

any day thereafter, on and after which day it may again adjourn for the like purpose; 2 and such adjournment may be to any day during the Criminal Term or subsequent 4 thereto.

Quorum fixed: its powers.

Provision as to the reversal or affirmation of judgments.

X. And be it enacted, That any three 6 Judges of the said Court shall form a Quorum thereof in Appeal and Error, and 8 may hold the Court and exercise all the powers and authority thereof; and any 10 judgment or order concurred in by any majority of a Quorum of the Court shall 12 have the same force and effect as if concurred in by all the Judges present; except- 14 ing always, that no judgment appealed from shall be reversed or altered unless such 16 reversal or alteration be concurred in by at least three Judges of the said Court; but 18 any two Judges thereof, an other or the others being present, may affirm any such 20 judgment, with costs against the appealing party. 22

As to Judges having been Members of the Court appealed from.

XI. And be it enacted, That no Judge of the said Court shall be disqualified 24 from sitting in any case, by the mere fact of his having been a Judge of the Court whose 26 judgment is in question, while such case was there pending, unless he shall have sat 28 in the case at the rendering of final judgment, or, if the appeal be brought before 30 final judgment from some interlocutory judgment, then unless he shall have sat in 32 the case at the rendering of such interlocutory judgment. 34

Clerk of Appeals to be appointed. Where to reside.

May appoint a Deputy.

XII. And be it enacted, That there shall be appointed from time to time a 36 Clerk of the said Court, who shall be the Clerk thereof for all matters depending 38 upon its jurisdiction as a Court of Appeal and Error, and shall be known as the 40 "Clerk of Appeals;" and the said Clerk shall reside either in the City of Quebec 42 or in the City of Montreal, and shall by an instrument under his hand and seal appoint 44 a Deputy who shall reside in that one of