

cumstances may allow, and upon notice to the parties and the Board, and the costs of such application are in the discretion of the judge.

(2) On the hearing of any appeal, the Court may draw all such inferences as are not inconsistent with the facts expressly found by the Board, and are necessary for determining the question of jurisdiction, or law, as the case may be, and shall certify its opinion to the Board, and the Board shall make an order in accordance with such opinion.

Court to
certify
opinion to
Board and
Board to
order accord-
ingly.

(3) The Court may fix the costs to be paid upon such appeals, and the rules and practice applicable to appeals from the Exchequer Court are applicable to appeals under this section. 1944-45, c. 28, s. 6.

Costs.
Rules and
practice.

PART III

20. Such officers, clerks and employees as may be necessary for the proper administration of this Act may be employed in the manner authorized by law. 1944-45, c. 28, s. 6.

Employment
of officers
clerks and
employees.

21. A civil servant who prior to or at the time of his appointment under this Act as a member of the Air Transport Board was or is a contributor under the provisions of the *Civil Service Superannuation Act* is eligible, notwithstanding the *Civil Service Superannuation Act*, to continue to be a contributor under the said Act; his service under this Act shall be counted as service in the Civil Service for the purpose of the *Civil Service Superannuation Act* and he, his widow and children, or other dependants, if any, are eligible to receive the respective allowances or gratuities provided by the said Act; and in the event of his being retired from his office or position under this Act for any reason other than that of misconduct, he is eligible to receive the same benefits under the *Civil Service Superannuation Act* as if his office or position had been abolished. 1944-45, c. 28, s. 6.

Civil
Service
Super-
annuation
rights
preserved.

22. All salaries mentioned herein and all expenses incurred under the provisions of this Act shall be paid out of such money as may be appropriated by Parliament therefor. 1944-45, c. 28, s. 6.

Salaries
and
expenses.