

## CHAPTER CXXXII.

*An ACT supplementary to the act, entitled "An act to alter the judiciary system of this Commonwealth."*

**W**HEREAS by the act, entitled, "An act to alter the judiciary system of this commonwealth," a change is made in the times of holding the courts of common pleas and quarter sessions, in many of the counties of this commonwealth, to commence from and after the passing of the said act: And whereas the immediate operation of the said act, may produce many inconveniencies to suitors and others, and occasion much confusion and litigation; For remedy whereof,

Section 1. *Be it enacted by the Senate and House of Representatives of the Commonwealth of Pennsylvania, in General Assembly met, and it is hereby enacted by the authority of the same,* That the next term of the supreme court of this commonwealth, shall be held on the first Monday in March, and shall continue for the same time, and in like manner, in all respects as if the act to which this is a supplement had not been passed, and all process and proceedings returnable thereto, are hereby declared to be valid and effectual in law, to all intents and purposes.

Time of holding the next term of the supreme court.

Sec. 2. *And be it further enacted by the authority aforesaid,* That the several courts of common pleas and quarter sessions throughout this commonwealth, shall hold the next term and session after the passing of this act, in the several counties at the same time and in like manner, in all respects to all intents and purposes.

Times of holding the next courts of common pleas.

ses as if the act to which this is a supplement had not been passed, and that from and after the said terms and sessions respectively, all actions, suits, pleas, processes and proceedings of every kind, depending in the courts of common pleas and quarter sessions of the several counties of this commonwealth, with all things thereto appertaining shall be transferred to and proceeded upon in the like courts established by the said act: *Provided nevertheless*, That if the Governor should commission a president or presidents in the seventh, eighth, ninth and tenth districts, or either of them before the next term, in any county or counties in the said districts, or either of them, the president or presidents so commissioned, may, and they are hereby authorized and required to exercise all the powers and perform all the duties in such county or counties, which they might have exercised and performed if this act had not been passed.

*Sec. 3. And be it further enacted by the authority aforesaid*, That all process which shall be issued after the passing of the said act, returnable to a term of any court of common pleas, which would have been held after the next term, if this act and the act to which this is a supplement had not been passed, shall, and is hereby declared to be returnable to the next term of the court of common pleas of the same county, established by the said act, and shall be as good and available in law, to all intents and purposes as if it had been originally made so returnable; and all process which shall be issued returnable to the first term of the several courts of common pleas, established by the said act, shall be tested as of the last term of the common pleas held in the same county.

*All process issued after the passing of the original act, made returnable to the next term of the common pleas, established by the said act.*

Sec. 4. *And be it further enacted by the authority aforesaid,* That in any county in which the several courts have already been held since the passing of the said act, all matters and things done or to be done and transacted, and all judgments given or rendered upon verdicts, or otherwise at the said courts shall be, and they are hereby ratified and confirmed, saving the rights of the suitors respectively, to any appeal or writ of error upon any process or judgment, as to law or right, shall appertain for any error or misdeed therein, not relating to any alledged discontinuance or mistrial, by reason of the passing of the act, to which this is a supplement: *Provided,* That nothing herein contained shall be deemed, construed or taken to confirm or give effect to any proceeding in any criminal case, in which there has been a conviction since the passing of the said act, but such conviction and all things thereto appertaining, shall in all respects be considered as if this act had not been passed; but in all criminal cases, in which there has been an acquittal since the passing of the said act, the defendant or defendants shall be considered in all respects, and shall have the same privileges as if they had been acquitted by a court of competent jurisdiction.

All proceedings had in the several courts, since the passing of the original act, ratified and confirmed, &c.

CHARLES PORTER, *Speaker*

*of the House of Representatives.*

JAMES BRADY, *Speaker*

*of the Senate.*

APPROVED—the first day of March, in the year of our Lord one thousand eight hundred and six.

THOMAS M'KEAN.

CHAP.