

time within one month after any trader shall have given a confession of judgment, or a warrant of attorney to confess judgment, or a *cognovit actionem*, a commission of bankruptcy shall issue against such trader, then such confession, warrant of attorney, or *cognovit actionem* shall be deemed to have been obtained by fraud, and shall be void as against the assignee under such commission.

Of the
certificate.

XLVII. And be it enacted, That it shall be lawful for the Court to appoint a public sitting for the allowance of a certificate to the bankrupt, (whereof, and of the purport whereof, twenty-one days' notice shall be given, in manner to be directed by the Court, and a copy of such notice shall be served on the assignees or on their solicitor) and at such sitting any of the creditors of such bankrupt who shall have given to such bankrupt three clear days' notice, in writing, of his opposition and the reasons thereof, may be heard against the allowance of the certificate, and the Court shall consider any objection against allowing such certificate, and either find the bankrupt entitled thereto and allow the same, or refuse or not find the allowance thereof, or annex such conditions thereto as the justice of the case may require; Provided always, that no certificate shall be a discharge under this Act unless the Court shall certify to the Court of Review that such bankrupt has made a full discovery of his estate and effects, and in all things conformed himself to the law relating to bankrupts, and that there does not appear any reason to doubt the truth or fulness of such discovery, nor unless the bankrupt make oath, in writing, that such certificate was obtained fairly and without fraud, nor unless the allowance of such certificate shall, after such oath, be confirmed by the Court of Review, against which confirmation any of the creditors of the bankrupt who shall have given him notice in writing as aforesaid, may be heard before such Court.

Effect of
certificate.

XLVIII. And be it enacted, That every bankrupt who shall have duly appeared and made a full disclosure and delivery of all his estate and effects, and in all things conformed himself to the provisions of this Act, shall be discharged from all debt due by him at the date of the commission, and from all claims and demands made proveable under the commission, in case he shall obtain a certificate from the Court in the form of Schedule (C) to this Act annexed, subject to such provisions as are hereinafter mentioned; and no such certificate shall release or discharge such bankrupt from such debts, claims or demands, unless the same shall be obtained, allowed and confirmed according to such provisions; Provided always, that no such certificate shall release or discharge any person who was partner with such bankrupt at the time of his bankruptcy, or was then jointly bound, or had made any contract jointly with such bank-