

Approval of Insurance Commissioner.

in the aggregate fifty per centum (50%) of the capital and surplus of such insurance company, without the written approval of the Insurance Commissioner.

APPROVED—The 10th day of March, A. D. 1925.

GIFFORD PINCHOT.

No. 18.

AN ACT

To amend section four of an act, approved the nineteenth day of May, one thousand eight hundred and ninety-seven (Pamphlet Laws, sixty-seven), entitled "An act regulating the practice, bail, costs and fees on appeals to the Supreme Court and Superior Court," as amended, fixing the time within which appeals may be allowed.

Appeals

To Superior or Supreme Courts.

Section 4. Act of May 19, 1897 (P. L. 67), amended.

Time.

General rule.

Appeals from adjudication of wills.

From Superior to Supreme Court.

Section 1. Be it enacted, &c., That section four of an act, approved the nineteenth day of May, one thousand eight hundred and ninety-seven (Pamphlet Laws, sixty-seven), entitled "An act regulating the practice, bail, costs and fees on appeals to the Supreme Court and Superior Court," which was amended by an act, approved the twenty-second day of March, one thousand nine hundred and twenty-three (Pamphlet Laws, thirty), entitled "An act amending section four of the act, entitled 'An act regulating the practice, bail, costs, and fees on appeals to the Supreme Court and Superior Court,' approved the nineteenth day of May, one thousand eight hundred and ninety-seven (Pamphlet Laws, sixty-seven), by providing a shorter period within which to appeal in cases where loss and hardship would otherwise result to the estates of decedents," is hereby further amended to read as follows:

Section 4. No appeal shall be allowed in any case unless taken within [six] *three* calendar months from the entry of the sentence, order, judgment, or decree appealed from, nor shall an appeal supersede an execution issued or distribution order, unless taken and perfected, and bail entered in the manner herein prescribed within three weeks from such entry. No appeal shall be allowed from any adjudication relating to the validity of any last will and testament where the trial court shall certify that delay will cause hardship and loss to the estate of the decedent, unless so taken and perfected within thirty days from filing proof of notice of such certificate to the party or to counsel of record for the party whose time for appeal is thus limited. An appeal from the Superior Court to the Supreme Court must be taken and perfected within three calendar months from the entry of the order, judgment or decree of the Superior Court. Appeals taken after the times herein provided for shall

be quashed on motion: *Provided, That the limitation of three calendar months provided for by this amendment shall apply only to cases in which the sentence, order, judgment, or decree appealed from is entered after the first day of July, one thousand nine hundred and twenty-five. Appeals from sentences, orders, judgments, or decrees, entered prior to the first day of July, one thousand nine hundred and twenty-five, shall be allowed if taken within six calendar months from the date of the entry of such sentence, order, judgment, or decree as heretofore provided.* Proviso.

APPROVED—The 12th day of March, A. D. 1925.

GIFFORD PINCHOT.

No. 19.

AN ACT

To amend paragraph one of section eight of an act, approved the twenty-fourth day of June, one thousand eight hundred and ninety-five (Pamphlet Laws, two hundred and twelve), entitled "An act to establish an intermediate court of appeal; regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the Supreme Court and other courts; providing for the reports of its decisions, the compensation of the judges and other officers and the practice and costs on appeals from its judgments," eliminating the exception prohibiting said court from enforcing any short or hour list.

Section 1. Be it enacted, &c., That paragraph one of section eight of an act, approved the twenty-fourth day of June, one thousand eight hundred and ninety-five (Pamphlet Laws, two hundred and twelve), entitled "An act to establish an intermediate court of appeal; regulating its constitution, officers, jurisdiction, powers, practice, and its relation to the Supreme Court and other courts; providing for the reports of its decisions, the compensation of the judges and other officers and the practice and costs on appeals from its judgments," is hereby amended to read as follows:

Section 8, act
of June 24, 1905
(P. L. 212),
amended.

Section 8. The practice in the said Superior Court shall be governed by the rules which do now or may hereafter govern the practice in the Supreme Court, so far as the same may be applicable, except [that no short list or hour list as provided by said rules shall be enforced, and except also] that the Superior Court may, in its discretion, make such other or different rules as it may consider to be necessary or desirable upon any subject connected with its jurisdiction or its procedure.

Superior Court.

Rules of practice.

APPROVED—The 17th day of March, A. D. 1925.

GIFFORD PINCHOT.