

our law is vastly inferior to that of France or Germany, and is more comparable to the English law.

In France the employer is not bound to insure, but, if he becomes insolvent, the pension to the workman is paid by the state out of a special fund created by a tax levied upon the employers who fall within the scope of the Act. The state undertakes the payment also if an insurance company which was liable for the rent becomes insolvent. (arts. 24-26.)

In Germany employers are compelled to insure in mutual insurance associations. Separate associations are organized for each industry and their solvency is guaranteed by the state. (Gewerbe-Unfallversicherungsgesetz s. 55.)

In England if the employer becomes insolvent the workman has a preferential claim to the extent of one hundred pounds. (s. 5, subs. 3.)

125. Procedure.

By article 21 :—"The Superior Court and the Circuit Court shall have jurisdiction of every action or contestation in virtue of this Act, in accordance with the jurisdiction given to them respectively, by the Code of Civil Procedure."

The Circuit Court will have jurisdiction in an action for arrears of compensation the rate of which has been already determined, provided that the arrears claimed do not exceed ninety-nine dollars and ninety-nine cents, if the Circuit Court is at the chief place of a district, or two hundred dollars if it is at another place. (1)

An action to fix the compensation for temporary incapacity if the conclusions were limited to ninety-nine dollars and ninety-nine cents or two hundred dollars respectively might also be competent. But an action to fix the rent in the case of incapacity whether absolute or partial

(1) C. C. P. arts. 54-55.