

Liber R. G. 1773 respective County Courts an original Jurisdiction exclusive of the Provincial Court in all Actions Suits and Causes whereof the County Courts have a Jurisdiction concurrent with the Provincial Court by the Laws now in force And also to extend the Jurisdiction of the County Courts to other Matters and Causes

[Plaintiffs obliged to sue in the County Courts, in all such Causes as are now Cognizable there, and not in the Provincial Court.] p. 172

Be it therefore enacted by the authority aforesaid that from and after the End of this present Session of Assembly all Persons having any Cause of Action against any Inhabitant or Inhabitants of this Province shall by virtue of this Act be obliged in case of Suit to sue and implead the Person or Persons aforesaid against whom he she or they hath have or shall have any Cause of Action in the several and respective Courts of the Counties wherein the Defendant or Defendants shall reside and not in the Provincial Court in all and every such Cases and for and in all and every such Matters and Causes as are by the Laws of this Province now cognizable or determinable by or in the said County Courts and in case any Suit or Action shall after the End of this present session of Assembly be commenced or brought in the Provincial Court for or upon any cause or matter so cognizable or determinable by or in the said County Courts by the Laws now in force the Plaintiff or Plaintiffs in such Suit or Action shall suffer a Non Suit and thereupon pay the Defendant or Defendants his her or their Costs any Law or Usage to the Contrary notwithstanding.

[Persons may sue in the County Court; for any cause where the Justices of the Provincial Court have original Jurisdiction, &c.]

And be it also enacted by the Authority aforesaid that any Person or Persons shall have full Power after the End of this Present Session to bring Suit in the County Court for any Cause whatsoever whereof the Justices of the Provincial Court have any original Cognizance or Jurisdiction whether for the Recovery of any Debt or Damages whatsoever or of the Right or Possession to or of any Lands or Tenements and also all Writs of Replevin may be after the end of this present Session of Assembly issued out of any County Court returnable to such Court out of which such Writs shall issue and no Suit or Action which shall be commenced or brought in any County Court shall before Judgment be removed by or on the behalf of the Plaintiff or Plaintiffs in such Suit or Action to the Provincial Court on Penalty of such Plaintiff or Plaintiffs suffering a Non Suit and Paying Costs

[Defendant may remove any Civil Cause from the County Court to the Provincial Court, &c.]

Provided always that any Defendant or Defendants shall have it in his her or their Power to remove any Civil Cause or Suit from the County Court to the Provincial Court in the same manner as he she or they might or could do before this present Act and also in all such Cases wherein the Civil Jurisdiction of the County Courts is by this Act extended or enlarged

And Provided also that any party or parties aggrieved by any Judgement or Determination of any County Court in exercising the Jurisdiction conferred by this Act shall have full power to appeal