

that production and deposit; and thereupon the probate, administration, or confirmation shall, with respect to the personal property in Persia of the testator or intestate, have the like effect as if he had been resident in those dominions at his death, and probate or administration to his personal property there had been granted by the Consul-General.

(b.) Any person who, in reliance on an instrument purporting to be a probate, administration, or confirmation granted in England, Ireland, or Scotland, and to bear such a certificate of the Court as in this Article prescribed, makes or permits any payment or transfer, in good faith, shall be, by virtue of this Order, indemnified and protected in respect thereof, in Persia, notwithstanding anything affecting the validity of the probate, administration, or confirmation.

(c.) The following shall be the terms of the certificate of the Court in this Article prescribed (namely):—

This probate has [or these letters of administration have, or this confirmation has] been produced to this Court, and a copy thereof has been deposited with this Court.

212.—(1.) In a case of apparent intestacy, where the circumstances of the case appear to the Court so to require, for reasons recorded in the minutes, the Court may, if it thinks fit, of its own motion, or otherwise, grant administration to the Judge or an officer of the Court.

(2.) Any officer so appointed shall act under the direction of the Court, and shall be indemnified thereby.

(3.) A commission of 5 per cent., or such less amount as a Secretary of State directs, may be charged on an estate administered under this Article, and the amount thereof shall be calculated and applied as a Secretary of State directs.

(4.) All expenses incurred on behalf of the Court in the execution of this Article, and the said commission, shall be the first charge on the personal property of the deceased in the district of the Court; and the Court shall, by sale of part of that property or otherwise, provide for the discharge of those expenses and the payment of the said commission.

213. Where it appears to the Court that the value of the property or estate of a deceased British subject does not exceed £100, the Court may, without any probate or letters of administration, or other formal proceeding, pay thereout any debts or charges, and pay, remit, or deliver any surplus to such persons in such manner as a Secretary of State from time to time directs, and shall not be liable to any action, suit, or proceedings in respect of anything done under this Act.

IX.—APPEAL TO CONSUL-GENERAL.

1.—GENERAL PROVISIONS.

214. Where in a civil suit or proceeding a decision of a Provincial Court, sitting with or without Assessors—

(i.) Is given in respect of a sum of £50 or upwards; or

(ii.) Determines, directly or indirectly, a claim or question respecting money, goods, or other property, or any civil right or other matter of the amount or value of £50 or upwards: any party aggrieved by the decision may apply to the Court (in this Order referred to as the Court below) for leave to appeal to the Consul-General.

The applicant shall give security to the satisfaction of the Court below, to an amount not exceeding £100, for prosecution of the appeal, and for payment of all such costs as may be awarded to any respondent by the Consul-General.

He shall also pay into the Court below a sum estimated by that Court to be the amount of the expense of the making-up and transmission to the Consul-General of the record.

If security and payment are so given and made within fourteen days after application made, then and not otherwise the Court below shall (subject to the provisions of this Order) give leave to appeal.

In any other case the Court below may, if that Court think fit, give leave to appeal on like terms.

In any case the Consul-General may give leave to appeal on such terms as he thinks just.

215. After six months from the date of an order, application for leave to appeal against it shall not be entertained by the Court below.

After twelve months from the date of an order, application for leave to appeal against it shall not be entertained by the Consul-General.

216. Where leave to appeal is applied for by a person ordered to pay money, or do any other act, the Court below shall direct either that the decision to be appealed from be carried into execution, or that the execution thereof be suspended pending the appeal, as that Court thinks just.

If the Court directs the decision to be carried into execution, the person in whose favour it is given shall, before the execution of it, give security to the satisfaction of the Court for performance of such order as shall be made on appeal.

If the Court directs the execution of the decision to be suspended, the person against whom it is given shall, before an order for suspension is made, give security to the satisfaction of the Court for performance of such order as shall be made on appeal.

217. An appeal shall not lie from an order made without notice.

If any person thinks himself aggrieved by an order so made, he may apply to the Court below to vary or discharge it, and an appeal lies from the decision on that application.

218. An appeal from an order made at the hearing of a suit shall be made by petition.

Other appeals shall be made by motion.

2.—APPEALS BY PETITION.

219. In case of an appeal by petition, the appellant shall file his petition of appeal in the Court below within fourteen days after leave to appeal is given.

220. The petition shall contain an exposition of the appellant's case as supported by evidence already before the Court and by the record as it stands.

It shall set forth the grounds of appeal and the particulars in which the order appealed from is considered by the appellant to be erroneous or defective, and shall pray that the order may be reversed or varied, and that the Consul-General may make the particular order to which, on the record and evidence as it stands, the appellant conceives himself entitled, or such other order as the Court shall think just.

It may contain any matter by way of argument in support of the appeal.

The petition of appeal shall be served on such