

officer, who shall be styled the Accountant in Bankruptcy, and be a person versant in mercantile usance and accounts, for the performance of the duties hereinbefore and hereinafter provided, and the said accountant shall not directly or indirectly, by himself or any partner, practice
 5 before any superior or any inferior Court of this province, and shall not directly or indirectly, have any management of, or any intromission with any money of any insolvent or assigned estate.

XXII. The accountant shall take cognizance of the conduct of all assignees or commissioners under assignments registered after the passing of this Act, or which shall be still unclosed by full division of the funds among the creditors, and all assignors, assignees and commissioners shall be bound, and are hereby required to answer all pertinent enquiries made by the accountant regarding any assignment with which they are connected; failing which they may be summoned before a
 10 judge as aforesaid, to show cause why they refuse or delay so to do.

Duties of the Accountant with respect to assignees and commissioners under assignment.

XXIII. The Accountant shall have power, on a requisition presented to him by any three or more creditors, on an assigned estate, stating that they have reason to complain of the assignee or commissioners, as to the management of the estate, or of undue delay in the division of the realised funds thereof, to call by himself, or through the assignee, a general meeting of the creditors, and to require from the assignee such explanation, and the exhibition of such books, vouchers, or other documents as he may think necessary, and if such explanation should not be satisfactory to the creditors, the assignee or commissioners may
 20 be deprived of their offices and others appointed, and if the Accountant shall possess information that shall lead him, on reasonable grounds, to suspect fraudulent conduct on the part of any assignor, or malversation, or misconduct on the part of any assignee or commissioner, such as may make them amenable to punishment, he shall be entitled to give
 25 information to Her Majesty's Attorney General, who shall direct such enquiry, and take such proceedings as he may think proper; and generally, in any matter, which the Accountant may deem necessary in the discharge of his office to bring before a Judge, it shall be competent for the Judge to deal summarily with the matter as accords with law.

Powers of Accountant in case of complaint against assignees, &c., or in case of fraudulent conduct on their part, or on the part of assignor.

XXIV. Should any assignee in charge of an assigned estate, himself become insolvent, or make an assignment himself for the benefit of his creditors, the commissioners shall call a meeting of the general body of creditors, and appoint another assignee, who shall be entitled to obtain possession of the first assigned estate, and all documents relating there-
 35 to.

In case of assignee becoming insolvent and assigning his own estate.

XXV. When an assigned estate is ready to be closed by payment of a final dividend, the assignee shall call a meeting of the commissioners and submit to them his accounts, and the commissioners on examining the same, shall engross in the Minute Book a report as to the assignee
 45 having properly fulfilled his duties, and declare the payment of a final dividend as winding up the estate, intimation of the same being sent to each creditor.

Meeting of Commissioners before declaration of final dividend.

XXVI. The assignee shall, with the notice of the final dividend, transmit to the Accountant in Bankruptcy the Minute Book of the estate for examination, and on the expiry of sixty days from the payment of such dividend he shall pay over to the Accountant the amount of any dividends which may be then unclaimed, with a list of the creditors believed to be entitled thereto, the Accountant if satisfied that the
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As regards unclaimed dividends.