

or Judge shall seem just, and may order repayment of any excess of fees, if the same shall have been paid under protest; and such order may be made at the same time as the reference to taxation or otherwise, and any party upon whom any such order is made upon disobeying such order, shall be liable to attachment, in the same manner as an officer of the said Courts for disobedience to an order of the Court or a Judge, in a matter pending in the said Courts. 5

Judges may establish fees. 5. It shall be lawful for the Judges of the said Superior Courts, or a majority of them, from time to time, in their discretion, to make rules or orders establishing the fees to be chargeable by any arbitrator in the matter of any reference. 10

Applications, &c. 6. All applications under this Act shall be entitled in the proper Court, in the matter of A. B. & C. D. (*as the case may be*), Arbitrators or Referees, &c., &c.

Interpretation clause. 7. The word "arbitrator" in this Act, shall be taken to include all "arbitrators," every "umpire" or "umpires," and every "referee," in the nature of an arbitrator. The word "award," shall include every "umpirage" and every "certificate" in the nature of an award. 15

Act limited to U. C. 8. This Act shall apply only to Upper Canada.