before the assessor to make the determination referred to in section 39.31, be awarded to the dissenting officer and against the Corporation, an amount that the assessor determines to be just and reasonable to award in respect of those costs.

Compensation

(2) In a case referred to in subsection 39.31(4), the federal member institution is entitled to payment from the Corporation of

(a) the amount of compensation;

(b) if the assessor determines that it is just and reasonable that interest be paid, interest on the amount payable under paragraph (a), from the day on which the order was made under paragraph 39.13(1)(b) at the rate determined by the assessor to be just and reasonable; and

(c) if the assessor determines that it is just and reasonable that costs in the proceeding before the assessor to make the determination referred to in section 39.31 be awarded to the federal member institution and against the Corporation, an amount that the assessor determines to be just and reasonable to award in respect of those costs.

Costs of Corporation

39.33 If the assessor determines that it is just and reasonable that costs in the proceeding before the assessor to make the determination referred to in section 39.31 be awarded to the Corporation and against some or all of the dissenting officers or against the federal member institution, the amount that the assessor determines to be just and reasonable to award in respect of those costs constitutes a debt payable by those dissenting officers or the federal member institution to the Corporation and may be recovered as such in any court of competent jurisdiction.

Determination binding

39.34 (1) The determinations of an assessor under sections 39.31, 39.32 and 39.33 are final and conclusive and except for judicial review under the Federal Court Act, are not subject to appeal to or review by any court.

Compensation

(2) In a case referred to in subsection 39.31(4), the federal member institution is entitled to payment from the Corporation of

(a) the amount of compensation;

(b) if the assessor determines that it is just and reasonable that interest be paid, interest on the amount payable under paragraph (a), from the day on which the order was made under paragraph 39.13(1)(b) at the rate determined by the assessor to be just and reasonable; and

(c) if the assessor determines that it is just and reasonable that costs in the proceeding before the assessor to make the determination referred to in section 39.31 be awarded to the federal member institution and against the Corporation, an amount that the assessor determines to be just and reasonable to award in respect of those costs.

Costs of Corporation

39.33 Dans le cas où l'évaluateur estime juste et raisonnable que les frais de la procédure devant lui relative à la détermination prévue à l'article 39.31 soient alloués à l'agent dissident et contre la Société, le montant que l'évaluateur détermine être juste et raisonnable de leur allouer constitue une dette payable par l'agent dissident ou par la société fédérale d'assurance-dépôts à la Société et peut être recouvrée comme telle devant un tribunal compétent.

Décision définitive

39.34 (1) Les décisions de l'évaluateur visées aux articles 39.31, 39.32 et 39.33 sont définitives et ne sont pas, sous réserve du contrôle judiciaire prévu par la Loi sur la Cour fédérale, susceptibles d'appel ou de révision en justice.