

in the form specified in the Schedule hereunto annexed, (B No. 1,) of the truth of his debt, and that the debtor, as he verily believes, is such trader as aforesaid, and that he has caused to be delivered to such trader personally, 5 or to some such person belonging to his family or his establishment, at his usual place of business, an account, in writing, of the particulars of his demand, with a notice thereunder requiring immediate payment thereof, in the form specified in the said Schedule (B No. 2), which 10 affidavit shall be duly fyled; it shall be lawful for the Court of Bankruptcy to issue a summons, in writing, in the form specified in the said schedule (B No. 3), calling upon such trader to appear in the said Court of Bankruptcy, and stating in such summons the purpose for 15 which such trader is called upon to appear, as hereinafter provided: Provided always, that if the demand of such creditor appear by such affidavit to be due from two or more persons carrying on trade in partnership, the delivery of such account and notice to any one of the partners in person, or to some adult inmate, at his usual or 20 last known place of abode or business, and also at the place of business of the firm as aforesaid, if any such there be, shall be sufficient to authorize the Court to issue such summons against any of such partners, as well as 25 against the partner served personally with such account and notice, which said summons, and all other proceedings incident thereto, may, in cases of partnership, be effectually served in like manner.

VI. And be it enacted, That upon the appearance of 30 any such trader so summoned as aforesaid, it shall be lawful for the Court to require him to state whether or not he admits the demand of his creditor so sworn to as aforesaid, or any and what part thereof; and if such trader shall admit the demand, or any part thereof, to 35 reduce such admission into writing, in the form specified in the schedule hereunto annexed (C No. 1), and the admission so reduced into writing, he is hereby required to sign, and the same is thereupon to be fyled; and it shall also be lawful for the Court to allow such trader, on 40 his said appearance, to make a deposition, upon oath, in writing under his hand (to be also fyled), in the form specified in the said schedule (C No. 2), that he verily believes he has a good defence, upon the merits, to the said demand, or to some and to what part thereof.

45 VII. And be it enacted, That if any such trader so summoned as aforesaid, shall not come before the Court, at the time appointed, (having no lawful impediment made known to, and allowed, at the said time by the Court), or if any such trader, upon his appearance to such 50 summons, shall refuse to admit the demand, and shall not make a deposition in the form herein before mentioned, that he believes he has a good defence upon the merits to such

Proceedings  
on the  
appearance  
of the trader  
on such  
summons.

Trader  
summoned,  
not appearing  
or failing to  
comply with  
the require-  
ments of this  
section, shall  
be deemed to  
have com-  
mitted an act  
of bankruptcy.