

At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on Thursday, the Eighth day of January, 1824, in the Fourth year of the Reign of our Sovereign Lord George the Fourth, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith &c. &c. being the Fourth Session of the Twelfth General Assembly, convened in the said Province.

4 George IV – Chapter 7

An Act to restrain the issuing Writs of Attachment in certain Cases.

Be it enacted by the Lieutenant-Governor, Council and Assembly, that from and after the publication hereof, whenever an attachment shall issue against the goods, chattels or estate of any person or persons who may be jointly and severally bound for the payment of any sum of money to a greater amount than the sum sworn to and endorsed on the writ if such attachment shall be extended on the goods, chattels or estate, of any one or more of such debtors, to the amount sworn to and endorsed on such writ, no further attachment shall be made for such debt.

II. And be it further enacted, that it shall not be lawful to take, under and by virtue of any writ of attachment, execution, or other process (except for rent,) the grain, hay, potatoes, or other article growing in the ground, before the same shall be severed from the ground.

III. And be it further enacted, that hereafter no writ of attachment shall be issued in any case, except against absent or absconding debtors, and for the recovery of debts contracted prior to the passing of this act.

IV. And be it further enacted, that the sheriff, or his deputy, or other officer, to whom any writ of attachment shall be directed, shall not, on any pretence, take poundage for levying the same, on a greater amount than the appraised value of the property attached, and in no case shall such poundage be taken, on a greater sum, than that sworn to, and endorsed on such writ.

V. And be it further enacted, that this act shall be in full force and effect for five years from the publication thereof, and from thence to the end of the next session of the general assembly.