
ANNO. VICESIMO, OCTAVO, GEORGH III.
REGIS.

C A P. I.

An ACT for CONTINUING and AMENDING an Act, intituled, "An Act for laying an IMPOST."



I.

BE IT ENACTED, *by the Lieutenant-Governor, Council and Assembly*, That the Act made and passed in the last Session of the GENERAL ASSEMBLY of this Province, entitled, "An Act for laying an Impost," shall be and continue in full force; and the same is hereby declared to be continued and in full force, for and during the space of thirteen months, from and after the thirtieth day of

September next, and no longer.

The act for laying an Impost continued for thirteen months from the 30th Sept. next.

II. *Provided always, and be it further Enacted*, That it shall and may be lawful for the Treasurer of the Province, in case of sickness or necessary absence from the City and County of *Saint John*, to appoint a fit Person to act as his Deputy in the same City and County, for whose acts the said Treasurer shall be responsible; which Deputy shall have the same power and authority to act in every respect, as any Deputy of the said Treasurer in any other County in this Province can or may have, by virtue of this or of the said recited Act; any thing herein before contained to the contrary notwithstanding.

The Treasurer of the Province allowed to appoint a Deputy, in the City and County of Saint John, in case of sickness or necessary absence.

C A P. II.

An ACT in ADDITION to An Act, intituled, "An Act for RELIEF against ABSCONDING DEBTORS."

WHEREAS in the said Act for relief against absconding Debtors, there is no sufficient provision made for relief against Debtors who have departed from this Province, who have Estates or effects in the Province, and who may remain out of it to prevent their Creditors from recovering or getting hold of such estates or effects, therefore—

vid. p. 58.
Preamble

I. Be

The estates real and personal of every person and persons indebted in the sum of 40s. or upwards who have departed or may depart from the Province made subject to be seized and disposed of.

Instead of proof of absconding or concealment, the creditor or his Attorney applying for an attachment to make proof that such debtor departed from the Province after the debt was contracted, and has not resided within the Province for six months next preceeding such application.

No trustees to be appointed until six months after public notice.

I. *Be it enacted, by the Lieutenant Governor, Council and Assembly,* That the estates, goods, chatties and effects, real and personal, of all and every such person and persons indebted in the sum of *forty shillings* or upwards, who have departed, or may depart from this Province, may be subject and liable to be taken, seized, proceeded against, sold, conveyed and disposed of for the payment and satisfaction of their debts, as near as may be, in like manner as the estates and effects of other debtors in and by the above recited act are made subject and liable to; *Provided always,* that instead of the proof of absconding or concealment of such debtor or debtors, the creditor or creditors, or his or their attorney who shall apply for any attachment against the estate or effects of any person or persons, who have departed, or may depart from the Province, shall make proof by one or more witness or witnesses to the satisfaction of the Judge or Judges, to whom application for such attachment shall be made, that such debtor or debtors departed from the Province after the debt was contracted, and have or hath not resided within this Province for the term of six months next preceeding such application; and *also provided,* That in any such case no Trustees shall be appointed until the expiration of six months after such public notice as is required to be given by the before recited act.

Conf. pa. 193. 341.
394.

As to be in force as to the power of Judges until 1st February 1790.

And as to the power of trustees until a final settlement and distribution.

II. *And be it further enacted,* That this act shall continue and be of force as to the power of Judges to grant warrants of attachment pursuant hereto, and exercise the powers hereby given, until the first day of February, which will be in the year of our Lord, one thousand seven hundred and ninety; and from thence to the end of the then next Session of the GENERAL ASSEMBLY—but shall continue and be in force as to the power of every Court, Person and Trustees that shall be appointed by virtue of this act before its above-mentioned limitation, and have any duty or thing thereby enjoined or required to be done, until a full and final settlement and distribution shall be made by them and finished according to the true intent and meaning of this act.

C A P. III.

An ACT in ADDITION to an Act, intituled, "An Act for the better EXTINGUISHING FIRES that may happen within the City of *Saint John.*"

WHEREAS in and by an act made and passed in the twenty-sixth year of His Majesty KING GEORGE the THIRD

Preamble.

vid. pa. 102.