

discovery of his estate and effects, and in all things conformed as aforesaid, and that there does not appear any reason to doubt the truth or fulness of such discovery, and also that the Creditors have signed in manner herein directed, and unless the Bankrupt make oath in writing that such certificate and consent were obtained without fraud.

Jurisdiction of the Commissioners.

XVI. And be it enacted, That every Commissioner so to be appointed as aforesaid shall have jurisdiction in all matters and proceedings in Bankruptcy arising under this Act, or any Act hereafter to be passed on the subject of Bankruptcy within the County, City and County or District for which he shall be so appointed; and the jurisdiction hereby conferred on any and every Commissioner shall extend to all cases and controversies in Bankruptcy arising between the Bankrupt and any person claiming any debt or demand under the Bankruptcy, to all cases and controversies between the Creditor and the Assignee of the Estate, whether in office or removed, to all cases and controversies between such Assignee and the Bankrupt, and to all matters and things to be done under and by virtue of the Bankruptcy, until the final distribution and settlement of the Estate of the Bankrupt, and the close of the proceedings in Bankruptcy, subject however to appeal to or review by the Court of Chancery as before and hereinafter provided.

Court of Chancery to have appellate Jurisdiction, with power to order the trial of feigned issues in the Supreme Court, in questions of fact.

XVII. And be it enacted, That the Court of Chancery in this Province shall have an appellate jurisdiction of all matters cognizable by the said Commissioner, and if upon the hearing of any matter whatever upon appeal or otherwise brought before the said Court relating to Bankruptcy, any question of fact shall arise which in the opinion of the said Court cannot be satisfactorily determined without a trial by Jury, such Court shall have authority to order a feigned issue to be made up in the Supreme Court, and to prescribe the manner of making up such issue so as to present the question in dispute, and to direct the County in which the same shall be tried; and the Supreme Court shall have power to grant new trials of such issues as in personal actions pending in that Court, and the final determination of such issue shall be conclusive as to the facts therein controverted in the proceedings before the Court of Chancery, and it shall be in the discretion of the said Court of Chancery to order and direct by whom and in what manner the costs and expenses attending such issue shall be paid.

Commissioners may employ Clerks, &c.

XVIII. And be it enacted, That it shall and may be lawful for the said Commissioners respectively, from time to time, as they shall think fit, to hire and employ a Clerk or Clerks and all such other officers and servants as may by them be deemed necessary for the purpose of assisting the Assignee in the management of the Estate, and transaction of the affairs thereof, or of assisting the Commissioners in any of the proceedings in Bankruptcy, and such Commissioners 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.

Payment of expenses.

Employment of Bankrupt allowed.

Creditors may object to amount of expenses.

Proof of debts.

XIX. And be it enacted, That all the Creditors who shall come in and prove their