

Payment of expenses.

Employment of Bankrupt allowed.

Creditors may object to amount of expenses.

Proof of debts.

respectively shall allow and order to be paid to such Clerk or Clerks, and all such other officers and servants, and shall allow to every Assignee to be appointed by virtue of this Act, such reasonable compensation for his or their services as such Commissioners may think proper or as may be agreed upon, and the said Commissioners may also if they think fit, appoint the Bankrupt to assist in settling the Estate and Effects of the said Bankrupt, in such manner and on such terms as they may think best for the interest of the Creditors; Provided always, That should a majority of the Creditors object to the amount of any allowance to be made to any such Assignee, or other officer as aforesaid, the same shall be heard by Petition before the said Chancellor or Master of the Rolls and by him decided according to the very right of the case.

XIX. And be it enacted, That all the Creditors who shall come in and prove their debts under any Bankruptcy, shall at the time of lodging their claim with the Assignee of the Bankrupt Estate, accompany the same with an affidavit or affidavits verifying the truth and justice of such debts sworn by themselves, their Agents or other persons, before any Judge of the Supreme or Inferior Court of Common Pleas of this Province, or any Commissioner for taking affidavits, or Master or Master Extraordinary in Chancery, or before any Judge of any Superior Court, or Mayor or Chief Magistrate of any City or Town in any part of the British Dominions, or British Consul, if in any Foreign Country, and in order to afford an opportunity for contesting the same or any claim which may be preferred by the Assignee in opposition thereto, the said Commissioner shall appoint one or more public meetings of the Creditors of the said Bankrupt's Estate by reasonable notice of the time and place of such meeting in any one or more of the public Newspapers printed and published in the County, City and County, or district of the proper Commissioner, or Royal Gazette, if there be no such Newspaper printed and published as aforesaid, when and where all persons interested may attend for the purposes aforesaid, and may at any time prior to any such meeting, examine the said claims with the said Assignee, and be prepared to present to the proper Commissioner a minute in writing, containing the particular point or points intended to be disputed, and all claims made by any person in manner aforesaid, which shall not be objected to by the Assignee or any of the Creditors of the said Bankrupt at the first meeting after the same shall be lodged, and any balance thereof, after deducting any payment or set off not already credited and not disputed by such claimant, shall be deemed to be proved debts, and all debts so proved, together with all other debts which shall from time to time be established against the Bankrupt after contest, shall entitle the persons to whom the same may be payable, to share in the Bankrupt's property and effects in proportion to the amount thereof, without any priority or preference whatsoever, except only debts due by the said Bankrupt to the Queen's Majesty, Her Heirs and Successors, excepting also any debt due before the fiat of Bankruptcy to any Clerk or Servant, Labourer or Workman of such Bankrupt, in respect of the wages or salary of such Clerk or Servant, Workman or Labourer, not exceeding six months wages or salary, and such Clerk or Servant, Workman or Labourer to be at liberty to prove under the Fiat for any greater amount, and all Creditors whose debts are not due and payable until a future day, all Annuitants, holders of Bottomry and Respondentia Bonds, holders of Policies of Insurance, Sureties, Drawers, Indorsers, Bail, or other persons having uncertain or contingent demands against such Bankrupt, shall be permitted to come in and prove such debts or claims under this Act, and shall have a right when their debts and claims become absolute, to have the same allowed them in case no dividend or dividends shall already have been paid on such debts, and such Annuitants and holders of debts payable at a future day, may have the present value thereof ascertained under the direction of the proper Commissioner, and allowed them accordingly as debts actually due, and no Creditor or other person coming in and proving his debt or claim shall be allowed to maintain any suit at Law or in equity therefor, but shall be deemed thereby to have waived all right of action against such Bankrupt, and all proceedings already commenced for any such debt or claim.

What securities shall entitle to more than a rateable part of the debt.

XX. And be it enacted, That no Creditor having security shall receive upon any such security more than a rateable part of such debt, except in respect of any execution levied by seizure upon or any mortgage upon any part of the property of such Bankrupt or any lien on his personal property before the fiat in Bankruptcy.

Bankrupts not to be entitled to a second discharge under this

XXI. And be it enacted, That if any person who shall have been discharged under this Act shall afterwards become Bankrupt, he shall not again be entitled