

case three months, nor be less than thirty days, any law, usage or custom to the contrary notwithstanding.

Commission
allowed to
Executors, &c.

XXIV. And be it enacted, That it shall be lawful for the said Judge or the said Auditors in his or their discretion, to allow to any Executor Administrator, Trustee or Guardian, a commission not exceeding five per cent, on the gross amount of monies which may have actually passed through his hands whilst administering said Estate, for which commission he may take credit in his accounts with the Estate, or in the event of monies being already due by said Estate to such Executor, Administrator, Trustee or Guardian, may claim and recover such commission of and from the said Estate or the person or persons administering the same; provided always that whenever two or more shall have conjointly administered such Estate, the commission to be allowed as aforesaid, shall be equally divided between them, or in such proportions as the Judge of any such County Court, before whom any such petition may have been brought, as the said Auditors shall think fit.

Interpretation
Act.

XXV. And be it enacted, That the interpretation Act shall apply to this Act, and to all, each, and every the clauses, provisions, matters and things herein contained in so far as the same can be made applicable thereto.

Contrary Acts,
&c., repealed.

XXVI. And be it enacted, That every law, usage or custom, and every Act, or provision of any Act or ordinance contrary to, or making provision other than in this Act contained, in so far as relates to the several matters and things hereinbefore contained, and every provision, Act, law, or ordinance, inconsistent herewith, shall be, and the same is hereby repealed.

Jurisdiction
vested in
Judges of
County
Courts.

XXVII. And be it enacted, That from and after the passing of this Act, our Chancery Court of Upper Canada, and every, the Chancellor, Vice-Chancellor, Justice and officer thereof shall cease to have any jurisdiction in the several matters hereinbefore provided for; and that the sole jurisdiction in such matters shall be, and vest in the several Judges of the County Courts in Upper Canada, to whom and to each of whom full power and authority is hereby given to make any and every such order and such tariff of fees as he or they may deem fit for the more complete carrying out of each and every provision of the Act; and he or they the said Judge or Judges, are hereby authorized and empowered to issue a warrant under the hand and seal of him or them, for the arrest of any person or persons refusing or neglecting to obey his or their summons, in order that the party or parties may be brought before him, and the said Judge or Judges may if he or they think fit fine and imprison any such person or persons so refusing to obey his or their summons and order; such fine not to exceed the sum of ten pounds nor be less than five shillings for each offence, and in case of non-payment of such fine, to imprison the said party so refusing to obey such summons and fine, for a period of not more than thirty days nor less than one day as to the said Judge may seem fit, any law, usage or custom to the contrary notwithstanding.