

(Laws of Lower
Canada,
34 G. 3.)

Province should be Chancellor ; and which Court, it was also enacted, should be holden at the Seat of Government in the said Province, or in such other Place as should be appointed by Proclamation of the Governor, Lieutenant Governor, or Person administering the Government of the said Province : And Whereas by an Act of the Legislature of the Province of *Lower Canada*, passed in the Thirty-fourth Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the Division of the Province of Lower Canada, for amending the Judicature thereof, and for repealing certain Laws therein mentioned*, it was enacted, that the Governor, Lieutenant Governor, or the Person administering the Government, the Members of the Executive Council of the said Province, the Chief Justice thereof, and the Chief Justice to be appointed for the Court of King's Bench at Montreal, or any Five of them, the Judges of the Court of the District wherein the Judgment appealed from was given excepted, should constitute a Superior Court of Civil Jurisdiction, or Provincial Court of Appeals, and should take cognizance of, hear, try, and determine all Causes, Matters, and Things appealed from all Civil Jurisdictions and Courts wherein an Appeal is by Law allowed ; Be it enacted, That until otherwise provided by an Act of the Legislature of the Province of *Canada*, all judicial and ministerial Authority which before and at the Time of passing this Act was vested in or might be exercised by the Governor, Lieutenant Governor, or Person administering the Government of the said Province of *Upper Canada*, or the Members or any Number of the Members of the Executive Council of the same Province, or was vested in or might be exercised by the Governor, Lieutenant Governor, or the Person administering the Government of the Province of *Lower Canada*, and the Members of the Executive Council of that Province, shall be vested in and may be exercised by the Governor, Lieutenant Governor, or Person administering the Government of the Province of *Canada*, and in the Members or the like Number of the Members of the Executive Council of the Province of *Canada*, respectively ; and that, until otherwise provided by Act or Acts of the Legislature of the Province of *Canada*, the said Court of King's Bench, now called the Court of Queen's Bench of *Upper Canada*, shall from and after the Union of the Provinces of *Upper* and *Lower Canada* be holden at the City of *Toronto*, or within One Mile from the Municipal Boundary of the said City of *Toronto* : Provided always, that, until otherwise provided by Act or Acts of the Legislature of the Province of *Canada*, it shall be lawful for the Governor of the Province of *Canada*, by and with the Advice and Consent of the Executive Council of the same Province, by his Proclamation to fix and appoint such other Place as he may think fit within that Part of the last-mentioned Province which now constitutes the Province of *Upper Canada* for the holding of the said Court of Queen's Bench.

Powers to be

XLV. And be it enacted, That all Powers, Authorities, and Functions which
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