

(2) In case either party in the first instance neglects or refuses to appoint an arbitrator on his behalf, the party requiring the arbitration may, by a notice in writing to be served upon the party so neglecting or refusing, require the last-mentioned party within *three* days, inclusive of the day of the service of such notice, to appoint an arbitrator on his behalf, and such notice shall name the arbitrator of the party requiring the arbitration; and in case the party served with such notice does not within the *three* days mentioned therein, name and appoint an arbitrator, then the party requiring the arbitration may appoint the second arbitrator.

Third Person to be chosen as an Arbitrator.

And, [a third person to be chosen by the two arbitrators] shall be a third arbitrator, and such *three* arbitrators, or a majority of them, shall finally decide the matter.

Powers of Arbitrators to Examine.

85. The arbitrators may require the attendance of all or any of the parties interested in the reference, and of their witnesses, with all such books, papers, and writings, as such arbitrators may direct them or either of them to produce, and the arbitrators may administer oaths to such parties and witnesses.

Warrant of Arbitrators—Equivalent to Execution of Division Court.

86. The said arbitrators, or any two of them, may issue their warrant to any person named therein, to enforce the collection of any moneys by them awarded to be paid, and the person named in such warrant shall have the same power and authority to enforce the collection of the moneys mentioned in the said warrant, with all reasonable costs, by seizure and sale of the property of the party or corporation against whom the same has issued, as any bailiff of a Division Court has in enforcing a judgment and execution issued out of such court.

Arbitration must be complied with within in a Month.

[86]. *The School Law Amendment Act of 1860 further enacts:—*9. If the trustee wilfully refuse or neglect, for *one* month after publication of award, to comply with or give effect to an award of arbitrators appointed

county for their attendance at Council Meetings.* *Provided* always, that the parties concerned in such disputes shall pay all the expenses incurred in them, according to the award or decision of the Arbitrators and Local Superintendents respectively.

* The two hundred and sixty-ninth section of the Municipal Institutions' Act, provides that "The council of every township and county, may pass by-laws for paying the members of the council for their attendance in council, at a rate not exceeding one dollar and fifty cents per diem.