

court, proves that the workman has in fact returned to work and is earning the same wages as he did before the accident, and objects to the recording of such memorandum, the memorandum shall only be recorded, if at all, on such terms as the court, under the circumstances, may think just; and

(c) The court may at any time rectify the register; and

(d) Where it appears to the judge, on any information which he considers sufficient, that an agreement as to the redemption of a weekly payment by a lump sum, or an agreement as to the amount of compensation payable to a person under any legal disability or to dependents, ought not to be registered by reason of the inadequacy of the sum or amount, or by reason of the agreement having been obtained by fraud or undue influence, or other improper means, he may refuse to allow the memorandum of the agreement to be recorded, and may deal with the matter in accordance with rules of court, and make such order (including an order as to any sum already paid under the agreement) as under the circumstances may seem just; and

(e) The court may, within six months after a memorandum of an agreement as to the redemption of a weekly payment by a lump sum, or of an agreement as to the amount of compensation payable to a person under any legal disability or to dependents, has been recorded in the register, order that the record be removed from the register on proof to the satisfaction of the court that the agreement was obtained by fraud or undue influence or other improper means, and may make such order (including an order as to any sum already paid under the agreement) as under the circumstances may seem just.

11. An agreement as to the redemption of a weekly payment by a lump sum, if not registered in accordance with this Act, shall not, nor shall the payment of the sum payable under the agreement exempt the person by whom the weekly payment is payable, from liability to continue to make that weekly payment, and an agreement as to the amount of compensation to be paid to a person under a legal disability or to dependents, if not so registered, shall not nor shall the payment of the sum payable under the agreement, exempt the person by whom the compensation is payable from liability to pay compensation unless, in either case, he proves that the failure to register was not due to any neglect or default on his part.

12. The duties of county courts under this Act, shall subject to rules of court, be part of the duties of such courts, and the officers of such courts shall act accordingly, and rules of court may be made both for any purpose for which this Act authorizes rules of court to be made, and also generally for carrying into effect this Act so far as it affects such courts and proceedings therein, or before any arbitrator appointed under the provisions of this Act.

13. No court fee, except such as may be prescribed by rules of court, shall be payable by any party in respect of any proceedings by or against a workman under this Act in the court prior to the award.

14. Any sum awarded as compensation shall, unless paid into court under this Act, be paid on the receipt of the person to whom it is payable under any agreement or award, and the solicitor or agent of a person claiming compensation under this Act shall not be entitled to recover from him any costs in respect of any proceedings in an arbitration under this Act or to claim a lien in respect of such costs on, or deduct such costs from, the sum awarded and agreed as compensation, except such sum as may be awarded by the committee, the arbitrator, or the court, on an application made either by the person claiming compensation, or by his solicitor or agent, to determine the amount of costs to be paid to the solicitor or agent, such sum to be awarded subject to taxation and to the scale of costs prescribed by rules of court.

15. Any committee, arbitrator, or court may, subject to rules of court, submit to a medical referee for report any matter which seems material to any question arising in the arbitration.

16. The attorney-general may, by order, either unconditionally or subject to such conditions or modifications as he may think fit, confer on any committee representative of an employer and his workmen, as respects any matter in which the committee act as arbitrators, or which is settled by agreement submitted to and approved by the committee, all or any of the powers conferred by this Act exclusively on courts or judges thereof, and may by the order provide how and to whom the compensation money is to be paid in cases where, but for the order, the money would be required to be paid into court, and the order may exclude from the operation of provisions (d) and (e) of paragraph 10 of this schedule agreements submitted to and approved by the committee, and may contain such incidental, consequential, or supplemental provisions as may appear to the attorney-general to be necessary or proper for the purposes of the order.

AMENDMENTS

AN ACT TO AMEND "THE WORKMEN'S COMPENSATION ACT, 1910."

(Assented to February 15th, 1913.)

His Majesty, by and with the advice and consent of the Legislative Assembly of Manitoba, enacts as follows:—

1. Sub-section (a) of section 4 of "The Workmen's Compensation Act, 1910," chapter 81, 10 Edward VII, is hereby amended by striking out the words "two weeks" in the third line thereof and substituting therefor the words "one week," and by striking out the word "third" in the fifth line thereof and substituting therefor the word "second."

2. Subsection (c) of section 5 of the said Act is hereby amended by striking out the word "six" from the sixth line thereof and substituting therefor the word "twelve," and this amendment shall be retroactive, so as to apply to accidents that have occurred within one year prior to the coming into force of this Act.

3. Sub-section (a) of section 8 of said Act is hereby amended by inserting between the word "company" and the word "having," in the seventh line thereof, the following words, "becoming insolvent or unable to pay its debts in full, or making an assignment for the benefit of, or a composition or arrangement with, its creditors, or having any unpaid judgment of any court against it, or."