

Debtor or Creditor thereof, or do any act necessary for getting in the said estate; for which attendance he shall be paid not exceeding ten shillings per day by the Assignee out of the said estate.

Bankrupts surrendering and conforming to Laws to be discharged from debts on obtaining a certificate.

XXIV. And be it enacted, That any Bankrupt who shall have duly surrendered and in all things conformed himself to the Laws in force at the time of issuing the Fiat in Bankruptcy against him, shall be discharged from all debts due by him when he became Bankrupt, and from all claims and demands made provable under such Fiat in case he shall obtain a Certificate of such conformity so signed and allowed, and subject to such provisions as hereinafter mentioned; and no Certificate of such conformity by any such Bankrupt shall release or discharge such Bankrupt from such debts, claim or demands, unless such Certificate shall be obtained, allowed and confirmed according to such provisions: Provided always, that no such Certificate shall release or discharge any person who was a partner with such Bankrupt at the time of his Bankruptcy, or was then jointly bound or had made any joint contract with such Bankrupt.

A sitting for the allowance of a certificate to Bankrupt to be appointed when Creditors may be heard.

XXV. And be it enacted, That it shall be lawful for the Commissioner authorized to act in the prosecution of any Fiat in Bankruptcy already issued or hereafter to be issued, on the application of the Bankrupt named in such Fiat, to appoint a public sitting for the allowance of such Certificate to the Bankrupt named in such Fiat, whereof, and the purport whereof, sixty days notice shall be given in like manner as is before provided by the twenty second section of this Act; and at any such sitting, any of the Creditors of such Bankrupt may be heard against the allowance of such Certificates, but it shall not be requisite for such Certificate to be signed by any of the Creditors of such Bankrupt; and such Commissioner having regard to the conformity of the Bankrupt to the Laws relating to Bankrupts, and to the conduct of the Bankrupt, as a Trader, before as well as after his Bankruptcy, shall judge of any objection against allowing such Certificate, and either find the Bankrupt entitled thereto, and allow the same, or refuse or suspend the allowance thereof, or annex such conditions thereto as the justice of the case may require: Provided always, That no Certificate shall be such discharge unless such Commissioner shall in writing, under hand and seal, certify to the Court of Chancery that Bankrupt has made a full discovery of the estate and effects, and in all things such conformed as aforesaid, and that there does not appear any reason to doubt the truth or fulness of such discovery, and unless the Bankrupt make oath in writing that such Certificate was obtained fairly and without fraud, and unless the allowance of such Certificate shall, after such oath be confirmed by the Court of Chancery, against which conformation any of the Creditors may be heard before such Court.

No certificate to be a discharge from debts unless Commissioner certify to the Court of Chancery the conformity to Law, &c., by the Bankrupt.

Special Commissioners, appointed under Act 5 V. c. 43, s. 31, to be sworn before the Clerk of the Peace.

XXVI. And be it enacted, That any Special Commissioner appointed under and by virtue of the thirty first Section of the said recited Act, before entering upon his duties as such Commissioner, shall be sworn before the Clerk of the Peace of the County or City and County in which he may reside, to the faithful discharge of the same, and shall subscribe his name to a Roll to be kept by such Clerk of the Peace, on which shall be written the affidavit following, that is to say:

'I, A. B. do swear that I will faithfully, honestly and impartially, according to the best of my skill and knowledge, execute the several powers and trusts reposed in me as a Commissioner of Bankruptcy, under a fiat of Bankruptcy transmitted to me against [*here insert the name of the Bankrupt.*] by virtue of *An Act relating to Bankruptcy in this Province*, and of any Act or Acts made or to be made in addition to or alteration or amendment of the same.'

Allowance for support may be made to the Bankrupt.

XXVII. And be it enacted, That it shall be lawful for the Commissioner, after the granting of the Fiat, to make such allowance to the Bankrupt out of his estate as shall in the discretion of the Commissioner be necessary to support the Bankrupt and his family.

Fiat in Bankruptcy to be published by Register in Chancery and to divest the property as receipt of Fiat under 5 V. c. 43, s. 7.

XXVIII. And be it enacted, That whenever any Fiat of Bankruptcy shall have been granted under the provisions of the said Act, due notice thereof shall be published in the Royal Gazette of the granting of such Fiat by the Register of the Court of Chancery, the publication of such notice shall ipso facto divest the property of such Bankrupt in the same manner to all intents and purposes as the receipt of such Fiat by the Commissioner is declared, by the seventh Section of the said recited Act, to divest such property; and the production of such Royal Gazette containing such notice, shall in all cases be evidence of such publication without other proof thereof.

Gazette to be proof of publication.

Commissioner to call general meetings of the Creditors, at which he shall preside and regulate proceedings.

XXIX. And be it enacted, That it shall be the duty of the Commissioner by a notice to be published as required by the eighth Section of the said recited Act, to call general meetings of the Creditors of the said Bankrupt at such time or times as he the said Commissioner may deem fit and meet, regard being had to the dis-