

PASSED JUNE 7, 1902.

1238. The costs of and incidental to the proceedings in the Court of Appeal for Ontario and in the High Court of Justice for Ontario and in any Divisional Court thereof for or in relation to the quashing of convictions or orders shall be in the discretion of the Court, and the Court shall have power to determine and direct by whom and to what extent the same shall be paid, whether the conviction or order is affirmed or quashed in whole or in part.

1239. Consolidated Rule 117 is amended by adding to the proceedings and matters which it is thereby provided shall be heard and determined by the Divisional Courts the following: Proceedings for or in relation to the quashing of convictions or orders.

1240. Consolidated Rules 355 and 356 shall not extend or apply to proceedings for or in relation to the quashing of convictions or orders.

1241. Consolidated Rule 1130 shall apply to the costs of and incidental to proceedings for or in relation to the quashing of convictions or orders whether the conviction or order is affirmed or quashed in whole or in part.

PASSED JUNE 20, 1903.

1242. (47) Rule 47 is hereby repealed and the following substituted therefor:—

47. (1) A local Judge of the High Court shall in actions brought and proceedings taken in his county, possess the like powers of a Judge in the High Court, in Court of Chambers, for hearing, determining and disposing of the following proceedings and matters, that is to say:—

(a) Motions for judgment in undefended actions;

(b) Motions for the appointment of receivers after judgment by way of equitable execution;

(c) Application for leave to serve short notice of motion to be made before a Judge sitting in Court or in Chambers;

(d) Motions for judgment and all other motions, matters and applications (except: (i) trials of actions; (ii) applications for taxed or increased costs under Rule 1146; and (iii) motions for injunction other than those provided for by Rule 46) where all parties agree that the same shall be heard, determined or disposed of before such local Judge, or where the solicitors for all parties reside in his county.

Provided always that where an infant or lunatic or person of unsound mind is concerned in any such proceedings or mat-