

of the unimpaired capital plus ten per centum of the unimpaired surplus of such bank, bank and trust company, or trust company. The limitations of this subsection relating to collateral, and the amount thereof, shall not be construed to prevent any such salaried officer or employe from obtaining a loan upon the security of a mortgage upon the home of such salaried officer or employe, nor shall the provisions of this subsection apply to loans to salaried officers or employes made or for which a written commitment to guarantee has been made, in accordance with the provisions of the "Servicemen's Readjustment Act of 1944," its amendments and supplements, and rules and regulations promulgated from time to time pursuant to the provisions of said act.

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Act effective immediately.

Section 2. This act shall take effect immediately.

APPROVED—The 20th day of June, A. D. 1957.

GEORGE M. LEADER

No. 181

AN ACT

Amending the act of June 16, 1836 (P. L. 715), entitled "An act relating to Reference and Arbitration," authorizing arbitration before the Municipal Court of Philadelphia.

Arbitration.

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

Section 8.1, act of June 16, 1836, P. L. 715, amended May 17, 1957, Act No. 66, further amended.

Section 1. Section 8.1, act of June 16, 1836 (P. L. 715), entitled "An act relating to Reference and Arbitration," amended May 17, 1957 (Act No. 66), is amended to read:

Cases at issue for less than \$2000 excluding title to real estate to be submitted to board of arbitration.

Section 8.1. The several courts of common pleas and the *Municipal Court of Philadelphia* may, by rules of court, provide that all cases which are at issue where the amount in controversy shall be two thousand dollars (\$2000) or less, except those involving title to real estate, shall first be submitted to and heard by a board of three (3) members of the bar within the judicial district. Cases which are not at issue and whether or not suit has been filed may be referred to the board of arbitration by agreement of reference signed by counsel for both sides in the case. Said agreement of reference shall define the issues involved for determination by the board and, when agreeable, shall also contain stipulations with respect to facts submitted or agreed or defenses waived. In such cases, the agreement of reference

Cases not at issue and suit not filed may be submitted by signed agreement of counsel of both sides.

Agreement to define issues, contain stipulations on facts and defenses waived.

* "referenc" in original.

shall take the place of the pleadings in the case and be filed of record.

Said agreement of reference become the pleadings.

Section 2. Sections 10, 25 and 26 of the act are amended to read:

Sections 10, 25 and 26 of the act amended.

Section 10. [And provided also, That no] *No* suit or action which shall be set down for trial at any court of *common pleas or the Municipal Court of Philadelphia*, shall be referred (except by consent of parties) within thirty days before, nor during the sitting of such court, unless such suit or action shall have been previously continued to the next term.

Limitation of time on reference.

Section 25. [Provided, That the court] *The several courts of common pleas and the Municipal Court of Philadelphia* may, after appeal, allow the plaintiff to suffer a non-suit, with like effect as if the cause had not been referred, as aforesaid, if the special circumstances of the case shall appear to require it.

Non-suit.

Section 26. It shall be lawful for the [court] *several courts of common pleas and the Municipal Court of Philadelphia* to set aside an award of arbitrators, on due proof—

Power reserved to court to set aside an award on proof of misbehaviour or corruption.

I. That the arbitrators misbehaved themselves in the course of the hearings before them.

II. That the award was procured by corruption, or other undue means.

Section 3. This act shall take effect when funds necessary to carry out its provisions are initially appropriated for such purpose by the Council of the City of Philadelphia.

Effective date.

APPROVED—The 20th day of June, A. D. 1957.

GEORGE M. LEADER

No. 182

A SUPPLEMENT

To the act of July 18, 1917 (P. L. 1043), entitled "An act establishing a public school employes' retirement system, and creating a retirement board for the administration thereof; establishing certain funds from contributions by the Commonwealth and contributing employes, defining the uses and purposes thereof and the manner of payments therefrom, and providing for the guaranty by the Commonwealth of certain of said funds; imposing powers and duties upon boards having the employment of public school employes; exempting annuities, allowances, returns, benefits, and rights from taxation and judicial process; and providing penalties," authorizing the retransfer of credits of certain State employes to the Public School Employes' Retirement System.