

contained shall authorize the said Courts to hear or entertain, out of Term, any motion or application for a rule nisi, which by the present practice of the said Courts is required to be made within the first four days of Term.

Proviso:
certain motions not to be heard at such sittings.

- 5 XXVII. And whereas it is desirable that Law Costs, Fees, and Disbursements should be reduced and fixed by Legislative provision, so far as practicable; Be it therefore enacted, that the charges set down in the several schedules of costs to this Act annexed, and no others,
- 10 shall be lawful, allowed, taxed, or taken upon legal proceedings, in the respective Courts therein mentioned, in Upper Canada, against and from the unsuccessful party; any law, usage, practice, or rule of Court to the contrary notwithstanding.
- 15 XXVIII. And be it enacted, That all enactments, regulations, orders or rules of Court, repugnant to or inconsistent with any of the provisions of this Act, shall be deemed and taken to be, and the same are hereby, so far as they, or any them are so repugnant to or inconsistent
- 20 with the provisions hereof, repealed and annulled: Provided that such repeal shall not have the effect of reviving any enactment formerly thereby repealed, or in part repealed.

Recital.

Charges in the Schedule to be the only charges taxable against the unsuccessful party.

Enactments inconsistent with this Act repealed.

Proviso.

SCHEDULE

Of Fees for Services by ATTORNEY AND COUNSEL, in the Queen's Bench and Common Pleas.

	£	s.	d.
Taking instructions, with warrant to prosecute or defend	0	5	0
Letter of notice before action.....	0	2	6
Drawing bail-piece and attending when bail taken ..	0	5	0
Drawing declarations, and all other pleadings, per folio of 100 words	0	0	6
Copies thereof, per folio of 100 words	0	0	6
Declaration, not exceeding five folios in length	0	5	0
Copy thereof	0	2	6
Other pleadings, not exceeding five folios.....	0	2	6
Affidavits to hold to bail.....	0	2	6
Affidavits of service, and other common affidavits, including attendance	0	2	6
All special affidavits, per folio of 100 words, including fair copy.....	0	1	0
Copy of special affidavit, when required to be delivered, per folio of 100 words	0	0	6
Paper and demurrer books, and other such proceedings, not otherwise charged, per folio of 100 words	0	0	6