

Section 1222, act of May 1, 1929, P. L. 905, as added by act of June 29, 1937, P. L. 2329, amended.

Section 1. Section 1222 of the act, approved the first day of May, one thousand nine hundred twenty-nine (Pamphlet Laws 905), entitled "An act for the protection of the public safety; regulating the use of highways, and the operation of vehicles, tractors, street cars, trackless trolley omnibuses, bicycles, pedestrians, and the riding of animals upon the highways of this Commonwealth; providing for the titling, including liens, encumbrances, and legal claims; registration of certain vehicles and licensing the operators thereof, upon payment of prescribed fees; prescribing and limiting the powers of local authorities to deal with the subject matter of this act; conferring powers and imposing duties upon the Department of Revenue, the Department of Highways, peace officers, mayors, burgesses, magistrates, aldermen, justices of the peace, the courts and the clerks thereof, owners of vehicles, and garage keepers; providing that records are admissible as evidence; imposing upon owners, counties, cities, boroughs, incorporated towns, townships, within the Commonwealth, liability for damages caused by the negligent operation of their motor vehicles; imposing penalties; imposing certain costs upon counties; providing for the disposition of fines, forfeitures, fees, and miscellaneous receipts; making an appropriation and providing for refunds," as added by the act, approved the twenty-ninth day of June, one thousand nine hundred thirty-seven (Pamphlet Laws 2329), is hereby amended to read as follows:

Section 1222. Secretary May Supply Certain Information; Fee.—The secretary may, in his discretion, supply such information relating to encumbrances, and information relating to learners' permits, operators' licenses, the registration and titling of vehicles as has not been disposed of under the provisions of section four hundred fifteen (415) of this act, and may require the payment of a fee of [twenty-five (\$0.25)] *ifty* (\$0.50) cents for each record, document, or letter comprising a part thereof.

APPROVED—The 24th day of April, A. D. 1953.

JOHN S. FINE

No. 10

AN ACT

Authorizing fiduciaries to receive compensation from trust principal before the end of their service and before the end of their trusts, and providing for allowances of compensation to fiduciaries out of trust income or trust principal or both, either during the continuance or at the end of their trusts.

Fiduciaries.

The General Assembly of the Commonwealth of Pennsylvania hereby enacts as follows:

Section 1. Neither the fact that a fiduciary's service has not ended nor the fact that the trust has not ended shall be a bar to the fiduciary's receiving compensation for his services out of the principal of the trust.

Compensation from trust principal.

Section 2. Whenever it shall appear either during the continuance of a trust or at its end, that a fiduciary has rendered services for which he has not been fully compensated, the court having jurisdiction over his accounts shall allow him such original or additional compensation out of the trust income or the trust principal or both, as may be necessary to compensate him for the services theretofore rendered by him.

Allowance by court.

Section 3. The provisions of sections 1 and 2 of this act shall apply to ordinary and extraordinary services alike.

Services covered.

Section 4. Where the compensation of a fiduciary is expressly prescribed either by provisions of a will or deed of trust or other instrument under which he is acting or by provisions of an agreement between him and the creator of the trust, nothing in this act shall change in any way the rights of any party in interest or of the fiduciary.

Where compensation fixed by will, deed of trust, or other instrument.

Section 5. This act shall apply:

Applicability of act.

(1) To all services heretofore rendered by any fiduciary;

(2) To all services hereafter rendered by any fiduciary heretofore appointed;

(3) To all services hereafter rendered by any fiduciary hereafter appointed in a trust heretofore created; and

(4) To all services hereafter rendered by any fiduciary of a trust hereafter created.

Section 6. If the Constitution of the United States or of this Commonwealth prevents the application of this act to services falling in one or more of the four categories listed in section 5 hereof, the act shall nevertheless apply to services falling in the other categories or category.

Saving clause.

Section 7. The provisions of this act shall become effective immediately upon final enactment.

Act effective immediately.

APPROVED—The 1st day of May, A. D. 1953.

JOHN S. FINE