

pt, and it shall not be of force until the expiration of sixty days thereafter: The Governor in Council within that period may disallow the same; and such disallowance, with a certificate of the day of the receipt, shall forthwith be transmitted by the Provincial Secretary to the Secretary Treasurer, and if disallowed the bye law shall be void.

17. Every such bye law shall continue in force for three years unless the Council prescribe a less period, but it may be continued by bye law in the usual way.

18. When the assent of the Governor in Council is given to any bye law, it shall be deemed valid, obligatory, and to have been enacted within the scope of the authority of the Council, unless repugnant to law.

19. The assent of the Governor in Council to the allowance of any bye law, may be proved by production of the official note of the Provincial Secretary or his deputy, or by an endorsement of allowance thereon signed in the same manner, and proof of the incorporation of the Municipality, by production of the charter under the Seal of the Province.

20. Every bye law made to continue an existing bye law, shall remain in force from the time of its being passed by the Council until disallowed by the Governor in Council, if so disallowed.

21. In case of the death or absence from the Province of the Warden, the Secretary Treasurer on the application of five members of the Council, may call a special meeting of the Council, in the same manner and for the like purpose as the Warden on the application of four members.

22. An Act passed in the seventeenth year of the Reign of our present Majesty, intituled *An Act to alter and amend the Act providing for the establishment of Municipal authorities in this Province*, and also an Act passed in the eighteenth year of the same Reign, intituled *An Act to enable a majority of the rate-payers upon property to establish a Municipality in any County*, and the parts of any other Act inconsistent with the provisions of this Act, be and the same are hereby repealed.

CAP. XXXVIII.

An Act relating to the local government of Counties, Towns, and Parishes.

Fishery regulations made by Sessions to be sent for confirmation by Governor in Council; Act to extend to regulations by County Councils.

Passed 1st May 1856.

BE it enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. The Clerk of the Peace shall forthwith, on the passing of any regulation by the Sessions relating to the Fisheries, transmit a copy thereof to the Provincial Secretary, who shall endorse thereon the day of its receipt; the same shall not be of force until the expiration of sixty days thereafter, unless sooner allowed by the Governor in Council, and the Governor in Council may within that period disallow the same; and such disallowance, with a certificate of the day of the receipt, shall be forthwith transmitted by the Provincial Secretary to the Clerk of the Peace, and the regulation shall be void: The provisions of this Act shall apply to regulations made by the County Council in incorporated Counties.

CAP. XXXIX.

An Act relating to the Militia.

Section.

1. Certain Sections of Chapters 73, 74, 75, 76, 79, and 80, of Revised Statutes, suspended.

Section.

2. May be revived by Proclamation.
3. To be in full force on publication of Proclamation.

Passed 1st May 1856.

BE it enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. Sections 5, 6, 7 and 8, of Chapter 73; Section 2 of Chapter 74; Sections 4, 6, 7, 8 and 9, of Chapter 75; Sections 1, 2, 3, 4 and 5 of Chapter 76; Sections 4 and 5, of Chapter 78; Section 1 of Chapter 79; and Sections 2, 3 and 6, of Chapter 80, of Title XI, of the Revised Statutes, "Of the Militia," are hereby suspended until the first day of May one thousand eight hundred and sixty five.

2. If at any time the Commander in Chief shall deem it necessary to revive the said several suspended Sections, and to declare them in full force, he may by Proclamation to be published in the Royal Gazette, or as he may deem expedient, revive the said several suspended Sections, and declare them in full force.

3. Immediately on the publication of such Proclamation the said several suspended Sections shall be in full force.

CAP. XL.

An Act to enable the Justices of the Supreme Court further to enlarge the Terms of the said Court.

Section.

1. Terms may be extended to the third Saturday after first day of each Term.

Section.

2. Third Saturday after first Tuesday to be the teste and return day.

Passed 1st May 1856.

WHEREAS by the accumulation of Term business in the Supreme Court, and the time occupied in Equity Appeals, it has been found that the present duration of the Terms is insufficient for the dispatch of business in said Court;—

BE it therefore enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. It shall and may be lawful for the Justices of the Supreme Court, if they shall see fit, to extend the respective Terms of the said Court until the third Saturday after the first day of the Terms as now established, in like manner and subject to the same rules and provisions in all respects, as are contained in the Act made and passed in the sixtieth year of the Reign of His Majesty King George the Third, intituled *An Act to enable the Justices of the Supreme Court to enlarge the time of the Sittings of the said Court, when the same shall be expedient with regard to the said Court*.

2. The third Saturday after the first Tuesday of the respective Terms, shall also be a day for the teste and return of Writs.

CAP. XLI.

An Act in further amendment of the Law.

Section.

1. Crime or interest not to exclude from giving evidence: Plaintiff or defendant to be witnesses except as excepted, viz:
2. In criminal proceedings—self-crimination—husband and wife.
3. Communications between husband and wife;
4. Proceedings in consequence of adultery.
5. Proof of foreign and other proclamations, treaties, judgments, &c.

Section.

6. Documents admissible in English Courts to be admissible in Provincial Courts.
7. Validity of affidavits for proceeding in this Province when made without the Province.
8. Proof of register of or declaration in respect of any British Ship, how may be made.
9. Penalty for wilfully certifying as true false copies or extracts.