

think fit, upon such terms, in all cases, with respect to the lien or charge, if any, of such third person, and to costs, as he shall think just and reasonable.

15. The provisions of "The Common Law Procedure Act," so far as they are applicable, shall apply to any order and the proceedings thereon, made and taken in pursuance of the herein next before mentioned powers under this Act.

Provisions of
Com. Law
Procedure
Act to apply.

16. The Superior Courts of Common Law at Toronto and every Judge thereof, and any Judge sitting at *nisi prius*, may at all times amend all defects and errors in any proceedings under the provisions of this Act, whether there is anything in writing to amend by or not, and whether the defect or error be that of the party applying to amend or not; and all such amendments may be made with or without costs, and upon such terms as to the Court or Judge may seem fit; and all such amendments as may be necessary for the purpose of determining in the existing suit the real question in controversy between the parties, shall be so made if duly applied for.

Courts and
Judges may
amend errors
in proceed-
ings under
this Act.

Costs.

Certain
amendments
must be made
if applied.

17. The Judges of the said Courts, or any four or more of them, of whom the Chief Justices shall be two, may from time to time make all such general rules and orders for the effectual execution of this Act and of the intention and object thereof, and for fixing the costs to be allowed for or in respect of the matters herein contained and the performance thereof, as in their judgment shall be necessary and proper; provided that nothing herein contained shall be construed to restrain the authority or limit the jurisdiction of the said Courts or of the Judges thereof, to make rules or orders or otherwise to regulate and dispose of the business therein.

Judges may
make orders
for giving ef-
fect to this
Act.

18. This Act applies solely to Upper Canada.

Act limited to
U. C.