

the Alberta Bankruptcy Court to use French, could seek an order from the Federal Court ordering the Bankruptcy Court to carry out some remedy. In my respectful view this would not be the result, as the Bill would not apply to Bankruptcy proceedings.

The Bankruptcy Act R.S.C., c. 14, s. 1, as amended by 1978-79, c. 11, s. 10(1), provides:

153.(1) The following named courts are invested with such jurisdiction at law and in equity as will enable them to exercise original, auxiliary and ancillary jurisdiction in bankruptcy and in other proceedings authorized by this Act ... :

(f) in the Provinces of New Brunswick and Alberta, the Court of Queen's Bench of the province.

This statute gives jurisdiction in appeals from this court to the Court of Appeal, and gives the Chief Justice the power to appoint Registrars, who in Alberta are the Masters of the Court.

Rule 4 of the general Rules under the Bankruptcy Act provides that :

4. The practice of the court in civil actions or matters, including the practice in chambers, shall, in cases not provided for by the Act or these rules, and so far as it is applicable and not inconsistent with the Act or these Rules, apply to all proceedings under the Act or these Rules.

In my opinion, the Bankruptcy Court in Alberta is not a court established by or pursuant to an Act of Parliament, and the provisions of Bill C-72 do not apply to proceedings before it.