

contained and the performance thereof, and for apportioning the costs of issues, and for the purpose of enforcing uniformity of practice in the allowance of costs in the said Courts, as in their judgment shall be necessary or proper, and for that purpose to meet from time to time as occasion may require; and it shall also be lawful for the said Judges or any four or more of them of whom the Chief Justices shall be two, by any rule or order to be from time to time by them made in Term or Vacation at any time within five years after the Act shall come into force, to make such further alterations in the mode of pleading in the said Courts and in the mode of entering and transcribing pleadings, judgments, and other proceedings in actions at law, and in the time and manner of objecting to errors in pleadings and other proceedings, and in the mode of verifying pleas and obtaining final judgment without trial in certain cases, as to them may seem expedient, anything in this Act to the contrary notwithstanding; and all such Rules, Orders or Regulations shall be laid before both Houses of the Parliament of this Province, if Parliament be then sitting, immediately upon making the same, or if Parliament be not sitting then within twenty days after the next meeting thereof; and no such Rule, Order, or Regulation, shall have effect until three months after the same shall have been so laid before both Houses of Parliament, and any Rule, Order or Regulation so made shall, from and after such time as aforesaid, be binding and obligatory on the said Courts and on all Courts of error and appeal in this Province, into which the Judgments of the said Courts or either of them shall be removed and be of like force and effect as if the provisions contained therein had been expressly enacted by the Parliament of this Province: Provided always, that it shall be lawful for the Governor of this Province, by proclamation, or for either of the Houses of Parliament, by any resolution, at any time within three months next after such Rules, Orders and Regulations shall have been laid before Parliament to suspend the whole or any part of such Rules, Orders or Regulations, and in such case the whole or such part thereof as shall be so suspended, shall not be binding or obligatory on the said Courts or on any Court of error and appeal; Provided also, that nothing herein contained shall be construed to restrain the authority or limit the jurisdiction of the said Courts or the Judges thereof, to make rules or orders, or otherwise to regulate and dispose of the business therein.

To make further alterations in mode of pleading, &c.

Rules, &c., to be laid before Parliament, and not to have effect for a certain time thereafter.

Proviso; such Rules may be disallowed in whole or in part.

Proviso.

As to issue, &c., of new or altered writs.

As to existing writs of which the form is altered by this Act.

This Act not to affect powers given to any Judge by 13 and 14 Vic. cap. 51.

CCXLI. Such new or altered writs and forms of proceedings may be issued, entered and taken as may by the Judges of the said Court, or any four or more of them of whom the Chief Justices shall be two, be deemed necessary or expedient for giving effect to the provisions hereinbefore contained and in such forms as the Judges as aforesaid shall, from time to time, think fit to order; and such writs and proceedings shall be acted on and enforced in such and the same manner as writs and proceedings of the said Courts are now acted upon and enforced or as near thereto as the circumstances of the case will admit; and any existing writ or proceeding, the form of which shall be in any manner altered in pursuance of this Act shall, nevertheless, be of the same force and virtue as if no alteration had been made therein, except so far as the effect thereof may be varied by this Act.

CCXLII. Nothing in this Act contained shall in any way restrict or limit the powers now vested by law in any one of the Judges of the Superior Courts of law, sitting apart from the others of them, in Term time, or sitting in Chambers, but all the powers conferred by an Act of the Parliament of this Province, passed in the Session held in the 13th