

16. Either party to such submission on filing with the Secretary within five days from the date of the recording of such award, but not afterwards, a declaration signed by him that he is desirous of having such award reviewed, shall be entitled to have the said award, and all questions arising out of such submission referred to the decision of the said Board of Review; and the said Board of Review shall have the power without delay, and on written notice to the parties and as may be determined by the majority of the Board, or by any By-Law, to proceed to examine into the merits of the matters submitted, and of the award, either by hearing the parties and their witnesses and proofs *de novo*, or to determine and finally decide upon the written notes of evidence, if any were taken, and on the proceedings and documents to be produced by the Secretary and all the powers by this Act vested in the said Arbitrators shall be and are hereby vested in the said Board of Review; and the decision or award of such Board of Review or of a majority thereof, confirming, reversing, modifying, or altering the award of the said Arbitrators shall be final and conclusive, and be binding upon the parties to the said submission, and shall be filed, recorded and judgment entered thereon, and shall have the like effect and be enforced in all further proceedings had thereon as in the case of an award of the said arbitrators, and as provided by this Act.

Appeal to
Board of
Review.

17. It shall be the duty of the Secretary of the Association, at the request of any party to the submission and after the expiry of five days from the date of the according of the award, if no review is had, or after the expiry of five days from the date of the recording of the award rendered by the Board of Review, to deposit the original award or awards, together with the submission and a certificate in detail of the fees, cost and expenses incurred (in case costs are awarded) with the clerk of the county court at Toronto, or with the clerk of the Crown and Pleas in the Court of Queen's Bench, or with the Clerk of the Crown and Pleas in the Court of Common Pleas, in Toronto, or the Clerk of the Crown in Toronto, according as the sum awarded, as finally settled by the award, may fall within the jurisdiction of the said courts respectively to be filed and recorded in such Court, and an oath by the said Secretary, or by any competent witness, made before such Clerk, of the signatures to the said award of the arbitrators in the case, or of the Board of Review, or both as the case may be, and as to the amount of the costs (if costs are awarded) of the said award or awards, affidavit and certificate shall be filed and recorded in such Court; and the award of the said arbitrators if no review is had, or the award of the Board of Review, when rendered respectively, shall thereupon be held and considered to all intents and purposes whatever as having, and shall respectively have the same force and effect as a judgment lawfully rendered in the premises by the Superior or County Court, and shall be a final and conclusive judgment and the same shall not, nor shall the award upon which it is rendered be liable to be enquired into, altered, amended, set aside or appealed from, by any proceeding whatever, and no writ of certiorari shall lie from such award for any cause whatsoever; Provided always, that after such award is filed and before the same shall have force and effect, as a judgment, a rule or notice of motion shall be first taken or given, calling on the party against whom such award is sought to be enforced to shew cause why the same should not become a judgment of the Court, and the proceedings on such notice or rule, shall be summary,

Secretary to
deposit award,
&c., with
proper officer.

Effect of such
deposit.

Proviso: rule
to be first
taken.