

Solicitor or agent, at least two months before the time named in such notice for the hearing of the appeal, and such petition shall not be answered, but at the time named in the notice the parties must attend to argue the appeal, and after the filing of the petition and service of a copy thereof, and of the notice aforesaid, proceedings shall go on as if the petition had been answered and the time named in the notice had been appointed by the Court for hearing the appeal.

Petition in appeal not to be answered; but parties to attend and argue the case, at the time appointed.

XXXV. In appeals from any decree or order of the Court of Chancery, it shall be the duty of the appellant to bring the same to a hearing within the time following, that is to say: upon appeal from any decree or decretal order, within one year from the pronouncing of such decree or decretal order; and upon appeal from any interlocutory order, not being a decretal order, within six calendar months from the pronouncing of the same, or within such further time as may be allowed for that purpose by the said Court of Error and Appeal, or by the Court of Chancery or a Judge thereof, upon special grounds shewn to the satisfaction of the Court or Judge granting the same: Provided always, that as to any decrees or orders which, under any general orders of the Court of Chancery, do not become absolute upon the same being pronounced, the time limited for appealing therefrom shall be computed from the time when the same shall have become absolute.

Within what time appeals must be brought to a hearing.

Proviso: delay to be reckoned from time when decree or order become absolute.

And with respect to the giving security in cases of appeal to Her Majesty, in Her Privy Council, and to costs in such cases, of appeal; Be it enacted as follows:

Appeals to Privy Council.

XXXVI. Every Judge of the Court of Error and Appeal shall have authority to approve of and allow the Bond or other security to be given by any party who intends to appeal to Her Majesty in Her Privy Council, whether the application for such allowance be made during any of the terms appointed for the sitting of the said Court, or at any other time: Provided always, that every Appeal to Her Majesty in Her Privy Council shall be made and entered there within six months from the date or time of the allowance of said Bond or other security, and pressed to a hearing and conclusion there with all reasonable speed, in default whereof the Court in which the Judgment shall have been originally pronounced may, in its discretion, by rule of the same Court, order proceedings to be had and pursued upon the Judgment of the said Court of Error and Appeal as if such Judgment were and stood confirmed by Her Majesty in Her said Privy Council at the time of the making of such rule.

Any Judge of the Court of Appeal and Error may allow the Bond, &c.

Proviso; appeal must be made within a reasonable time and duly pressed to a decision.

XXXVII. Any costs awarded by any decree or order of Her Majesty, in Her Privy Council, upon an appeal from the said Court of Error and Appeal, shall be recoverable by the same process as costs awarded by the said Court of Error and Appeal.

Recovery of costs awarded in Privy Council.