithstanding; subject, nevertheless, to all and singular the same restrictions and provisions, and with and under the same process, mutatis mutandis, in the County Court of British Columbia, as govern the same powers in the County Courts in England. Enacts Sections 98, 99, 100, and 113 of Imperial Statute 9° and 10° Vic., cap. 95.

II. Whereas doubts have arisen as to the effect of the Order of the Supreme Court of Civil Justice of Vancouver Island, made on the 3rd day of April, 1860; for the avoidance of all such doubts, be it enacted that no fees or moneys heretofore received from or on account of any proceedings in the Inferior or Summary Court of Civil Justice of Vancouver Island, shall be deemed to be or to have been due or payable or be paid to any Officer of the said Court, or other person whomsoever, but the same shall be and continue to be accounted for as part of the Revenue of the said Colony, any Rule, Law, or Order of any Court to the contrary notwithstanding. Bars all claims to fees by Officers of Court.

III. This Ordinance may be cited for all purposes as "The County Courts Amendment Ordinance, 1869." Short Title.

Passed the Legislative Council the 15th day of March, A. D. 1869.

CHARLES GOOD, Clerk of the Council.

WILLIAM A. G. YOUNG, Presiding Member.

Assented to, on behalf of Her Majesty, this 15th day of March, 1869.

FREDERICK SEYMOUR, Governor.