

III. Provided always, and be it enacted, That in suits against absent defendants under and by virtue of the said orders, all proceedings commenced or had after the passing of this Act, and which if such defendants had appeared in the said suits, would have required to be served on such defendants or their Solicitor, shall be served on the Attorney General for Upper Canada, or in his absence on the Solicitor General for the time being.

Service to be made on Attorney General in suits under such orders.

IV. Provided always, and be it enacted, That nothing herein contained shall affect the right of any party in or to the said suits or any of them, to appeal against the said decrees or orders of the said Court enforced or to be enforced as aforesaid, in such and the same manner as such parties would have been entitled to appeal, in case such decrees or orders had been made or pronounced in suits wherein the Defendants had appeared, on any question touching such decrees or orders other than a question relating to or affecting the said orders in the said Schedule to this Act, or relating to or affecting the necessity of serving any proceedings or proceeding subsequent to the first process in any such suits.

Right of appeal saved.

V. And be it enacted, That when any report has been heretofore made by the master of the said Court upon proceedings taken in the master's office *ex parte*, under a decree *pro confesso*, obtained against a Defendant under the said order in Schedule A, No. 75, such report shall not be held nor treated as invalid because of the proceedings on which the same was founded having been had in the master's office *ex parte*, and without notice to the defendant, and such report so obtained *ex parte* shall be as valid and effectual as if such notice had been given and the Report had been confirmed and allowed by the said Court.

Certain Reports of master obtained *ex parte*, to be valid.

VI. Provided always, and be it enacted, That the defendant or defendants, or his or their representatives, in any cause wherein such decree or order or report as aforesaid, shall have been or shall or may be made or pronounced as aforesaid, may, within six months after the passing of this Act, or the pronouncement of such decree, appear in the said Court of Chancery in the cause, and petition to be heard; and the party so petitioning, upon paying or securing to be paid such costs as the said Court shall adjudge, and submitting to such terms as to the said Court shall under the circumstances of the case seem just and reasonable, may, in the discretion of the Court, (subject to appeal,) be admitted to answer the complainant's bill, or have the report re-opened and the proceedings taken afresh in the master's office, and the suit shall then proceed in the same manner as if such defendant had appeared in due season and no decree or no report had been made, as the case may be.

Defendant may within six months petition the Court to be heard on such conditions as the Court shall impose.