in due course of law, of any question, issue
2 or matter thence arising or incident thereto,
shall be and the same are hereby vested in
4 the said Court hereby established (concur-
rently with the other Courts and Judges in
6 whom like powers may by any Act of this
Session be vested) and in each and every
8 of the Judges of the said Court respectively,
as well in term as in vacation ; which said
10 Judges shall respectively be subject and
liable to the same penalty, for denying in
vacation time any Writ or Writs of Habeas
12 Corpus, as is by law provided for the de-
nial of a Writ of Habeas Corpus in vaca-
14 tion time by any Judge or Justice ; and the
said penalty shall be recovered from the
16 Judges of the Court hereby established, res-
pectively, in the like cases and circum-
18 stances, and in the same manner as is by
law provided, with respect to any Judge or
20 Justice.

Penalty for refusing the Writ in vacation.

XLII. And be it enacted, That nothing
22 in this Act shall be construed to prevent the
issuing of any General or Special Com-
24 mission and Oyer or Terminer or of General
Gaol Delivery, for any District City or
26 place, or to derogate from, abridge or affect
any right or prerogative of the Crown not
28 herein expressly mentioned.

Rights of the Crown saved.

XLIII. And be it enacted, That all Acts
30 or enactments or provisions of law incon-
sistent with this Act shall be and are hereby
32 repealed.

Repeal of former Acts, &c. inconsistent herewith.

XLIV. And be it enacted, That the Inter-
34 pretation Act shall apply to this Act.

Interpretation Act to apply.

XLV. And be it enacted, That the fore-
36 going sections of this Act shall come into
force and effect, upon, from and after the
38   day of   next, and
not before, except in so far as it may be
40 herein otherwise provided : and upon, from
and after the said day, any Judge or Officer
42 then appointed under this Act, shall and
may perform all or any of the duties or
44 functions of his office although the Court
hereby established may not have met or sat.

Commencement of this Act, &c.