

At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on Tuesday the Twenty Eighth Day of May, 1765, in the Fifth Year of His Majesty's Reign, and there continued by several Prorogations until the Twenty Second Day of October, 1768, in the eighth year of His said Majesty's Reign; being the Seventh Session of the Fourth General Assembly convened in the said Province.

8 George III – Chapter 15 (Session 2)

An Act for altering, amending, and continuing an Act, made in the Sixth Year of His Majesty's Reign, intituled "An Act for prescribing the Forms of Writs and the Manner of Issuing the same."

Whereas the manner of making attachments upon personal chattels and effects, as directed by the Act for prescribing the forms of writs and the manner of issuing the same, has by experience been found inconvenient, and a great hindrance to the speedy recovery of just debts, be it enacted by the Lieutenant Governor, Council, and Assembly, that the Provost Marshal or his deputy, or any officer serving or executing any writ of attachment upon the goods, effects or personal estate of any debtor, shall by virtue of such Writ of Attachment, take and hold no more of the said goods, effects, or personal estate in his custody, than shall, upon appraisement by him to be caused to be made, amount to the value of the sum which shall be sworn to and indorsed upon said Writ; which said goods, effects or estate so attached, shall be falsely kept to answer the final judgment that shall or may be obtained in the said Action; and after such judgment obtained and execution issued thereon, such officer or officers shall levy the said execution upon the said goods, effects or personal estate, within thirty days after such judgment obtained, and shall sell the same at public auction, in order to satisfy the said execution, in manner as directed by an Act for prescribing the form of writs and the manner of issuing the same. Provided always, that in all cases where the Provost Marshal or his deputy shall, by virtue of any such writ, attach any such goods, chattels, or personal estate as aforesaid, it shall and may be in the power of the defendant to give good and responsible security, to the officer executing such Writ, to answer the value of such goods, chattels or effects, upon a final judgment; which officer is hereby directed to receive and accept of such security, and thereupon to deliver up to such defendant all such goods, chattels, and effects so attached at aforesaid.

II. And be it further enacted, that the Act made in the sixth year of the reign of His present Majesty, intituled An Act for prescribing the Forms of Writs and the Manner of issuing the same, with the several clauses therein contained, excepting the fifth section, shall be and continue, and the same, together with the alterations and amendments thereto made by this Act, is hereby continued in force for two years from and after the expiration of the said Act, and to the end of the then next session of the General Assembly.