

made to apply to County Courts unless otherwise provided.

County Court Judges to hold office during good behaviour.

Proviso: for removal for inability or misbehaviour.

Court for trying impeachment of County Judges.

Governor may refer cases of complaint against County Judges to the said Court for trial.

What points the Court shall decide.

Judgment to be certified to the Governor in Council.

Power of the Court to award costs.

County Courts in Upper Canada, and actions and proceedings therein respectively, subject to the modifications expressed in the second section of the "County Courts Procedure Act, 1856."

X. The Judges of the several County Courts in Upper Canada now holding office, as well as the Judges to be hereafter appointed, shall hold their offices during their good behaviour; Provided always that it shall be lawful for the Governor to remove any such Judge for inability or misbehaviour when such inability or misbehaviour shall have been established to the satisfaction of the Court by the next section constituted.

XI. There is hereby constituted and established a Court which shall possess all the incidents, powers and privileges of a Superior Court of Record, and be called the Court of Impeachment, and such Court shall be composed of the Chief Justice of Upper Canada, the Chancellor of Upper Canada, and the Chief Justice of the Court of Common Pleas, and shall hold its sittings at the City of Toronto as occasion may require; and the said Court may make such rules and orders as shall from time to time be deemed necessary

XII. In case any complaint for inability or misbehaviour in office shall be preferred against any County Judge, if the Governor shall find the same to be so sufficiently sustained and of such moment as to demand judicial investigation by the said Court of Impeachment, he shall direct such complaint and all papers and documents therewith connected, to be transmitted to the Chief Justice of Upper Canada as President of the said Court; and thereupon the said Court shall appoint a day for the meeting of the said Court, and at such sittings or at any adjournment thereof the Judges of the said Court shall proceed to the trial of the charges laid and set forth in the said complaint, and to the hearing of the parties complainant and accused, or their counsel, witnesses and proofs respectively, and shall adjudicate upon such complaint and charges, and, if such complaint be for inability, shall determine if such inability has been proved, and if it has, shall state in the judgment of the Court the nature of the inability established, and if the same be, in the opinion of the Court, of such a character as to render it expedient to remove such judge, and if such complaint shall be for misbehaviour in office, shall determine whether such Judge be guilty or not guilty of such misbehaviour, and if not guilty, still, has the conduct of such Judge been censurable or unbecoming; and the judgment of the said Court shall be certified to the Governor in Council, and shall be final and conclusive to all intents and purposes whatsoever.

And the said Court shall have power to award reasonable costs to be paid by one party to the other, according to the nature of the adjudication, viz: If the complaint be adjudged to be false or vexatious, the accused shall be entitled to his costs