

wages such Mariner or Seaman is to have forso long a time as he shall ship himself for; and also shall express the voyage for which such Mariner or Seaman was shipped; any thing hereinbefore contained to the contrary notwithstanding.

VIII. *And be it further enacted*, That this Act shall continue and be in force until the thirty-first day of March, which will be in the year of our Lord one thousand eight hundred and twenty-nine, and no longer.

Limitation.

Amended to 1. April 1825 by 4 Geo. 4. c. 10

CAP. XIII.

An Act in further amendment of the Laws in force, for the support and relief of Confined Debtors.

Repealed by 18. 111 44. c. 30.

Passed the 7th of March, 1826.

Vid. 41. 53. c. 5

47. 53. c. 2

50. 53. c. 30

53. 53. c. 12

3. 54. c. 15

4. 54. c. 10

WHEREAS in the Acts in force for the support and relief of confined Debtors, no power is given to the Judge or Justice who may take the examination of the confined Debtor, on application for a weekly support, to order such confined Debtor to be brought up before him for the purpose of taking such examination,

Preamble.

I. Be it enacted by the Lieutenant-Governor, Council and Assembly, That in all cases, in which any Judge or Justice has power by the Laws in force for the support and relief of confined Debtors, to examine such confined Debtor as to the ability of such Debtor to support him or herself, it shall and may be lawful for such Judge or Justice, to make an order under his hand and seal, to the She-

Judge having power to examine confined Debtors may make an order to the Sheriff, or Gaoler, to bring such Debtor before him.

riff

Sheriff or Gaoler
not liable to an
Action for an es-
cape for bringing
up such Debtor.

riff or Gaoler in whose custody such confined Debtor may be, to bring up such confined Debtor before him for the purpose of such examination; and that such Sheriff or Gaoler shall not be liable to any action of escape, or other suit or information for, or on account of his obeying such order according to the true intent and meaning of this Law. *And whereas* by the Laws now in force, the examination of the confined Debtor, on application for a weekly support, must in all cases be made before the Judge or Justice from whom the notice of examination may have issued, which is sometimes inconvenient:

Examination may
be by the Judge
giving the notice
or any other
Judge of the
same Court.

II. *Be it further enacted*, That such examination may be taken either by the Judge or Justice from whom the notice of examination may have issued, or any other Judge or Justice of the same Court.

Provisions of the
several Acts in
force for relief
of confined Debt-
ors, extended to
Debtors who are
confined within
the limits of any
Gaol.

III. *And whereas*, doubts have arisen whether the several Acts of Assembly now in force for the relief and support of confined Debtors, extend to such Debtors as may have the benefit of the Gaol limits: *And whereas* it is expedient to extend the provisions of the said Acts to such Debtors as may be able to obtain security for the Gaol limits, but have no means of supporting themselves within such limits: *Be it therefore enacted and declared*, that the several Acts of Assembly now in force for the relief and support of confined Debtors shall extend and be construed to extend to Debtors who are confined within the limits of any Gaol, and who are utterly unable to provide

provide or procure their necessary support to such confinement, in the same manner as if confined within the walls of any Gaol, any Law, usage or practice to the contrary notwithstanding.

IV. *And be it further enacted*, That in addition to the oath now required to be taken by confined Debtors applying for support; such Debtors before they shall be entitled to support, shall swear that they have not since being served with process, or since they have had notice of the suit being commenced, made over, assigned, transferred or put out of their hands, power, or disposal, any property real or personal whatsoever, except so much as was actually necessary for their support and maintenance.

Additional Oath to be taken by confined Debtors.

V. *And be it further enacted*, That in case it shall be made to appear to the satisfaction of any Judge who may order support to be granted to any confined Debtor, or to any other Judge of the same Court or Judge of the Court out of which the process may issue upon which such Debtor shall be confined, after such support granted, that the said Debtor has means of procuring or providing his necessary support, whether from property possessed at the time, or subsequently obtained, or in some other sufficient way, that then and in either of such cases upon application made to him by the Creditor, his lawful Agent or Attorney; such Judge shall and he is hereby fully authorized and empowered by an order under his hand and seal, to suspend the payment of such support so granted, either for such stated period of time as

If it shall appear, after order for support made to any Judge of the Court from which Process issued upon which the Debtor is confined, that such Debtor has the means of procuring his support.

Such Judge may by order suspend the payment of the support.

If support suspended until further orders the Court at any future sitting may hear and determine the same.

Court not to direct the payment of any greater support than is now by Law authorized.

No order for suspending support to be made without notice to Debtor.

If Persons having liberty of Gaol limits may have heretofore received support, or been discharged for non payment thereof, or after twelve months confinement. All persons indemnified

to him may appear just and proper, or until further order is given in that behalf by such Judge or by the Court out of which the process shall have issued; *Provided always*, that in case the Judge shall direct the suspending or withholding support, until further order from the Court is given in that behalf; it shall and may be lawful for such Court at the next, or any future sitting, to hear and determine upon the same, and make such order as to such Court may appear fit and proper: *Provided* that such Court shall not direct the payment of any greater support than by the Laws now in force is authorized: And further provided, that no order shall be made for suspending the payment of support without due notice being given to the confined Debtor, of the application for that purpose being made, in order that such Debtor may attend if he think proper; and any Judge may order and direct the Sheriff or Gaoler to cause such Debtor to be brought before him for that purpose, in the same manner as directed in and by the first section of this Act.

VI. *And be it further enacted*, That in case any person having the liberty of the Gaol limits, may have heretofore received support and relief, or may have been discharged, in consequence of such support not having been duly paid, or after a twelve months confinement under the said Laws for the support and relief of confined Debtors, all Persons whatsoever shall be indemnified, and are hereby freed and discharged against and from all Suits, Actions, Prosecutions, Informations

Informations or Judgments whatsoever, that may be had, moved, prosecuted or adjudged against them, or any of them, for or by reason, or on account of such Person who may have had the liberty of the Gaol limits, having received such support and relief, or having been discharged as aforesaid.

CAP. XIV.

An Act in addition to and in amendment of the several Acts now in force, to provide for Sick and Disabled Seamen, not being paupers belonging to this Province.

Passed the 7th of March, 1826.

WHEREAS in and by the first Section of an Act of the General Assembly made and passed in the Sixtieth year of the Reign of His late Majesty, intituled "An Act to provide for sick and disabled Seamen, not being Paupers belonging to the Province, it is enacted, that every Ship or Vessel that shall arrive at any port or place within the Province, and shall be of the burthen of sixty tons or upwards, shall pay to the Treasurer of the Province or his deputy, at the port or place where such Ship or Vessel may arrive, the sum of one penny per ton, for every registered ton, such Ship or Vessel shall be rated at:"

60. G. S. C. 15.

Preamble.

And whereas the sum paid upon Vessels arriving at the Harbour of Saint John, and and out bays of the port of Saint John, within the Bay of Fundy has been found two small;

I. *Be it therefore enacted by the Lieutenant-Governor, Council and Assembly, That from and after the first day of April next, every Ship or Vessel that shall arrive at the said Harbour*