

ACTS OF LAST SESSION.

nature of any such judge, consul, vice-consul, acting-consul, pro-consul, or consular agent in testimony of any such oath, affidavit, affirmation, or declaration having been administered, sworn, affirmed or made by or before him shall be admitted in evidence without proof of any such signature, or seal and signature, being the signature or the seal and signature of the person whose signature or seal and signature, the same purport to be, or of the official character of such person.

6. Any affidavit, declaration, or affirmation proving the execution of any deed, power of attorney, will or probate, or memorial thereof, or other instrument for the purpose of registration in this province, may be made before a commissioner appointed under this act, or other person authorized hereby to administer or take oaths, affidavits, declarations, and affirmations.

7. No informality in the heading, or other formal requisites to any affidavit, declaration, or affirmation, made or taken before any commissioner, or other person under this act, shall be any objection to its reception in evidence, if the court or judge before whom it is tendered think proper to receive it.

An Act respecting Appeals in certain cases to Courts of Error and Appeal.

(Assented to 15th Feb. 1871.)

Whereas it is expedient, &c.: Con. Stat. U. C. cap. 13 & 29 Vic. cap. 25; Therefore Her Majesty, &c., enacts as follows:—

1. That section twenty-four of said Statute shall be amended by striking out all after the word "appeal" in the fourth line of the said section to the end.

2. Section twenty-eight of the said Statute chaptered thirteen is amended, so as to read as follows: "An Appeal shall lie in all cases in which a Rule Nisi to quash a by-law of a Municipal Corporation in whole or in part has either been discharged or made absolute."

3. Section forty-six of the said Act chaptered twenty-five is hereby amended to read as follows:—

"An appeal shall lie from any order or decision of a judge under this Act to the full court, or to the Court of Error and Appeal, and also from any order or decision of the full court to the said Court of Error and Appeal, as in the case of orders, decrees, rules and judgments in suits.

4. All appeals under sections twenty-two, twenty-three and twenty-four of the said Statute shall be brought to a hearing within one year after the giving of the judgment, decision or rule appealed from, or within such further time as the Court of Error and appeal may allow.

An Act respecting the Court of Chancery.

Assented to 15th Feb., 1871.)

Whereas it is advisable to provide greater facilities for the transaction of business in the Court of Chancery, and to make various other

provisions in respect to the said court: Therefore Her Majesty, &c., enacts as follows:—

1. The Lieutenant-Governor in Council may appoint an officer of the said court, to be called "Referee in Chambers," who shall perform the duties indicated in the next succeeding section of this Act, and to whom, as far as possible, shall be made all references to be conducted in Toronto, under the "Act for Quieting Titles to Real Estate in Upper Canada," and who, for the purpose of expediting business in the Master's office, shall take such references, and none other, as the Master in Ordinary shall certify that he is unable by reason of press of business, or otherwise, presently to proceed with, and who shall in addition perform such other duties of a ministerial nature as the judges of the said court may by any general order assign to him.

2. It shall be lawful for the said court to make and publish general orders for the following purposes:—

(1.) For empowering the said officer to do any such thing, and to transact any such business, and to exercise any such authority and jurisdiction in respect of the same as by virtue of any statute or custom, or by the practice of the said court, is now done, transacted or exercised by a judge of the said court sitting in chambers, and as shall be specified in any such order, except in matters relating to granting writs of Habeas Corpus, and adjudicating upon the return thereof, and to appeals and applications in the nature of appeals, and to proceedings under the thirty-third section of chapter twelve of the Consolidated Statutes for Upper Canada, or under sections five to eleven, inclusive, of the Act of the late Province of Canada, passed in the twenty-eighth year of the reign of Her present Majesty, and chaptered seventeen, and to applications for writs for arrest, and to applications for advice under the Trustee Acts, and to matters affecting the custody of children, and to matters under the first section of the Act passed in the twenty-eighth year of the reign of Her Majesty, chaptered seventeen, and to opposed applications for administration orders, and to opposed applications respecting the guardianship of the person or property of children: Provided always, that in case all the judges of the court are absent from the city of Toronto, such referee may adjourn any motion in chambers in respect to any of such excepted matters upon such terms as he may consider proper.

(2.) For conferring upon any of the local masters of the court all or any of the powers which the said court are hereinbefore authorized to confer upon the said referee in chambers, and to make such regulations as to filing and keeping records, and the transmission of the same, or copies thereof, to an officer of the court at Toronto, as to such court shall seem expedient.

3. Every order or decision made or given