

At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on Thursday the Sixth day of February, 1812, and continued by several Prorogations to Thursday the Fifth day of February 1818, in the Fifty-Eighth year of the Reign of our Sovereign Lord George the Third, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith &c. &c. being the Eighth Session of the Tenth General Assembly, convened in the said Province.

58 George III – Chapter 11

An Act for new Executions to be sued against Persons who shall hereafter be delivered out of Execution by privilege of either House of the General Assembly, and for discharge of them out of whose custody such persons shall be delivered.

For as much as heretofore doubt hath been made if any person, being arrested in execution, and by privilege of either of the houses of the general assembly of this province, set at liberty, whether the party at whose suit such execution was pursued, be forever after barred and disabled to sue forth a new writ of execution in that case; for the avoiding of all further doubts and trouble which in like cases may hereafter ensue:

I. Be it enacted by the lieutenant-governor, council and assembly, that from henceforth, the part at or by whose suit such writ of execution was pursued, his executors or administrators, after such time as the privilege of that session of the general assembly, in which such privilege shall be so granted, shall cease, may sue forth, and execute, a new writ or writs of execution, in such manner and form as by law he or they might have done if no such former execution had been taken forth or served. And that, from henceforth, no sheriff, bailiff, or other officer, from whose arrest or custody any such person so arrested in execution shall be delivered by any such privilege, shall be charged, or chargeable, with or by any action whatsoever, for delivering out of execution any such privileged person so as is aforesaid by such privilege set at liberty: any law, custom or privilege, heretofore, to the contrary notwithstanding.

II. Provided always, that this act, or any thing therein contained, shall not extend to the diminishing of any punishment, to be hereafter, by the censure, in either house of general assembly, inflicted upon any person who shall hereafter make, or procure to be made, any such arrest as is aforesaid.