

3. All sums payable under this Act shall be a charge upon and payable out of the Consolidated Revenue Fund of Canada, and accounted for in like manner as other moneys payable for like purposes out of the same.

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The questions for the Judicial Committee of the Privy Council are as follows :—

1. Whether under the circumstances herein before stated, the said John Hamilton Gray had become disqualified to act, or continue acting, as Arbitrator.
2. Whether, after a hearing before the three Arbitrators, two of them could legally render a decision or award; and if yea, could they do so in the absence  
10 of the third.
3. Whether, after the subsequent *ex parte* hearing before two Arbitrators in the absence of the third, these two could legally render a decision.
4. Whether the arbitrator appointed by Quebec had the right to resign; whether the Government of Quebec had the right to accept his resignation and to revoke his appointment; and whether such resignation or revocation was effectual and valid.
5. Whether, after one of the Arbitrators had so resigned his office, and his resignation had been so accepted, and his authority had been so revoked, the remaining two could legally proceed to hear the case, and to make a final award.
- 20 6. And whether the award of the 3rd of September, 1870, by the said Honourable David Lewis Macpherson and John Hamilton Gray is valid (save as affected by the Dominion Act above set forth), or is null and void.

O. MOWAT, *for Ontario.*  
C. B. DE BOUCHERVILLE, *for Quebec.*