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ANNUAL REPORT
OF THE
SUPERINTENDENT
OF
BANKRUPTCY

FOR THE CALENDAR YEAR 1937

Published by Authority of HON. CHARLES A. DUNNING, M.P.,
Minister of Finance



OTTAWA
J. O. PATENAUDE, I.S.O.
PRINTED BY THE KING'S MOST EXCELLENT MAJESTY
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The Honourable CHARLES A. DUNNING, M.P.,
Minister of Finance,
Ottawa.

SIR,—I have the honour to submit my fifth Annual Report on the administration of The Bankruptcy Act during the year ending December 31, 1937.

Five years of administration under The Bankruptcy Act Amendment Act, 1932, which introduced the licensing of trustees and the supervision of the administration of trustees, were completed on December 1, 1937. An attempt has been made in the present report to show what has been accomplished by the Amendments of 1932 in this five-year period.

Yours very truly,

W. J. REILLEY,
Superintendent of Bankruptcy.

OTTAWA, May 27, 1938.

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ANNUAL REPORT OF THE SUPERINTENDENT OF BANKRUPTCY FOR THE CALENDAR YEAR 1937

1. APPOINTMENTS UNDER THE BANKRUPTCY ACT

(a) OFFICIAL RECEIVERS

Percy Martin, Esq., Deputy Prothonotary of the Superior Court, Chicoutimi, appointed Official Receiver for Bankruptcy Division No. 7, Quebec, effective February 24, 1937, vice Leonidas Gagne, resigned. (P.C. 381, February 24, 1937.)

Harry W. Hickman, Esq., Barrister-at-Law, Moncton, appointed Official Receiver for Bankruptcy Division No. 4, New Brunswick, effective April 29, 1937, vice James C. Sherren, deceased. (P.C. 970, April 29, 1937.)

Aza Balthe Girard, Esq., Sheriff and Local Registrar of the Supreme Court, North Bay, appointed Official Receiver for Bankruptcy Division No. 13, Ontario, effective August 6, 1937, vice Thomas J. Bourke, deceased. (P.C. 1859, August 6, 1937.)

J. Edmond Gagnon, Esq., Advocate, Prothonotary of the Superior Court, New Carlisle, appointed Official Receiver for Bankruptcy Division No. 11, Quebec, effective October 20, 1937, vice T. A. Blanchet, resigned. (P.C. 2609, October 20, 1937.)

Cleeve Gilbert White, Esq., Barrister-at-Law, Local Registrar of the Supreme Court, Victoria, appointed Official Receiver for Bankruptcy Division No. 2, British Columbia, effective October 27, 1937, vice B. H. Tyrwhitt Drake, resigned. (P.C. 2650, October 27, 1937.)

(b) REGISTRARS IN BANKRUPTCY AND TAXING OFFICERS

Joseph Dandurand, Esq., Prothonotary of the Superior Court, Chicoutimi, appointed by the Honourable Acting Chief Justice of the Superior Court of the Province of Quebec to be joint Registrar in Bankruptcy for Bankruptcy Division No. 7 of the District of Quebec, February 8, 1937.

J. Edmond Gagnon, Esq., Advocate, Prothonotary of the Superior Court, New Carlisle, appointed by the Honourable Acting Chief Justice of the Superior Court of the Province of Quebec to be Registrar in Bankruptcy and Taxing Officer in Bankruptcy for Bankruptcy Division No. 11 of the District of Quebec, October 28, 1937, vice T. A. Blanchet, resigned.

Cleeve Gilbert White, Esq., Barrister-at-Law, Local Registrar of the Supreme Court, Victoria, appointed by the Honourable Chief Justice of the Supreme Court of British Columbia to be Registrar in Bankruptcy and Taxing Officer in Bankruptcy for Bankruptcy Division No. 2 of the District of British Columbia, November 5, 1937, vice B. H. Tyrwhitt Drake, resigned.

2. LICENSING AND SUPERVISORY ACTIVITIES

(i) LICENSING OF TRUSTEES

(a) Licences Granted for 1937

Renewal certificates for 1937 were issued to 269 of the 295 trustees whose licences expired on December 31, 1936. In addition, 9 new licences were issued during the year 1937, bringing the total number of licences in force in 1937 to 278.

(b) Licences Cancelled in 1937

Eight licences were cancelled during the year. Five trustees were removed by death, one withdrew from practice, and the licences of two trustees were cancelled. Two licences, which had not been renewed for 1937, were also cancelled.

(c) Renewal of Licences for 1938

Of the 270 trustees whose licences expired on December 31, 1937, 254 applied for certificates of renewal for 1938; 250 of these applications have been granted.

(d) Distribution of Licences

The following table shows the distribution by provinces of the 250 licences renewed for 1938. In this table trustees licensed to operate in two or more provinces are shown only in the provinces in which their head offices are situated:—

Nova Scotia.....	11	Quebec.....	103	Saskatchewan.....	5
New Brunswick.....	7	Ontario.....	91	Alberta.....	4
Prince Edward Island....	2	Manitoba.....	9	British Columbia.....	18

A more accurate picture of the situation is given by the table below, which shows the number of trustees actually licensed to operate in each of the provinces. In this table trustees licensed to operate in two or more provinces, mostly trust companies with offices in the larger centres across Canada, are included in the total for each province in which they operate:—

Nova Scotia.....	16	Quebec.....	111	Saskatchewan.....	16
New Brunswick.....	12	Ontario.....	101	Alberta.....	14
Prince Edward Island....	4	Manitoba.....	17	British Columbia.....	24
		Northwest Territories.....	1		

The following statement shows the number of licences issued during the five-year period ending December 31, 1937:—

	1933	1934	1935	1936	1937	Total
New Licences issued.....	364	23	19	9	9	424
Licences renewed.....		328	301	292	269	
Total.....	364	351	320	301	278	424

Cancellations during the same period were as follows:—

	1933	1934	1935	1936	1937	Total
Death of trustees.....	2	2	2	3	5	14
Resigned.....		2	1	1	1	5
Cancelled for cause.....	2	3		2	3	10
Renewals not granted.....	5	2	3	5	6	21
Renewals not applied for.....	27	41	22	21	13	124
Total.....	36	50	28	32	28	174

These figures show a net reduction of more than thirty per cent in the number of licencees during this period. This decrease has resulted mainly from the voluntary retirement or withdrawal from practice of licencees who found that the volume of work to be had was not sufficient to warrant the renewal of their licences and qualifying bonds. The decrease in the number of new bankruptcies during the period has presumably accelerated the rate of withdrawal to some extent.

While the number of licensed trustees has been reduced to a figure more commensurate with the volume of work to be done, a further decrease would seem to be desirable in the larger centres of population in some of which the number of licencees is greatly in excess of those actually required. There is still a feeling in some quarters that any person who considers himself qualified to act as a trustee and desires to do so should be given an opportunity to demonstrate his ability, regardless of the number of trustees already licensed in his particular locality and whether or not there is any real need for an additional appointment. There is no doubt, however, that the sounder policy in the licensing of trustees is based on the principle that additional licences should be granted only when necessary in the public interest and when required for the convenience of the public. Any substantial deviation from this policy might lead to the reappearance of many of the abuses which the licensing system was designed to remove.

(ii) BANKRUPTCIES REPORTED AND ESTATES ADMINISTERED

There were 967 bankruptcies reported during 1937 compared with 1,154 during 1936, a decrease of 187 in 1937. Comparative figures for all provinces for the five-year period ending December 31, 1937, are as follows:—

Year	N.S.	N.B.	P.E.I.	Que.	M'tl.	Ont.	Ter.	Man.	Sask.	Alta.	B.C.	Total
1933.....	68	57	12	740	652	573	180	76	73	102	71	2,604*
1934.....	42	34	8	365	429	269	95	54	31	31	53	1,411
1935.....	30	35	4	303	490	203	82	31	23	22	34	1,263
1936.....	33	20	6	304	406	210	78	24	20	20	33	1,154
1937.....	10	16	.....	259	342	182	70	16	14	18	34	967

* These figures cover the thirteen-month period from December 1, 1932, (when The Bankruptcy Act Amendment Act, 1932, came into effect, to December 31, 1933.

Liabilities and assets for the 967 estates reported during 1937 were estimated and valued by the debtors at \$14,234,977 and \$13,121,827, respectively. Liabilities and assets for 1,154 estates reported during 1936 were \$14,349,068 and \$11,910,059, respectively. Reference to Table I of the Appendix shows the average liabilities and assets of estates reported during 1937 (\$14,721 and \$13,570, respectively) to be appreciably higher than the average for estates reported during 1936 (\$12,434 and \$10,321, respectively).

The administration of 1,149 estates was completed and the trustees discharged in 1937, as compared with 1,069 estates completed in 1936. A survey of the administration of the estates closed in 1937 gives the following information and results:—

Total liabilities estimated by debtors at.....	\$ 20,431,515
Total assets valued by debtors at.....	18,397,022
which realized.....	2,805,743
Distributed as follows:—	
Payments to creditors.....	2,035,180
Cost of administration.....	770,563

Also, securities to an estimated value of \$3,579,221 were realized or taken over by secured creditors, making in all a return to creditors in cash or in kind of \$5,614,401, or 27.48 per cent of the estimated liabilities, leaving an estimated net loss to creditors of \$14,817,114, or 72.52 per cent of the total liabilities.

THE SUPERINTENDENT OF BANKRUPTCY

In addition to the 967 bankruptcies reported during 1937, and to the 1,149 estates that were closed in this year, 126 old bankruptcies (estates in existence prior to The Bankruptcy Act Amendment Act, 1932), were reported to this office, and the administration of 260 old estates was completed and the trustees discharged. Altogether the administration of 2,662 new estates and 1,232 old estates was under supervision during the year. Detailed information regarding the number and location of bankruptcies reported, size of estates, realization of assets, payments to creditors, administrative costs; etc., will be found in the tables forming the Appendix to this report.

During the period December 1, 1932—December 31, 1937, 7,399 new bankruptcies were reported. The administration of 5,886 of these estates has been completed and the trustees discharged, the record thereof being as follows:—

Year	Bankruptcies Reported	Estates Closed	Total Realization	Total Administrative Costs	*Cash Payments to Creditors
			\$	\$	\$
1933.....	2,604	850	1,873,225	423,833	1,449,392
1934.....	1,411	1,620	3,788,823	880,803	2,908,020
1935.....	1,203	1,198	2,784,485	763,617	2,020,868
1936.....	1,154	1,069	2,265,125	603,182	1,661,943
1937.....	967	1,149	2,805,743	770,563	2,035,180
Total.....	7,399	5,886	13,517,401	3,441,998	10,075,403

* Exclusive of assets transferred to or realized by secured creditors.

There were also reported, in addition to the above, 4,033 old bankruptcies (estates already in existence at December 1, 1932). The administration of 2,806 of these estates has been completed during this period with results, as shown by the record, as follows:—

Year	Old Bankruptcies Reported	Old Estates Closed	Total Realization	Total Administrative Costs	Cash Payments to Creditors
			\$	\$	\$
1933.....	1,340	860	5,640,306	1,540,516	4,099,790
1934.....	2,030	938	5,011,959	1,348,140	3,663,819
1935.....	343	428	2,684,505	731,512	1,952,993
1936.....	194	320	4,610,156	1,213,920	3,396,236
1937.....	126	260	2,210,285	517,372	1,692,913
Total.....	4,033	2,806	20,157,211	5,351,460	14,805,751

Further to the 2,806 estates reported in the above table, 332 old estates which had been opened for various reasons were finally closed during the period under review.

There were 1,513 new estates and 895 old estates under administration at the end of 1937.

(iii) COMPLAINTS AND INVESTIGATIONS

During the year eighty-five complaints were registered against forty-nine trustees. Seventy-eight of these complaints related to estates under the administration of licensed trustees. The remaining seven related to estates which came into existence prior to December 1, 1932, in which the trustees are not licensed. All but eight of these complaints were made by creditors or on their behalf. Six were received from debtors and two from trustees.

Complaints received from creditors may be classified as follows:—

Delay in winding up estates.	29
Delay in payment of claims.	6
Unable to obtain reports.	11
Irregular disposal of assets.	4
High administrative costs.	11
Miscellaneous.	16

Sixty of the eighty-five complaints received were investigated and satisfactorily disposed of by correspondence. Twenty-five, directed against the administration of twelve trustees, were the subject of special investigations.

In the five-year period now completed the number of complaints received has decreased considerably, the figures for 1933 to 1937 being 134, 105, 86, 72 and 85, respectively. As indicated above, the majority of the complaints received deals with delays in the administration of estates and in the payment of preferred or other claims. In many of these cases it has been found on investigation that the delays complained of were due to circumstances beyond the control of the trustees. In those cases in which the trustees were found to be at fault they were required to take the necessary remedial action without further delay.

Sixteen outside investigations were made by members of the staff during the year. Twelve of these investigations were made following the receipt of complaints from creditors and others. It was also found necessary to make inspections of the records and accounts of four trustees.

A total of forty-nine outside investigations and inspections has been made in the five-year period now completed. All but four of these investigations were concerned with the administration of licensed trustees. These investigations resulted in the cancellation or non-renewal of the licences of fifteen trustees.

3. GENERAL OBSERVATIONS ON BANKRUPTCY ADMINISTRATION

A brief statement of what has been accomplished in the five-year period since The Bankruptcy Act Amendment Act, 1932, came into force may not be out of place at this time. The Amendments of 1932 were introduced to eliminate the evils and abuses that had prevailed in bankruptcy administration for some years. Fraudulent bankruptcies, defaulting and absconding trustees, collusion and connivance between debtors and trustees, the solicitation of assignments, excessive costs, and unnecessary delays in the administration of estates were among the principal abuses alleged to exist. The practically unanimous opinion of the authorities consulted was that the most effective remedy would be found in the licensing of trustees and in the supervision of their operations. Provision to secure this control was the most important change introduced by The Bankruptcy Act Amendment Act, 1932, and the new legislation was declared to come into effect on December 1 of that year. The introduction of the licensing system and the appointment of persons of integrity and competence as trustees had as its immediate effect the eradication of the more serious abuses formerly complained of, most of which had resulted from the facility with which irresponsible and unscrupulous persons were able under the old system to inject

themselves into the administration of bankrupt estates. The supervision of the operations of trustees, with the co-operation of those directly interested in bankruptcy administration, has been successful, it is believed, in eliminating most of the abuses formerly the subject of complaint.

In the work of supervision stress has been placed on the need for prompt and diligent action consistent with the interests of the estate in the liquidation of assets, the payment of dividends, and the completion of the administration. Economic conditions during the past five years have not been particularly conducive to the expeditious realization of assets, particularly in cases in which there has been real property to be liquidated, but in all cases trustees have been reminded that the liquidation of estates should proceed with due diligence and should not be allowed to lapse into a mere administrative occupation over an indefinite length of time.

Close attention has also been given to the expense involved in bankruptcy proceedings and in the administration of estates. Prior to the introduction of supervision costs had been found not only to be excessive in many cases, but to vary widely from one province (bankruptcy district) to another and even in the different bankruptcy divisions of some of the provinces. In these matters, with the co-operation of court officials and others, very satisfactory results have been obtained, and costs in the various proceedings and in the administration of estates are now much more uniform and moderate, with resulting benefits to the creditors. All items of costs constituting a charge against the assets of bankrupt estates are closely analysed each year on a percentage basis and can be controlled to some extent, but in view of the differing sizes, circumstances and locations of estates and the widely varying complexities of administration, such costs must necessarily be relative and variable having regard to circumstances, times and places.

The co-operation of Official Receivers has been especially enlisted with a view to securing a more effective observance of the provisions of the Act pertaining to the examination of debtors. In the majority of cases, before the introduction of the Amendments of 1932, the examination of the debtor under Section 128 of The Bankruptcy Act had become a routine formality. The practice grew up of the debtor being required merely to answer the questions in the questionnaire, Form 50, the answers to which were entered on the form by a trustee or an employee of the latter by whom the form, when sworn to by the debtor, was filed. Needless to say, the Act requires every debtor to present himself to the Official Receiver for examination as to the causes of his insolvency and the disposition of his assets, and the Official Receiver is required to make notes of his examination which he is to submit to the creditors at their first meeting. The importance of a thorough examination being made in every case needs no comment, as it is principally by this means that an accurate understanding of all the facts and circumstances of the bankruptcy can be obtained, and there is no doubt that neglect to make effective examinations opened the way to abuses in the past. It is gratifying to note, however, that in this respect the provisions of the Act are now more closely observed.

Of the special features of bankruptcy administration to receive attention may be mentioned wage-earner and "no asset" assignments. Complaints had been received with regard to the large number of wage-earners and other non-traders who, without assets of any kind, were making assignments, chiefly, it was claimed, to prevent the creditors from exercising their ordinary legal recourse. It was found that the situation if not closely watched might readily lead to grave abuse. The necessary measures were taken in the meantime to counteract any malpractice which might possibly develop from this course by insisting that trustees in "no asset" cases proceed expeditiously to their discharge so that the creditors may be placed in the position of exercising their ordinary civil rights.

It had been found also that the procedure on applications of debtors for their discharge from bankruptcy had become in some quarters, and contrary to the provisions of the Act, a mere routine formality. The circumstances in which these applications were being disposed of and discharges granted were immediately brought to the attention of the authorities concerned, with gratifying results. Particular attention has also been given to the reports of trustees on the applications of debtors for their discharge, in order that the court may have before it at the hearing of the application a complete, accurate and impartial statement of the facts and circumstances of the bankruptcy.

Collusion between debtors and trustees, the solicitation of bankruptcies and other irregularities of the kind seem to have almost disappeared since the introduction of the licensing system. While defaults under the licensing system are not unknown, they have been comparatively few and the creditors have the consolation of knowing that they are indemnified against losses on this account. Fraudulent bankruptcies have become infrequent under more effective examination and supervision. It is a trite saying that men cannot be legislated into paths of virtue, and nowhere perhaps is this truth more in evidence than in the field of bankruptcy and insolvency.

4. PROSECUTIONS IN BANKRUPTCY CASES

At the end of 1936 there were twenty-one cases in which investigations were being continued or in which criminal proceedings were pending before the courts. Thirty-five new cases, in which there were grounds to believe that offences had been committed and in which an investigation of some sort had been made, were reported in 1937. Twenty-two of these fifty-six cases were closed in 1937. In the remaining thirty-four proceedings were pending or contemplated at the end of 1937 or the investigations were being continued.

The accused persons were brought to trial in nine of the twenty-two cases closed in 1937. Four cases were dropped because of lack of funds or the indifference of the creditors to further investigate or prosecute. In five others there was insufficient proof of wrong-doing to warrant the institution of criminal proceedings. In one the investigation was dropped on a satisfactory settlement being made. In another, reported on the application of a debtor for his discharge, the application was refused. In an old case, reviewed in 1937, it was decided not to prosecute further. One accused escaped prosecution by absconding.

Convictions were obtained in seven of the nine cases brought to trial. In two the charges were dismissed, insufficient evidence being produced to warrant convictions. In one of the seven cases in which convictions were obtained the accused was subjected to payment of a fine. Sentences of imprisonment, varying from five months to two years were imposed in four cases, and in two of these heavy fines were also imposed. In one case the accused was sentenced to the time served in jail awaiting trial. In another the accused was released on suspended sentence, partial restitution having been made.

During the five-year period ending December 31, 1937, one hundred and fifty (150) cases of alleged offences in bankruptcy matters were reported. One hundred and sixteen (116) of these cases were disposed of and closed during the period. In sixty-three cases the accused were brought to trial. In eighteen of these the charges were dismissed or the accused acquitted. Thirty-nine convictions were registered, fines being imposed in five cases and sentences of imprisonment in twenty-nine. In four of these cases the convicted persons were released on suspended sentence, and in one case the conviction was set aside following appeal. In four cases charges laid by creditors were withdrawn on restitution or a satisfactory settlement being made. In two others the accused persons escaped prosecution by absconding.

Five appeals by convicted persons from conviction or sentence were disallowed, and in another case an application for leave to appeal against the sentences imposed was refused. In a further case an appeal by the Crown from the inadequacy of the sentence was also disallowed on technical grounds although the Appeal Court criticized the lower court very severely for the unjustified leniency of the sentence imposed.

No criminal proceedings were instituted in fifty-three of the one hundred and sixteen cases reported. Thirty-seven of these cases were dropped because of lack of funds, lack of evidence or the indifference of the creditors to further investigate or prosecute. This number, however, includes twenty-four cases in which the facts and circumstances of the offences believed to have been committed were reported to the court in accordance with the provisions of Section 195(2), but with regard to which no orders were made by the court. In twelve cases the accused persons escaped investigation and prosecution by absconding, and in four the contemplated proceedings were abandoned on restitution or a satisfactory settlement being made. The situation may therefore be summarized as follows:—

Number of offences reported..	150
Cases closed at December 31, 1937..	116
Criminal proceedings instituted and—	
Convictions obtained..	39
Charges dismissed or accused acquitted..	18
Charges withdrawn on settlement or restitution being made..	4
Accused absconded..	2
	63
No criminal proceedings taken owing to—	
Lack of funds or proof, etc..	37
Accused absconding..	12
Settlements or restitution having been made..	4
	53
Cases pending at December 31, 1937..	34

It will be seen that in thirty-seven of the one hundred and sixteen cases closed the offenders escaped further investigation and prosecution because of lack of funds, lack of satisfactory proof, or the indifference of the creditors towards proceedings of this kind. The difficulties in the way of investigating bankruptcy offences and prosecuting dishonest debtors have been discussed in my reports for 1935 and 1936. Many of the offenders who have escaped investigation would undoubtedly have been prosecuted and punished were it not for the reluctance of the creditors, on whom the initiative of taking proceedings largely lies, to undertake the frequently substantial costs of investigation and prosecution.

Dissatisfaction is occasionally expressed by creditors at the seeming inadequacy of the punishment imposed following conviction in some cases, and there is no doubt that in a number of the cases reported to this office the offenders have been treated with great leniency. Omitting from consideration four convictions for conversion or theft prior to bankruptcy in which sentences of two, three, four, and ten years' imprisonment were imposed respectively, there were thirty-five cases in which forty-nine accused were convicted of various offences under The Bankruptcy Act. Thirty-two of these convicted persons were sentenced to terms of imprisonment varying from two months to two years. One was sentenced to the time served while awaiting trial. Five were released on suspended sentence. Eleven were fined in amounts ranging from one hundred to eight hundred dollars. Sentences of imprisonment were as follows:—

Two years..	2
Eighteen to twenty-three months..	4
Twelve to seventeen months..	9
Six to eleven months..	11
Less than six months..	6

In four of the six cases in which sentences of less than six months were given, fines varying in amount from two hundred to seven hundred dollars were also imposed. In three other cases in which the sentences were of twelve months or less, fines of five hundred dollars were also levied. In the eleven cases in which fines only were imposed the amounts of the penalties varied from one hundred to eight hundred dollars.

5. THE FARMERS' CREDITORS ARRANGEMENT ACT, 1934

Assignments under The Bankruptcy Act were made by 110 farmers in 1937, and twelve receiving orders were made against farmers who had failed to carry out the terms of their proposals, as provided for by Section 2 (3) of The Farmers' Creditors Arrangement Act.

The liabilities and assets of these 122 estates were estimated at \$873,429.97 and \$528,588.65, respectively, representing average liabilities of \$7,159.26 and assets of \$4,332.69 for each estate. Real property represented \$401,000 or 75.86 per cent of the assets, the balance, or \$127,588.65, consisting of live stock and machinery. Of the liabilities \$619,700.33 or 70.95 per cent of the total were either secured or preferred, the balance consisting of ordinary unsecured claims.

Including 191 estates carried over from 1936, there was under administration in 1937 a total of 313 farmer estates. Of these, 167 were completely administered and the trustees released during the year, leaving 146 on hand as at December 31, 1937.

The 167 estates closed in 1937 represented total liabilities of \$1,131,827.93 and assets of a total estimated value of \$641,095.90. The proceeds from the sale of assets by official receiver-trustees, exclusive of cash payments to farmers in lieu of exemptions, amounted to \$75,851.81, all of which, less administrative costs of \$11,174.68, was available for distribution to the creditors. In addition to the cash payments made to the creditors, land and chattels under mortgage or lien of an estimated value of \$335,551 were transferred to or repossessed by secured creditors.

Additional administrative costs of \$2,710.18 were paid by the Department, bringing the total administrative costs to \$13,884.86. The average cost of administering these estates amounted to \$83.14 only, of which \$16.23 or 19.52 per cent was paid by the Dominion Government.

The applications of sixty-four farmers for discharge from bankruptcy were disposed of by the courts during the year. Fifty-six of these applications were granted unconditionally, two were granted conditionally and two applications were suspended for a period of one year. Four applications were refused. Three applications for discharge were pending at the close of the year. In seven cases the assignments were annulled on the approval by the court of compositions or settlements accepted by the creditors. There were no prosecutions in bankruptcy cases under this Act in 1937.

Tables showing (1) liabilities and assets of farmer estates reported in 1937, and (2) details of the administration of estates closed in 1937, have been included in the Appendix to this report. The following table shows, by provinces, the number of assignments made under The Farmers' Creditors Arrangement Act since it came into effect on September 1, 1934:—

THE SUPERINTENDENT OF BANKRUPTCY

Year	N.S.	N.B.	P.E.I.	Que.	Ont.	Man.	Sask.	Alta.	B.C.	Total
1934 (4 months).....	0	5	0	7	4	12	22	11	0	61
1935.....	0	8	3	38	27	24	98	86	1	285
1936.....	0	4	2	39	24	15	62	33	3	182
1937.....	0	3	2	34	28	10	29	3	1	110
Total.....	0	20	7	118	83	61	211	133	5	638

During this period twenty-eight receiving orders were made against farmers in the Provinces of Alberta, Saskatchewan and Quebec, only, as shown hereunder. No receiving orders were made against farmers in 1934.

Year	Alberta	Saskatchewan	Quebec	Total
1935.....	1	0	1	2
1936.....	1	2	11	14
1937.....	1	6	5	12
Total.....	3	8	17	28

6. REVENUE AND EXPENDITURES

Section 126A of The Bankruptcy Act as amended in 1932 provides for the deduction from all payments to creditors of a small levy to defray the expenses of the office of the Superintendent. The rate of this levy was fixed for the time being at one-half of one per cent by Order in Council P.C. 2588 of November 23, 1932. To meet the special case of very large estates (estates in which the proceeds from the sale of the assets exceed two million dollars), and to prevent the levy from being unduly burdensome on such estates, the rate was amended by Order in Council P.C. 360 of February 22, 1937, and is now as follows:—

- $\frac{1}{2}$ of 1 per cent on payments of first \$2,000,000, plus,
- $\frac{1}{4}$ of 1 per cent on payments of next \$3,000,000, plus,
- $\frac{1}{10}$ of 1 per cent on payments over \$5,000,000.

STATEMENT OF REVENUE AND EXPENDITURE

The total net revenues as against expenditures from January 1, 1937, to December 31, 1937, have been as follows:—

REVENUE—CALENDAR YEAR, 1937

Licence fees.....	\$ 5,607 50
Levy under Section 126A.....	50,901 23
Total net revenue.....	\$ 56,508 73

EXPENDITURE—CALENDAR YEAR, 1937

Salaries.....	\$ 26,972 62
Printing and Stationery.....	1,097 35
Travelling.....	389 46
Rent and Maintenance.....	2,209 59
Sundries.....	154 85
Total expenditure.....	\$ 30,823 87

Net receipts and expenditures for the five-year period during which the office has been in operation were as follows:—

Year	Receipts			Expenditures	Surplus or deficit
	Levy	Licences	Total		
	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.
1933.....	13,958 92	19,688 20	33,647 12	24,957 36	8,689 76
1934.....	26,728 73	6,610 15	33,338 88	26,271 78	7,067 10
1935.....	16,331 02	6,900 00	23,231 02	27,004 33	-3,773 31
1936.....	14,084 39	5,810 00	19,894 39	29,717 41	-9,823 02
1937.....	50,901 23	5,607 50	56,508 73	30,823 87	25,684 86
Totals.....	122,004 29	44,615,85	166,620 14	138,774 75	27,845 39

Special reference should be made to the estate of Price Brothers & Company Limited, Quebec. Data are not included in this report on the administration of this estate as the reorganization of the company, completed in 1937, resulted in the payment in full of the claims of all creditors, secured and unsecured. This most satisfactory result was unquestionably due to the untiring efforts of the trustee who was able, after the submission of many schemes of reorganization which did not materialize, to effect an arrangement which retained for the shareholders all their equity in the assets. The figures in this estate were so large that the tables in the Appendix of this report would be abnormally unbalanced if included therein. The assets of the company were estimated in 1933 at a value of more than forty-five million dollars, claims of creditors fully secured amounted to fifteen and one-half million dollars, and liabilities of unsecured creditors amounted to one and one-half million dollars. Resulting therefrom the sum of \$32,500 was paid to the Receiver General as levy, which has been included in the receipts as shown above.

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PART I

BANKRUPTCIES REPORTED DURING 1937

TABLE I.—NEW BANKRUPTCIES REPORTED

Province or City	Number of Estates Opened	Per-centage of Total	Assets as Estimated by Debtors	Liabilities as Estimated by Debtors	Average per Estate	
					Assets	Liabilities
		%	\$	\$	\$	\$
Nova Scotia.....	16	1.65	270,079	357,122	16,880	22,320
New Brunswick.....	16	1.65	70,739	103,213	4,421	6,451
Prince Edward Island.....						
Quebec.....	259	26.79	1,627,358	2,374,899	6,283	9,169
Montreal.....	342	35.37	4,227,297	4,709,733	12,361	13,771
Ontario.....	182	18.82	2,069,354	2,855,547	11,370	15,679
Toronto.....	70	7.24	3,553,620	1,966,461	50,766	28,092
Manitoba.....	16	1.65	192,755	233,719	12,047	14,607
Saskatchewan.....	14	1.45	210,271	164,299	15,019	11,736
Alberta.....	18	1.86	162,130	265,814	9,007	14,767
British Columbia.....	34	3.52	738,224	1,206,170	21,712	35,476
Total.....	967	100.00	13,121,827	14,234,977	13,570	14,721

TABLE II.—OLD BANKRUPTCIES (ESTATES IN EXISTENCE PRIOR TO THE 1932 AMENDMENT) REPORTED TO SUPERINTENDENT DURING 1937

Total	N.S.	N.B.	P.E.I.	Que.	M'tl.	Ont.	Tor.	Man.	Sask.	Alta.	B.C.
126	5	.....	2	23	31	27	13	5	4	6	10

TABLE III.—TOTAL BANKRUPTCIES REPORTED DURING 1937

Total	N.S.	N.B.	P.E.I.	Que.	M'tl.	Ont.	Tor.	Man.	Sask.	Alta.	B.C.
1,093	21	16	2	282	373	209	83	21	18	24	44

TABLE IV.—ESTATES ON HAND AT 31st DECEMBER, 1937

Year	New Estates			Old Estates		
	Opened	Closed	Carried Over	Opened	Closed	Carried Over
1933.....	2,604	850	1,754	1,340	860	480
1934.....	1,411	1,020	1,545	2,030	1,033	1,477
1935.....	1,263	1,198	1,610	343	428	1,392
1936.....	1,154	1,069	1,695	194	430	1,106
1937.....	967	1,149	1,513	126	337	895
Total.....	7,399	5,886	1,513	4,033	3,138	895

Bankruptcy Administrations carried over to 1938—New..... 1,513
 Old..... 895
 Total..... 2,408

TABLE V.—PERCENTAGE OF ASSIGNMENTS AND RECEIVING ORDERS TO TOTAL NUMBER OF NEW BANKRUPTCIES REPORTED DURING 1937

Province or City	New Bankruptcies 1937	Assignments		Receiving Orders	
		Number	%	Number	%
Nova Scotia.....	16	14	87.50	2	12.50
New Brunswick.....	16	16	100.00		
Prince Edward Island.....					
Quebec.....	259	232	89.57	27	10.43
Montreal.....	342	290	84.80	52	15.20
Ontario.....	182	162	89.01	20	10.99
Toronto.....	70	51	72.86	19	27.14
Manitoba.....	16	14	87.50	2	12.50
Saskatchewan.....	14	12	85.71	2	14.29
Alberta.....	18	15	83.33	3	16.67
British Columbia.....	34	21	61.76	13	38.24
Total.....	967	827	85.52	140	14.48

TABLE VI.—OCCUPATIONAL CLASSIFICATION OF DEBTORS

	N.S.	N.B.	P.E.I.	Que.	M'tl.	Ont.	Tor.	Man.	Sask.	Alta.	B.C.	Total
MANUFACTURE AND INDUSTRY—												
Lumber and Woodworking.....	1	2		9		1		2			0	21
Mining.....				2	3	2	9				4	20
Food Products.....	1			2	6	6	3			1		19
Furniture.....				6	5	1	2				1	7
Shoes and Leather Goods.....				2	2	1	2					11
Clothing.....				1	23	1	5					30
Auto supplies.....						2					1	3
Drugs and Chemicals.....				1	2		2					5
Brass and Iron Works.....				3	3							3
Printing and Publishing.....				4	5	2	3		1			15
Tobacco.....												
Fur.....												
Paint.....												
Brick and Cement.....												
Toys.....				1								1
Miscellaneous.....				3	7		3	1			2	16
Total.....	2	2	0	29	50	15	28	3	1	1	14	151
TRADE—												
Dry Goods.....	3	1		17	40	18	7		4	2	2	94
Food Products.....	4	4		57	50	48	5	1	2	3	3	183
General Merchants.....	1	3		43	7	8	1	2	6	5	1	77
Footwear.....	1	1		3	5	3	0	1				20
Furs.....				1	2	1	1					5
Furniture.....				2	2	8	2				2	16
Fuels.....		1		2	4	2	2	1				12
Electric Supplies.....						1	1					2
Plumbing Supplies.....				2	3	3	1					9
Store Fixtures and Supplies.....							2					3
Hardware.....		1		5	4	13	2			1	1	27
Painters and Decorators.....				2	2		1					3
Building Contractors.....	1			8	8	8	2			1	1	29
Garage and Auto Supplies.....		1		8	6	10	1	1	1	2		30
Druggists.....				2	2	6						10
Tobacco and Stationery.....				2	3	5	2	1				13
Jeweller.....				7	5	3	2					17
Florist.....	1			1	1	1						4
Miscellaneous.....				6	3			1		1		11
Total.....	11	12	0	160	153	138	88	8	13	15	11	565
OTHERS—												
Transportation.....				1	2	3						6
Finance.....	1			2	1	3	1			1	1	10
Service—												
Professional.....				5	3		1					9
Business.....				1	1	2						4
Recreational.....					2						2	4
Personal.....				3	5	2						10
Hotel.....	1			7	3	3						14
Wage Earners.....	1	2		37	70	9		3			2	130
Real Estate and Insurance.....				3	12	2	2					19
Commercial Agents and Salesmen.....				4	14	3		1		1	2	25
Miscellaneous.....				1	14	2		1			2	20
Total.....	3	2	0	64	133	29	4	5	0	2	9	251
Grand Total.....	16	16	0	259	342	182	70	16	14	18	34	967

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PART II

ESTATES CLOSED DURING 1937

(Exclusive of 'Old' Estates reported in Part IV)

TABLE VII.—TOTAL REALIZATION OF ASSETS AND COST OF ADMINISTRATION, BY DISTRICTS

Province or City	Number of Estates closed	Assets as estimated by Debtors	Liabilities as estimated by Debtors	Realization	Receipts from operations	Gross Receipts	Cost of Administration	Percentage cost	Paid to creditors	Realized direct by secured creditors (approx.)	Total amount recovered by creditors (approx.)
	No.	\$	\$	\$ cts.	\$ cts.	\$ cts.	\$ cts.	%	\$ cts.	\$	\$
Nova Scotia.....	27	104,959	255,036	37,001 62	102 55	37,104 17	9,357 90	25-22	27,746 27	39,554	67,300
New Brunswick.....	23	123,148	200,579	40,346 51	.....	40,346 51	14,190 13	35-17	26,156 38	30,824	56,981
Prince Edward Island.....	2	12,319	14,971	2,008 73	.....	2,008 73	774 78	38-66	1,229 00	5,145	6,374
*Quebec.....	287	6,747,034	7,232,554	1,003,468 65	30,548 17	1,039,016 82	227,770 45	21-92	811,246 37	336,933	1,198,179
Montreal.....	413	5,371,302	5,951,660	631,050 87	.....	631,050 87	219,149 51	34-73	411,901 36	1,507,403	1,919,304
*Ontario.....	210	2,307,993	3,500,053	516,193 77	11,231 37	527,475 14	144,839 32	27-47	382,585 82	852,793	1,235,379
Toronto.....	82	2,510,785	1,752,987	328,953 72	1,875 60	330,829 32	98,968 30	29-92	231,861 02	393,097	624,958
Manitoba.....	33	214,286	283,013	52,505 30	.....	52,505 30	17,355 38	33-05	35,149 92	40,120	75,270
Saskatchewan.....	20	122,713	199,725	30,329 27	.....	30,329 27	9,394 22	30-97	20,935 05	33,171	54,106
Alberta.....	23	123,469	227,987	33,443 41	.....	33,443 41	8,392 24	25-09	25,051 17	34,663	59,714
British Columbia.....	29	759,014	812,950	81,638 18	.....	81,638 18	20,320 69	24-89	61,317 49	255,518	316,836
Total.....	1,149	18,397,022	20,431,515	2,761,935 08	43,807 69	2,805,742 77	770,562 92	27-46	2,035,179 85	3,579,221	5,614,401

* Exclusive of the cities of Montreal and Toronto shown separately.

TABLE VIII.—CLASSIFICATION OF LIABILITIES AND PAYMENTS TO CREDITORS IN ESTATES CLOSED DURING 1937

Province or City	Liabilities estimated by Debtors				Payments to Creditors					
	Total	Secured	Preferred	Ordinary	Total	Secured	Preferred	Ordinary	Per-centage to ordinary Creditors	Levy
	\$	\$	\$	\$	\$ cts.	\$ cts.	\$ cts.	\$ cts.	%	\$ cts.
Nova Scotia.....	255,036	41,186	6,199	207,651	27,746 27	3,149 33	4,592 41	19,326 49	9.55	178 04
New Brunswick.....	200,579	30,249	15,654	154,676	26,156 38	3,468 33	8,527 32	14,007 15	9.06	153 08
Prince Edward Island.....	14,971	6,145	70	8,756	1,229 00	1,000 00	222 88			6 12
*Quebec.....	7,232,554	3,235,228	463,805	3,533,521	811,246 37	239,943 10	232,619 15	233,458 14	6.61	5,225 98
Montreal.....	5,951,660	1,733,622	189,687	4,028,351	411,901 36	83,022 86	124,147 41	202,225 14	5.02	2,505 95
*Ontario.....	3,500,053	1,376,590	147,734	1,975,729	382,535 82	47,115 63	122,099 16	211,305 16	10.70	2,065 37
Toronto.....	1,752,987	452,805	99,401	1,200,781	231,861 02	42,217 49	53,715 14	134,755 00	11.22	1,173 39
Manitoba.....	233,013	62,520	10,931	209,562	35,149 92	1,055 71	7,216 03	26,701 86	12.74	176 32
Saskatchewan.....	199,725	36,423	10,761	152,541	20,935 05	1,667 84	4,181 28	14,981 29	9.82	104 64
Alberta.....	227,987	47,602	10,171	170,214	25,051 17	8,877 38	6,407 70	9,625 77	5.66	140 32
British Columbia.....	812,950	304,624	66,747	441,579	61,317 49	9,050 99	17,217 20	34,723 84	7.86	325 46
Total.....	20,431,515	7,323,994	1,021,160	12,083,361	2,035,179 85	490,568 66	630,946 18	901,609 84	7.46	12,055 17

* Exclusive of the cities of Montreal and Toronto shown separately.

THE SUPERINTENDENT OF BANKRUPTCY

TABLE IX.—SUMMARY OF TOTAL ADMINISTRATIVE COSTS

Province or City	Number of Estates	Custodian	Trustee	Legal	Total Cost of Administration
		\$ cts.	\$ cts.	\$ cts.	\$ cts.
Nova Scotia.....	27	1,416 49	5,813 53	2,127 88	9,357 90
New Brunswick.....	23	2,749 89	9,642 87	1,797 37	14,190 13
Prince Edward Island.....	2	171 66	447 25	155 87	774 78
Quebec.....	287	34,074 28	143,557 94	50,138 23	227,770 45
Montreal.....	413	34,865 52	139,402 64	44,881 35	219,149 51
Ontario.....	210	25,254 22	91,383 95	28,251 15	144,889 32
Toronto.....	82	9,972 64	62,635 35	26,360 31	98,968 30
Manitoba.....	33	3,354 72	9,640 74	4,359 92	17,355 38
Saskatchewan.....	20	2,294 79	5,360 96	1,738 47	9,394 22
Alberta.....	23	2,193 67	4,621 45	1,577 12	8,392 24
British Columbia.....	29	1,807 68	14,826 07	3,686 94	20,320 69
Total.....	1,149	118,155 56	487,332 75	165,074 61	770,562 92

TABLE X.—RATES OF DIVIDENDS PAID IN ESTATES CLOSED DURING 1937

Province or City	Number of Estates Closed	Closed without Dividend	DIVIDENDS									At 100%
			Under 1%	1% Under 2½%	2½% Under 5%	5% Under 10%	10% Under 15%	15% Under 25%	25% Under 50%	50% Under 75%	75% Under 100%	
Nova Scotia.....	27	15	1	1	1	3	1	1	3	1		
New Brunswick.....	23	15	1		1	1	1	1	3	1		
Prince Edward Island.....	2	2										
Quebec.....	287	160	6	9	7	20	11	27	20	8	1	3
Montreal.....	413	305	15	11	8	18	9	17	18	9		3
Ontario.....	210	95	3	5	18	41	11	14	15	3	2	3
Toronto.....	82	49	1	3	4	9	5	1	6	3	1	
Manitoba.....	33	19			2	3	3	3	3			
Saskatchewan.....	20	11	1			1	2	1	3	1		
Alberta.....	23	13		1	2	4	1	1		1		
British Columbia.....	29	16	1	1		1	1	4	4	1		
Total.....	1,149	709	29	31	43	101	45	72	79	27	4	9
Percentage of Total.....		61.71%	2.52%	2.70%	3.74%	8.79%	3.92%	6.27%	6.87%	2.35%	0.35%	0.78%

TABLE XI.—COMPARATIVE STATEMENT OF AVERAGES FOR THE YEARS
1933 TO 1937

	1933	1934	1935	1936	1937
	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.
Average assets.....	10,832 00	9,190 00	11,719 00	9,649 00	16,011 00
Average liabilities.....	10,152 00	12,557 00	16,196 00	13,114 00	17,782 00
RECEIPTS					
Realizations.....	2,106 23	2,286 58	2,296 79	2,059 41	2,403 77
Net receipts from operations.....	97 57	56 20	27 96	59 50	38 13
Total receipts.....	2,203 80	2,342 78	2,324 75	2,118 91	2,441 90
DISBURSEMENTS					
<i>Custodian—</i>					
Fees of Official Receiver.....	14 63	15 73	16 22	15 94	15 74
Advertising.....	19 04	18 38	19 07	18 97	19 40
Notices to creditors.....	11 15	10 87	12 67	11 56	11 51
Postage.....	4 24	5 14	5 98	5 61	5 55
Possession and stocktaking.....	42 08	42 15	46 30	36 79	33 12
Bond and insurance premiums.....	7 44	7 78	8 33	6 18	6 22
Miscellaneous.....	16 68	10 59	15 96	8 22	11 29
Custodian costs.....	115 26	110 64	124 53	103 27	102 83
<i>Trustee—</i>					
Advertising.....	15 72	18 08	18 91	16 59	15 76
Bond and insurance premiums.....	14 25	21 31	22 83	21 31	29 32
Auctioneer.....	11 03	10 22	9 47	10 87	12 48
Notices to creditors.....	19 60	18 94	20 94	18 05	17 27
Postage.....	8 23	9 68	11 48	10 32	10 36
Registrar's fees.....	22 42	19 94	20 39	17 39	13 88
Inspectors' fees and expenses.....	22 55	23 42	27 28	23 93	26 94
Miscellaneous.....	56 24	75 21	91 07	91 93	107 83
Loss on operations.....		4 00	47	9 32	10 81
Trustee's fee (less deficit).....	123 18	128 31	151 86	127 46	179 49
Trustee costs.....	293 22	329 11	374 70	347 19	424 14
<i>Legal—</i>					
On petition or assignment.....	28 34	33 04	43 87	38 94	33 89
Solicitor to estate.....	52 31	60 40	82 21	70 06	101 82
Awarded against trustee.....	1 36	1 52	4 17	4 78	7 96
Legal costs.....	82 01	99 96	130 25	113 78	143 67
TOTAL COST OF ADMINISTRATION.....	490 49	539 71	629 48	564 24	670 64
AVAILABLE FOR DISTRIBUTION.....	1,713 31	1,803 07	1,695 27	1,554 67	1,771 26
Levy.....	8 14	7 99	8 40	7 34	10 49
Paid to secured creditors.....	359 44	483 16	378 89	485 88	426 95
Paid to preferred creditors.....	575 03	502 17	484 59	428 94	549 13
Paid to ordinary creditors.....	770 70	809 75	823 39	632 51	784 69
Total dividend.....	1,713 31	1,803 07	1,695 27	1,554 67	1,771 26
Percentage cost of administration.....	22.2%	23.0%	27.0%	26.6%	27.46%

Final Statements

TABLE XII.—ANALYSIS OF BANKRUPTCY COSTS IN ESTATES (CLOSED) DURING 1937

Debtors' Statements	Total	General Average	Averages by City or Province										
			N.S.	N.B.	P.E.I.	Quebec	Montreal	Ontario	Toronto	Manitoba	Sask.	Alberta	B.C.
			\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.
Assets.....	18,397,022 00	16,011 00	3,887 00	5,354 00	6,160 00	23,509 00	13,006 00	10,990 00	30,619 00	6,494 00	6,136 00	5,368 00	26,173 00
Liabilities.....	20,431,515 00	17,782 00	9,446 00	8,741 00	7,486 00	25,201 00	14,411 00	16,667 00	21,378 00	8,579 00	9,988 00	9,912 00	28,033 00
RECEIPTS													
Realizations.....	2,761,935 08	2,403 77	1,370 43	1,754 19	1,001 89	3,513 83	1,527 97	2,458 07	4,011 63	1,591 07	1,516 46	1,454 06	2,815 11
Net receipts from operations.....	43,807 69	38 13	3 80			106 44		53 72	22 87				
Total receipts.....	2,805,742 77	2,441 90	1,374 23	1,754 19	1,001 89	3,620 27	1,527 97	2,511 79	4,034 50	1,591 07	1,516 46	1,454 06	2,815 11
DISBURSEMENTS													
<i>Custodian—</i>													
Fees of Official Receiver.....	13,085 26	15 74	9 49	15 80	9 50	17 23	14 71	18 10	16 53	17 09	12 30	9 91	8 00
Advertising.....	22,288 39	19 40	14 87	13 73	11 93	18 67	21 86	17 84	20 51	16 98	15 35	18 45	15 27
Notices to creditors.....	13,221 56	11 51	6 67	10 24	4 22	13 74	10 05	10 95	16 52	7 11	7 38	8 32	14 83
Postage.....	6,383 02	5 55	5 13	4 38	8 25	5 84	4 56	6 15	9 16	4 57	4 21	4 24	6 56
Possession and stocktaking.....	38,057 87	33 12	8 30	21 34	32 57	37 54	24 15	46 29	45 11	41 20	56 25	14 95	9 73
Bond and insurance premiums.....	7,145 04	6 22	4 09	46 61	2 50	6 82	2 90	7 24	5 95	4 90	6 53	15 86	4 73
Miscellaneous.....	12,974 42	11 29	3 86	7 45	5 8	18 89	6 19	13 69	7 84	9 81	12 72	23 15	3 21
Custodian costs.....	118,155 56	102 83	52 46	119 56	85 83	118 73	84 42	120 26	121 62	101 66	114 74	95 38	62 33
<i>Trustee—</i>													
Advertising.....	18,102 81	15 76	14 07	13 25	11 89	22 46	12 73	15 79	17 73	8 90	7 44	8 27	10 00
Bond and insurance premiums.....	38,694 45	29 32	9 45	63 90	8 07	27 31	19 35	41 67	58 74	23 23	21 57	27 62	24 48
Auctioneer.....	14,335 84	12 48	4 25	2 94	2 50	12 60	5 83	20 78	40 22	1 27			14 51
Notices to creditors.....	19,845 27	17 27	5 83	15 06	25 35	22 87	14 23	17 44	13 67	13 10	12 83	10 44	17 93
Postage.....	11,903 44	10 36	8 61	9 67	24 52	11 42	7 34	13 02	14 75	10 31	13 61	8 67	11 57
Registrar's fees.....	15,944 16	13 88	14 88	15 69	11 80	13 40	11 77	15 13	8 30	7 61	12 07	8 13	8 13
Inspectors' fees and expenses.....	30,954 42	26 94	15 65	26 39	22 50	33 10	18 76	33 42	45 29	21 53	14 00	9 31	15 66
Miscellaneous.....	123,898 61	107 83	46 24	149 10	16 99	108 69	76 48	114 95	261 75	94 50	99 38	41 86	212 76
Loss on operations.....	12,419 69	10 81				29 55				1 10	6 20	2 44	
Trustee's fee (less deficit).....	206,234 36	179 49	96 33	123 25	100 01	243 35	141 50	162 91	292 84	109 80	85 36	71 25	196 14
Trustee costs.....	487,332 75	424 14	215 31	419 25	223 63	500 20	337 54	435 16	763 84	292 14	268 05	200 93	511 24
<i>Legal—</i>													
On petition or assignment.....	38,942 34	33 89	32 96	40 85	31 98	37 15	30 36	30 40	41 19	42 86	34 09	26 97	47 31
Solicitor to estate.....	116,984 55	101 82	45 55	37 30	45 95	139 35	74 23	100 20	215 69	78 29	43 82	41 60	61 87
Awarded against trustee.....	9,147 72	7 96				1 00	4 08	3 93	64 39	10 97	9 01		18 16
Legal costs.....	165,074 61	143 67	78 81	78 15	77 93	174 70	108 67	134 53	321 47	132 12	86 92	68 57	127 14
TOTAL COST OF ADMINISTRATION.....	770,562 92	670 64	346 58	616 90	387 39	793 63	530 63	689 95	1,206 93	525 92	469 71	364 88	700 71
AVAILABLE FOR DISTRIBUTION.....	2,035,179 85	1,771 26	1,027 65	1,137 23	614 50	2,826 64	997 34	1,821 84	2,827 57	1,065 15	1,046 75	1,089 18	2,114 40
Levy.....	12,055 17	10 49	6 60	6 65	3 06	18 20	6 07	9 84	14 31	5 34	5 23	6 10	11 22
Paid to secured creditors.....	490,588 66	426 95	116 64	150 80	500 00	1,010 26	261 03	224 36	514 85	31 99	83 39	385 97	312 10
Paid to preferred creditors.....	630,946 13	549 13	170 09	370 77	111 44	984 74	300 60	581 43	655 06	218 67	209 06	278 60	593 70
Paid to ordinary creditors.....	901,606 84	784 69	734 32	609 01		813 44	489 64	1,006 21	1,643 35	809 15	749 07	418 51	1,197 38
Total dividend.....	2,035,179 85	1,771 26	1,027 65	1,137 23	614 50	2,826 64	997 34	1,821 84	2,827 57	1,065 15	1,046 75	1,089 18	2,114 40
Percentage cost of administration.....	27.46%	27.46%	25.22%	35.17%	38.66%	21.92%	34.73%	27.47%	29.92%	33.05%	30.97%	25.09%	24.89%
Assets realized by secured creditors.....	3,579,221 00	3,115 00	1,465 00	1,340 00	2,573 00	1,348 00	3,650 00	4,061 00	4,794 00	1,216 00	1,659 00	1,507 00	8,811 00

PART III

COMPARATIVE COST OF ADMINISTRATION ACCORDING TO SIZE OF ESTATES

(Exclusive of "Old" Estates Referred to in Part IV)

TABLE XIII.—CLASSIFICATION OF ESTATES ACCORDING TO SIZE

Province or City	\$500 or under	\$501— \$1,000	\$1,001— \$2,500	\$2,501— \$5,000	\$5,001— \$10,000	Over \$10,000	Total
Nova Scotia.....	17		5	3	2		27
New Brunswick.....	17		2	1	2	1	23
Prince Edward Island.....	1		1				2
Quebec.....	140	35	52	34	10	16	287
Montreal.....	256	61	45	23	16	12	413
Ontario.....	76	35	40	22	20	11	210
Toronto.....	23	10	22	5	7	9	82
Manitoba.....	13	7	7	2	3	1	33
Saskatchewan.....	8	3	5	2	2		20
Alberta.....	11	4	4	1	3		23
British Columbia.....	8	6	8	1	2	4	29
Total.....	570	167	197	94	67	54	1,149
Percentage.....	49.61%	14.52%	17.15%	8.18%	5.83%	4.70%	100.0%

TABLE XIV.—COST OF ADMINISTRATION ACCORDING TO SIZE OF ESTATES

Size of Estates	Number of Estates	Realization	Cost of Administration	Average Realization	Average Cost of Administration	Percentage Cost of Administration
		\$	\$	\$ cts.	\$ cts.	%
\$500 or under.....	570	124,354	104,595	218.16	183.50	84.17
\$501 - \$1,000.....	167	117,081	65,390	701.08	391.56	55.86
\$1,001 - \$2,500.....	197	311,082	109,459	1,578.84	555.63	35.19
\$2,501 - \$5,000.....	94	330,796	82,441	3,519.11	877.03	24.92
\$5,001 - \$10,000.....	67	449,833	104,506	6,713.93	1,559.79	23.23
Over \$10,000.....	54	1,472,047	304,172	27,271.24	5,632.81	20.66
Total.....	1,149	2,805,743	770,563	2,441.90	670.64	27.46

TABLE XIV.—(1) COST OF ADMINISTRATION BY CITY OR PROVINCE ACCORDING TO SIZE OF ESTATES

ESTATES OF \$500 OR LESS

Province or City	Number of Estates	Realization	Cost of Administration	Average Realization	Average Cost of Administration	Percentage Cost of Administration
		\$	\$	\$ cts.	\$ cts.	%
Nova Scotia.....	17	3,798	2,611	223.41	153.59	68.87
New Brunswick.....	17	3,585	2,628	210.88	154.59	73.27
Prince Edward Island.....	1	489	265	489.00	265.00	54.19
Quebec.....	140	35,086	30,159	250.61	215.42	85.82
Montreal.....	256	49,708	44,037	194.17	172.02	88.67
Ontario.....	76	18,265	14,404	240.33	189.53	78.97
Toronto.....	23	5,067	4,001	220.30	173.96	79.07
Manitoba.....	13	2,625	2,094	201.92	161.08	79.74
Saskatchewan.....	8	1,804	1,219	225.50	152.38	67.42
Alberta.....	11	1,763	1,195	160.27	108.64	67.90
British Columbia.....	8	2,164	1,982	270.50	247.75	91.42
Total.....	570	124,354	104,595	218.16	183.50	84.17

THE SUPERINTENDENT OF BANKRUPTCY

TABLE XIV.—(2) COST OF ADMINISTRATION BY CITY OR PROVINCE ACCORDING TO SIZE OF ESTATES

ESTATES OVER \$500 UP TO \$1,000

Province or City	Number of Estates	Realization	Cost of Administration	Average Realization	Average Cost of Administration	Percentage Cost of Administration
		\$	\$	\$ cts.	\$ cts.	%
Nova Scotia.....						
New Brunswick.....						
Prince Edward Island.....						
Quebec.....	35	23,990	13,524	685 43	386 40	56.41
Montreal.....	61	41,638	22,364	682 59	366 62	53.68
Ontario.....	35	24,231	12,533	693 74	358 23	51.62
Toronto.....	16	12,334	7,620	770 88	476 25	61.77
Manitoba.....	7	4,843	2,736	691 86	390 86	56.48
Saskatchewan.....	3	2,445	1,633	815 00	544 33	66.79
Alberta.....	4	2,950	1,702	737 50	425 50	57.66
British Columbia.....	6	4,600	3,273	766 67	545 50	71.12
Total.....	167	117,031	65,390	701 08	391 56	55.86

TABLE XIV.—(3) COST OF ADMINISTRATION BY CITY OR PROVINCE ACCORDING TO SIZE OF ESTATES

ESTATES OVER \$1,000 UP TO \$2,500

Province or City	Number of Estates	Realization	Cost of Administration	Average Realization	Average Cost of Administration	Percentage Cost of Administration
		\$	\$	\$ cts.	\$ cts.	%
Nova Scotia.....	5	9,647	1,833	1,929 40	366 60	19.00
New Brunswick.....	2	3,155	1,101	1,577 50	550 50	34.89
Prince Edward Island.....	1	1,515	510	1,515 00	510 00	33.66
Quebec.....	52	83,155	29,310	1,599 13	563 65	35.25
Montreal.....	45	68,048	23,994	1,512 13	535 20	35.26
Ontario.....	46	75,717	29,350	1,646 02	633 04	38.76
Toronto.....	22	31,679	10,814	1,439 95	491 55	34.14
Manitoba.....	7	11,726	4,444	1,675 14	634 86	37.90
Saskatchewan.....	5	7,993	2,112	1,598 60	422 40	26.41
Alberta.....	4	5,834	1,752	1,458 50	438 00	30.02
British Columbia.....	8	12,563	4,239	1,570 37	529 88	33.75
Total.....	197	311,032	109,459	1,578 84	555 63	35.19

TABLE XIV.—(4) COST OF ADMINISTRATION BY CITY OR PROVINCE ACCORDING TO SIZE OF ESTATES

ESTATES OVER \$2,500 UP TO \$5,000

Province or City	Number of Estates	Realization	Cost of Administration	Average Realization	Average Cost of Administration	Percentage Cost of Administration
		\$	\$	\$ cts.	\$ cts.	%
Nova Scotia.....	3	8,424	1,806	2,808 00	602 00	21.44
New Brunswick.....	1	4,271	944	4,271 00	944 00	22.10
Prince Edward Island.....						
Quebec.....	34	124,241	23,150	3,654 15	827 94	22.66
Montreal.....	23	82,773	23,020	3,598 83	1,000 87	27.81
Ontario.....	22	76,253	19,854	3,466 04	902 45	26.04
Toronto.....	5	15,911	4,302	3,182 22	860 40	27.04
Manitoba.....	2	5,613	1,970	2,806 50	985 00	35.09
Saskatchewan.....	2	6,401	1,412	3,200 50	706 00	22.06
Alberta.....	1	3,972	334	3,972 00	384 00	9.67
British Columbia.....	1	2,937	599	2,937 00	599 00	20.40
Total.....	94	330,796	82,441	3,519 11	877 03	24.92

TABLE XIV.—(5) COST OF ADMINISTRATION BY CITY OR PROVINCE ACCORDING TO SIZE OF ESTATES

ESTATES OVER \$5,000 UP TO \$10,000

Province or City	Number of Estates	Realization	Cost of Administration	Average Realization	Average Cost of Administration	Percentage Cost of Administration
		\$	\$	\$ cts.	\$ cts.	%
Nova Scotia.....	2	15,235	3,107	7,617 50	1,553 50	20.39
New Brunswick.....	2	14,953	6,949	7,476 50	3,474 50	46.47
Prince Edward Island.....						
Quebec.....	10	68,389	12,016	6,838 90	1,201 60	17.57
Montreal.....	16	106,317	25,482	6,644 81	1,592 50	23.97
Ontario.....	20	138,651	31,452	6,932 55	1,572 60	22.68
Toronto.....	7	48,093	13,814	6,870 43	1,973 43	28.73
Manitoba.....	3	15,313	3,530	5,104 33	1,176 66	23.05
Saskatchewan.....	2	11,686	3,018	5,843 00	1,509 00	25.83
Alberta.....	3	18,924	3,359	6,308 00	1,119 67	17.75
British Columbia.....	2	12,272	1,779	6,136 00	889 50	14.50
Total.....	67	449,833	104,506	6,713 93	1,559 79	23.23

TABLE XIV.—(6) COST OF ADMINISTRATION BY CITY OR PROVINCE ACCORDING TO SIZE OF ESTATES

ESTATES OVER \$10,000

Province or City	Number of Estates	Realization	Cost of Administration	Average Realization	Average Cost of Administration	Percentage Cost of Administration
		\$	\$	\$ cts.	\$ cts.	%
Nova Scotia.....						
New Brunswick.....	1	14,383	2,568	14,383 00	2,568 00	17.85
Prince Edward Island.....						
Quebec.....	16	704,156	114,634	44,009 75	7,164 63	16.28
Montreal.....	12	282,567	80,231	23,547 25	6,685 91	28.39
Ontario.....	11	194,307	37,292	17,664 27	3,390 18	19.19
Toronto.....	9	217,747	58,417	24,194 11	6,490 78	26.83
Manitoba.....	1	12,385	2,582	12,385 00	2,582 00	20.85
Saskatchewan.....						
Alberta.....						
British Columbia.....	4	47,102	8,448	11,775 50	2,112 00	17.93
Total.....	54	1,472,647	304,172	27,271 24	5,632 81	20.66

TABLE XV.—RECAPITULATION OF PERCENTAGE COST OF ADMINISTRATION BY CITY OR PROVINCE ACCORDING TO SIZE OF ESTATES

Province or City	\$500 or under	\$501-\$1,000	\$1,001-\$2,500	\$2,501-\$5,000	\$5,001-\$10,000	Over \$10,000	Total
	%	%	%	%	%	%	%
Nova Scotia.....	68.87		19.00	21.44	20.39		25.22
New Brunswick.....	73.27		34.89	22.10	46.47	17.85	35.17
Prince Edward Island.....	54.19		33.66				38.66
Quebec.....	85.82	56.41	35.25	22.66	17.57	16.28	21.92
Montreal.....	83.67	53.68	35.26	27.81	23.97	28.39	34.73
Ontario.....	78.97	51.62	38.76	26.04	22.68	19.19	27.47
Toronto.....	79.07	61.77	34.14	27.04	28.73	26.83	29.92
Manitoba.....	79.74	56.48	37.90	35.09	23.05	20.85	33.05
Saskatchewan.....	67.42	66.79	26.41	22.06	25.83		30.97
Alberta.....	67.90	57.66	30.02	9.67	17.75		25.09
British Columbia.....	91.42	71.12	33.75	20.40	14.50	17.93	24.89
Average percentage cost for Canada.....	84.17	55.86	35.19	24.92	23.23	20.66	27.46

PART IV

OLD ESTATES CLOSED DURING 1937

TABLE XVI.—REALIZATION AND COST OF ADMINISTRATION ACCORDING TO SIZE OF ESTATES

Size of Estates	Number of Estates	Realization	Cost of Administration	Average Realization	Average Cost of Administration	Percentage Cost of Administration
		\$	\$	\$ cts.	\$ cts.	%
\$500 or under.....	73	16,393	14,581	224 56	199 74	88.77
\$501 - \$1,000.....	35	23,787	15,775	678 57	450 71	66.38
\$1,001 - \$2,500.....	55	101,622	41,850	1,847 67	760 91	41.17
\$2,501 - \$5,000.....	34	124,092	55,782	3,640 76	1,640 65	44.50
\$5,001 - \$10,000.....	31	206,791	64,958	6,670 68	2,095 42	31.41
Over \$10,000.....	32	1,737,630	324,426	54,300 94	10,138 31	18.67
Total.....	260	2,210,285	517,372	8,501 10	1,989 89	23.41

In addition to the 260 estates reported in the above table, 77 old estates which had been reopened for various reasons were finally closed in 1937.

OTHER ESTATES COMPLETED DURING 1937

TABLE XVII.—ESTATES RE-OPENED TO REALIZE AND DISTRIBUTE AFTER-ACQUIRED ASSETS

Province or City	Estate Originally closed	Subsequent Realization	Cost of Administration	Paid to Creditors
		\$ cts.	\$ cts.	\$ cts.
Nova Scotia.....	Dec. 18, 1931	101 00	101 00	Nil
Ontario.....	Feb. — 1922	4,250 00	893 31	3,356 69
Alberta.....	June 7, 1935	4,016 86	661 70	3,355 16
British Columbia.....	Aug. — 1935	9,481 89	485 35	8,996 54
Total.....		17,849 75	2,141 36	15,708 39

PART V

MISCELLANEOUS INFORMATION

TABLE XVIII.—APPLICATIONS OF DEBTORS FOR THEIR DISCHARGE FROM BANKRUPTCY DEALT WITH DURING 1937

Province or City	Pending at end of 1936	Discharges applied for	Granted unconditionally	Suspended						Bankruptcies annulled	Applications refused	Pending at end of 1937
				Three months	Six months	One year	Two years	Until 20% paid	Until 50% paid			
Nova Scotia.....		5	5									
New Brunswick.....												
Prince Edward Island.....	1	2	2								1	
Quebec.....	11	134	84	2	2	3	4	1	1	20		28
Montreal.....	32	212	114		14	19	32		7	6	1	51
Ontario.....	3	43	36	1		2	3		1			3
Toronto.....	1	18	17			1						1
Manitoba.....	2	4	6									
Saskatchewan.....		6	4	1							1	
Alberta.....	1	6	6									1
British Columbia.....	2	2	1									3
Total.....	53	432	275	4	16	25	39	1	9	26	3	87

TABLE XIX.—BANKRUPTCIES SETTLED BY PROPOSALS OF COMPOSITION, EXTENSION, OR SCHEME OF ARRANGEMENT

Nova Scotia.....	-
New Brunswick.....	1
Prince Edward Island.....	-
Quebec.....	31
Montreal.....	19
Ontario.....	3
Toronto.....	1
Manitoba.....	1
Saskatchewan.....	1
Alberta.....	1
British Columbia.....	-
Total.....	58

PART VI

THE FARMERS' CREDITORS ARRANGEMENT ACT, 1934

TABLE XX.—ANALYTICAL STATEMENT OF ASSETS AND LIABILITIES FOR ESTATES REPORTED DURING 1937

Province	Number of estates	Assets			Total assets	Average assets per estate	Liabilities		Total liabilities	Average liabilities per estate
		Land	Livestock	Machinery			Secured and preferred	Ordinary		
		\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.
Nova Scotia.....	0									
New Brunswick.....	3	13,500 00	1,933 00	1,977 20	17,410 20	5,803 40	16,596 44	11,380 33	27,976 77	9,325 59
Prince Edward Island.....	2	6,800 00	392 00	961 00	8,153 00	4,076 50	8,872 00	3,483 00	12,355 00	6,177 50
Quebec.....	39	135,210 00	17,476 80	19,493 00	172,179 80	4,414 87	191,022 30	78,006 25	269,028 55	6,898 17
Ontario.....	28	86,230 00	10,442 00	16,466 25	113,138 25	4,040 65	128,234 46	50,313 18	178,547 64	6,376 70
Manitoba.....	10	17,900 00	5,453 50	5,973 90	29,327 40	2,932 74	41,651 21	35,577 12	77,228 33	7,722 33
Saskatchewan.....	35	127,070 00	11,523 00	27,751 00	166,344 00	4,752 69	205,172 15	68,012 01	273,184 16	7,805 26
Alberta.....	4	13,540 00	1,779 00	4,872 00	20,191 00	5,047 75	27,728 97	4,258 80	31,987 77	7,996 94
British Columbia.....	1	750 00	355 00	740 00	1,845 00	1,845 00	422 80	2,698 95	3,121 75	3,121 75
Total.....	122	401,000 00	49,354 30	78,234 35	528,588 65	4,332 69	619,700 33	253,729 64	873,429 97	7,159 26

TABLE XXI.—ESTATES COMPLETELY ADMINISTERED DURING 1937

Province	Nova Scotia	New Brunswick	Prince Edward Island	Quebec	Ontario	Manitoba	Saskatchewan	Alberta	British Columbia	Total
Number of Estates	0	3	3	33	32	18	57	19	2	167
	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.	\$ cts.
Liabilities (as estimated by farmers).....		20,310 44	18,435 14	213,793 54	237,096 18	80,830 68	400,185 55	125,793 62	35,382 78	1,131,827 93
Assets (as estimated by farmers).....		6,105 00	13,429 00	138,093 92	121,162 35	41,944 68	239,388 85	61,277 10	19,695 00	641,095 90
TRUSTEE'S RECEIPTS										
Realization of assets.....		143 82	761 88	48,387 82	15,667 87	1,769 90	4,960 31	2,052 61	2,107 60	75,851 81
Advanced by Department to cover deficit.....		64 33	53 10	225 37	529 86	360 58	1,008 46	468 48	.....	2,710 18
Total Receipts.....		208 15	814 98	48,613 19	16,197 73	2,130 48	5,968 77	2,521 09	2,107 60	78,561 99
TRUSTEE'S DISBURSEMENTS										
Paid to creditors.....		98 42	371 63	42,727 93	13,347 26	1,346 08	2,896 51	1,734 52	1,767 99	64,290 34
Levy.....		49	1 86	236 96	70 27	7 70	15 27	18 95	8 87	360 37
Undistributed assets vested in Receiver General.....					5 96			20 46		26 42
Cost of administration (including trustee fee).....		109 24	441 49	5,648 30	2,774 24	776 70	3,056 99	747 16	330 74	13,884 86
Total Payments.....		208 15	814 98	48,613 19	16,197 73	2,130 48	5,968 77	2,521 09	2,107 60	78,561 99
Average Cost per Estate....		36 41	147 16	171 16	86 70	43 15	53 63	39 32	165 37	83 14
Percentage Cost Borne by Department.....		58.89%	12.03%	3.99%	19.10%	46.42%	32.99%	62.70%	19.52%

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