

CAP. XVIII.

An Act for shortening the Language used in Acts of Assembly in this Province.

Passed 30th April 1851.

I. **BE** it enacted by the Lieutenant Governor, Legislative Council and Assembly, That every Act to be passed after the commencement of this Act, may be altered, amended or repealed in the same Session, any law or usage to the contrary notwithstanding.

Acts may be altered, amended or repealed in the same session.

II. Be it enacted, That all Acts shall be divided into Sections if there be more enactments than one, which Sections shall be deemed to be substantive enactments without any introductory words.

Sections to be deemed substantive enactments without introductory words.

III. Be it enacted, That where any Act repealing in whole or in part any former Act is itself repealed, such last repeal shall not revive the Act or provisions before repealed, unless words be added reviving such Act or provisions.

Repealed Acts not to revive.

IV. Be it enacted, That wherever any Act shall be made repealing in whole or in part any former Act, and substituting some provision or provisions instead of the provision or provisions repealed, such provision or provisions so repealed shall remain in force until the substituted provision or provisions shall come into operation by force of the last made Act.

Repealed enactments to remain in force till the substitution comes in force.

CAP. XIX.

* An Act to amend the Law relative to the administration of Criminal Justice.

Passed 30th April 1851.

I. **BE** it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the thirty sixth section of an Act made and passed in the twelfth year of the Reign of Her present Majesty, intituled *An Act to consolidate and improve the Laws relative to the administration of Criminal Justice*, be and the same is hereby repealed.

Act 12 V. c. 30, s. 36, repealed.

II. 'And in order to prevent justice from being defeated by clerical or verbal inaccuracies in prosecutions for Forgery;' Be it enacted, That in all informations or indictments for Forgery, or in any manner uttering any deed, writing, instrument, or other matter whatever, it shall not be necessary to set forth any copy or fac simile thereof, but it shall be sufficient to describe the same in such manner as would sustain an indictment for stealing the same, any law, usage or custom to the contrary notwithstanding.

Unnecessary to set forth a copy or fac simile in informations for forgery or uttering.

III. And be it enacted, That the certificate required by the sixty eighth section of the said recited Act to be signed and delivered or transmitted by the Clerk of the Circuits or his Deputy, as in the said section mentioned, shall be in the form as near as may be, or to the effect mentioned in the annexed Schedule, with the necessary alterations to adapt it to the circumstances; and that the same certificate shall have all the effect given in and by the said section to the certificate therein mentioned, in the same manner and to the same extent as if the said Schedule had been annexed to the said recited Act.

Form of certificate of the Clerk of the Circuits or his Deputy mentioned in 12 V. c. 30, s. 68.

SCHEDULE.

Whereas at the Session of Oyer and Terminer and General Gaol Delivery held for the — of — on — before, among others, —, one of the Justices of the Supreme Court, and — Justices of Oyer and Terminer and General Gaol Delivery, [*here name the Quorum Commissioners,*] A. B., late of —, Labourer, having been found guilty of Felony, and judgment thereupon given, that [*state the substance,*] the Court before whom he was tried reserved a certain question of law for the consideration of the Justices of the Supreme Court, and execution was thereupon respited in the meantime.

This is to certify, that it having been considered by the said Justices of the said Supreme Court, at Fredericton, in — Term, in the — year of the Reign of —, that the Judgment aforesaid should be annulled, and an entry made on the Record that the said A. B. ought not, in the judgment of the said Justices, to have been convicted of the felony aforesaid, you are therefore hereby required forthwith to discharge the said A. B. from your custody.

To the Sheriff or Gaoler of —, and all others whom it may concern.

(Signed) E. F., Clerk of the Circuits for [*as the case may be.*]