Proviso, subjecting Colonial Bishops to Laws of the Realm and Canons Ecclesiastical as to the Titles, &c. of Persons ordained.

III. Provided always, That all and every of such Bishops, who, in accordance with the Provisions of this Act, shall officiate in behalf of the Bishop of any Diocese in *England* or *Ireland*, in conferring Holy Orders, shall be subject to the several Provisions and Limitations established by the Laws of this Realm, or Canons Ecclesiastical, as to the Titles of the Persons to be ordained, and as to the Oaths and Subscriptions to be by such Persons taken and made.

Letters of Orders to be signed by the Colonial Bishop as Commissary of the Bishop for whom he officiates.

IV. Provided also, That all Letters of Orders of Persons ordained by any such Bishop, in accordance with the Provisions of this Act, shall be issued in the Name and be subscribed with the Signature of such Bishop, as Commissary of the Bishop of the Diocese at whose Request and by whose Commission he shall officiate in conferring such Orders, and shall be sealed with the Seal of the Bishop of such Diocese; and all such Acts of Ordination by any such Bishop shall be recorded and registered in like Manner as if they had been performed by the Bishop of such Diocese.

Colonial Bishop not to have Jurisdiction in United Kingdom.

V. Provided always, That nothing in this Act contained shall be construed to authorize any such Bishop to use or exercise any Jurisdiction whatsoever within the United Kingdom of *Great Britain* and *Ireland*.

CAP. LIII.

An Act to provide for the Exercise of certain Powers vested in the Bishop of *Quebec* in respect of Districts severed from his Diocese. [30th *June* 1852.]

6 G. 4. c. 59.

'WHEREAS by an Act passed in the Sixth Year of King *George* the Fourth, intituled '*An Act to provide for the Extinction of Feudal and Seignioral Rights and Burthens* 'on Lands held à Titre de Fief *and* à Titre de Cens *in the Province of* Lower Canada, *and* 'for the gradual Conversion of those Tenures into the Tenure of Free and Common Soccage, 'and for other Purposes relating to the said Province, it was amongst other things enacted, 'that whenever and so often as it should appear to the Governor, Lieutenant Governor, or 'other Person administering the Government of the said Province, that the Surrender and 'Cession of any Part of the Lands so appropriated as therein mentioned for the Benefit 'of a Protestant Clergy in the said Province was necessary for quieting the Titles of any 'of His Majesty's Subjects to Land held or claimed by them, by Occupancy, lawful Pre'scription, Transfer, or by doubtful Titles, as therein mentioned, or was necessary or 'would be convenient for the carrying on of any public Buildings or Works, or for the more 'effectual Settlement of any District or Tract of Land within the said Province or other'wise for His Majesty's Service, or for the Benefit of the said Province, or of His Majesty's 'Subjects therein resident, then and in any or either of the Cases aforesaid it should and 'might be lawful for the Bishop of *Quebec* for the Time being, on behalf of the said Pro'testant Clergy, in compliance with any Requisition in Writing to him for that Purpose 'made by such Governor, Lieutenant Governor, or other Person administering the Govern'ment of the said Province, and he was thereby required, by a Deed under his Hand and 'Seal, duly attested by Two or more credible Witnesses, to surrender, yield up, and convey 'to His Majesty, His Heirs and Successors, the Lands comprised and described in any 'such Requisition as aforesaid, in exchange for other Lands situate in the said Province of 'equal Extent and Value, to be by His Majesty appropriated and set apart for the Support 'and Maintenance of Protestant Clergy therein, and which Deed so executed by the said 'Bishop of *Quebec* for the Time being should be valid and effectual in Law to vest in His 'Majesty, His Heirs and Successors, all the Lands therein included and comprised, and such 'Lands should and might, by His Majesty, His Heirs and Successors, be re-granted and 're-conveyed to any other Person or Persons, for quieting their Possession and Titles, or 'otherwise as might from Time to Time be expedient or necessary, without any further 'Appropriation of Land being thereupon made for the Benefit of a Protestant Clergy: 'And whereas Her Majesty did, by Letters Patent of the Eighteenth Day of *July* One

'thousand

'thousand eight hundred and fifty, erect certain Portions of the ancient Diocese of *Quebec* 'therein described to be a Bishop's See or Diocese, and did declare and ordain that the same 'should be styled the Bishopric of *Montreal:* And whereas it is expedient to provide for 'the Exercise of the said Powers so vested in the Bishop of *Quebec*, so far as the same may 'affect the Bishopric of *Montreal*, or any Districts which may be severed from the said 'Bishopric of *Quebec*:' Be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Powers of Bishop of Quebec in respect of the District comprised in the Diocese of Montreal to be exercised by the Bishop of Montreal.

I. All Duties, Powers, and Authority conferred upon the Bishop of *Quebec* for the Time being by the said recited Act, so far as the same have reference to Lands situated within the Bishopric of *Montreal*, and all Duties, Powers, and Authority relating to Matters within the said Bishopric of *Montreal* conferred upon the Bishop of *Quebec* by any other Act or Acts of Parliament, shall devolve upon and be exercised by the Bishop of *Montreal* for the Time being, and any Act heretofore done by the Bishop of *Montreal* within his Bishopric in execution or assumed Execution of any of the Duties, Powers, and Authorities aforesaid shall be of equal Force and Validity as if the same had been done by the Bishop of *Quebec*.

Provision for future Changes in Limits of Dioceses.

II. If Her Majesty at any Time hereafter, in pursuance of the Authority to Her appertaining in this Behalf, shall annex to the Diocese of *Montreal* any further Portion of the Districts comprised within the said Diocese of *Quebec*, or shall otherwise alter the Limits of the said respective Dioceses, or shall erect any new Diocese out of the Districts now comprised in the Dioceses of *Quebec* and *Montreal* or in either of them, or shall annex to any other existing Diocese, or to any new Diocese to be by Her Majesty erected, any Portion of the said Districts, all the Duties, Powers, and Authorities aforesaid shall in every such Case, in respect of each Portion of the said Districts affected thereby, devolve upon and be exercised by the Bishop of the Diocese within which, after such Alteration of Limits, or such Erection of a new Diocese, or such Annexation as aforesaid, such respective Portion of the said Districts shall for the Time being be comprised.

CAP. LIV.

An Act further to facilitate and arrange Proceedings in the County Courts.

[30th *June* 1852.]

'WHEREAS it is expedient further to facilitate and arrange Proceedings in the County 'Courts:' Be it enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, as follows:

Lord Chancellor to appoint Five Judges of Courts held under 9 & 10 Vict. c. 95. to frame a Scale of Fees, to be submitted to Judges of Superior Courts for Approval.

I. That it shall be lawful for the Lord Chancellor from Time to Time to appoint Five of the Judges of the Courts holden under an Act of the Ninth and Tenth Years of Her Majesty, Chapter Ninety-five, intituled *An Act for the more easy Recovery of Small Debts and Demands in* England, from Time to Time to frame a Scale of Costs and Charges to be paid to Attornies in the County Courts, to be allowed as between Attorney and Client and as between Party and Party; and such Scale of Costs and Charges as shall be certified to the Lord Chancellor under the Hands of the Judges so appointed or authorized, or any Three of them, shall be submitted by the Lord Chancellor to Three or more of the Judges of the Superior Courts of Common Law at *Westminster*, of whom the Chief Justice of the Court of Queen's Bench or Common Pleas, or the Chief Baron of the Court of Exchequer, shall be One, and such Judges of the Superior Courts may approve or disallow or alter or amend such Scale of Costs and Charges, and the Scale of Costs and Charges so approved, altered, or amended, shall, from and after a Day to be named by such last-mentioned Judges, be in force in every County Court; and all Costs between Party and Party and Attorney and Client shall be taxed by the Clerk of the Court; but his Taxation may be reviewed by the Judge upon the Application of either Party; and in no Case, upon the Taxation of the Costs

Costs to be taxed by Clerk of Court, subject to Review.