

the said purpose from among the *enquête* days.

any Rule of Practice to be by them or him from time to time made and promulgated by any one Judge sitting in term in the same District, appoint special days among those then appointed as *enquête* days, to be the days for which cases may be inscribed for the adduction of evidence and final hearing on the merits at the same time,—and any such Rule may be repealed or altered by any subsequent Rule made and promulgated in like manner :—And whenever such special days among the *enquête* days are so appointed in any District, cases may be inscribed for the adduction of evidence and final hearing on the merits at the same time, on such days, as if they were special days in term appointed for such purpose under the next preceding section, and the Judge presiding may adjudicate upon such cases and exercise all judiciary powers with respect to them, as if sitting in term ;—And any case inscribed for any such special day as aforesaid, if not terminated or adjudicated upon on such day, may be adjourned to any of the subsequent days so appointed as aforesaid from among the *enquête* days, or to any day in term, or to any day in term appointed for the adduction of evidence in and final hearing of cases at the same time.

When judgment may be rendered in cases so inscribed.

IV. If any case inscribed for the adduction of evidence and final hearing on the merits at the same time, on any of the days appointed as aforesaid from among the *enquête* days, is taken *en délibéré*, judgment may be rendered therein on any other of such days, or on any day in term :—And if any case inscribed for the adduction of evidence and final hearing on the merits on any of the special days in term appointed for that purpose by any Rule of Practice, is taken *en délibéré*, judgment may be rendered therein on any day in term, or on any of the special days appointed from among the *enquête* days, for the adduction of evidence and final hearing of cases at the same time.

Cases inscribed to have precedence on certain days.

V. Any case inscribed for the adduction of evidence and final hearing on the merits at the same time, on any of the special days appointed as aforesaid from among the *enquête* days, shall have precedence over any case inscribed or fixed for *enquête* only on such day, but not over any case taken *en délibéré* and in which judgment is then to be rendered.

By consent *enquête* may be taken as before the Act of 1857.

VI. With the consent in writing of all the parties to any case in the Superior Court, the *Enquête* and evidence therein may be taken in the manner in use before the coming into force of the Lower Canada Judicature Act of 1857, notwithstanding any thing to the contrary in that Act, subject to such additional costs and fees as may from time to time be fixed by any tariff ; But in all cases in the said Court in which such consent in writing is not given, the *Enquête* shall be taken in the manner prescribed by the said Act.

Proviso: as to additional costs.

Certain powers of Judges at *enquêtes*.

VII. Any Judge of the said Court presiding at *Enquête* in term or out of term, either in the said Court or in the Circuit