

behalf; and in such case the plaintiff shall be at liberty, for the purposes of such advertisement, to take the usual order in absent defendant cases under the previous practice as aforesaid, without any further application to the Court in respect thereof.

75. That in all cases where the Plaintiff shall personally serve the defendant with the writ of *subpæna* to appear and answer the bill, and the defendant shall make default in appearance at the time limited by the practice of the Court, the plaintiff shall be at liberty to enter an appearance for such defendant; and if the defendant shall not answer the bill within the time limited by the Court in that behalf, the bill may be ordered to be taken "*pro confesso*," and a decree made and enforced against him accordingly, unless the Court on special circumstances disclosed by affidavit, shall allow further time to the defendant to answer, in which case no such order shall be entered until the expiration of such further time allowed; Provided, nevertheless, that the following statement shall be added to the notice at present endorsed on the said writ of *subpæna*, and signed by the Solicitor for the plaintiff, that is to say;—And you will take notice that unless such appearance as before mentioned shall be entered, an appearance will be entered for you; and if you do not answer the said complainant's bill at or before the expiration of twenty-eight days, from and exclusive of the day on which such appearance shall be entered for you, you will be considered as confessing the truth of the matters alleged in the said bill of complaint, and a decree will be made and enforced against you.

*See Report of Select Committee on this Bill in page 238 of the Journals of last Session, 1850.*