

An Act further to amend the Act establishing the Court of Error and Appeal in Upper Canada.

WHEREAS it is desirable to amend the constitution of the Court of Error and Appeal in Upper Canada: Therefore Her Majesty &c., enacts as follows: Preamble.

I. In addition to the Judges now constituting the said Court of Error and Appeal, by virtue of the thirty-ninth section of the Act passed in the twelfth year of Her Majesty's reign, intituled, "*An Act to make further provision for the administration of Justice, by the establishment of an additional Superior Court of Common Law, and also a Court of Error and Appeal, in Upper Canada, and for other purposes,*" it shall and may be lawful for Her Majesty, in Her discretion, by Letters Patent under the great seal of this Province, from time to time to appoint to be a judge or judges of the said Court of Error and Appeal, any other person or persons who having been a judge or judges of either of the Superior Courts of Law or of the Court of Chancery, in Upper Canada, shall have resigned office as such; and the rank of any person so appointed, as regards precedence in the said Court of Error and Appeal, shall be the same as if he had not resigned office as a Judge or one of the said Courts of law or equity.

Persons having been Judges of the Superior Courts of law or equity, may be appointed Judges in Error and Appeal, under 12 V., c. 63.