

regulations, as are observed in appeals from the said courts of Vice Admiralty ; and in every case so brought before the said Supreme Court, such and the like fees shall be charged and allowed, as shall be established for conducting the ordinary business of the said Supreme Court, and no other.

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Relating to
insolvencies
in New-
foundland,
and the man-
ner of pro-
ceeding
therein.

AND whereas it is expedient to make provision for declaring insolvencies in *Newfoundland* ; BE it further Enacted, That as often as any writ of Attachment, or other process for the recovery of any debt or sum due, shall be issued by the said courts respectively, against any person or persons residing or having a house in trade, or carrying on business in *Newfoundland*, or any place within the government thereof, and it shall be made to appear to the said court, out of which such writ or process shall have issued at the return thereof, that the person or persons against whom such writ or process hath issued, is or are unable to pay in the pound to all his her or their creditors, it shall be lawful for such court to cause the person or persons against whom such process shall have issued, together with all his her or their creditors to be summoned by public notice, to attend the said court on a certain day, and in the mean time, if it shall appear necessary to the said court, to appoint one or more of the said creditors as provisional trustees, to discover collect and receive the estates and effects of such person or persons so appearing to be insolvent, subject to the orders and directions of the said court, and if after due examination of the person or persons against whom process shall have issued as aforesaid, or his her or their lawful agent or agents, or if such person or persons shall abscond or fail to attend the said court pursuant to summons as aforesaid, it shall be made appear to the satisfaction of the said court, that such person or person is or are insolvent, it shall be lawful for the said court to declare such person or persons insolvent accordingly, and immediately take order for discovering collecting and selling the estates debts and effects of such insolvent or insolvents, and distributing the produce thereof amongst all his her or their creditors, and for that purpose shall authorize any two or more creditors of the said insolvent or insolvents, who shall be chosen by the major part in value of such creditors, or their agents duly authorized in such behalf, whose debts amount respectively to the sum of and upwards, to act as trustees, and perform the same; and that such court shall, from time to time, make such order, as it shall deem proper, for better discovering, collecting, realizing and distributing the estates debts and effects of the person or persons so declared insolvent, and as often as occasion shall require, of vesting the same, or any part thereof, in the public funds or securities in *England*, in the name of the Chief Justice of the said court, until distribution can be made as hereafter mentioned.

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Insolvent's
estates, if
necessary,
to be vested
in the public
funds.

Relating to
the distri-
bution of
insolvent's
estates.

And be it further Enacted, That in the distribution to be made of the produce of the estates and effects of every person or persons hereafter declared insolvent, in *Newfoundland* or its dependencies as aforesaid, every creditor for supplies necessary and furnished

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bond