

5. Nothing in this Act, nor in the two several Acts to which it is an amendment, shall apply to Steamers registered in any Foreign country, nor to Steamers the property of Her Majesty.

CAP. XVI.

An Act to repeal an Act intituled *An Act to amend the Law for the relief of Insolvent Debtors.*

Section.

1. Act 21 V. c. 17, repealed; reservation.

Section.

2. Rights of Mortgagees protected.

Passed 13th April 1859.

BE it enacted by the Lieutenant Governor, Legislative Council, and Assembly,—

1. That an Act made and passed in the twenty first year of the Reign of Her present Majesty Queen Victoria, intituled *An Act to amend the Law for the relief of Insolvent Debtors*, be and the same is hereby repealed: Provided always, that all proceedings already commenced under the provisions of the said Act, shall be prosecuted and finally determined in all respects as if this Act had not been passed; and all proceedings had, acts done, and orders for discharge granted, or that may be had, done, or granted under the said Act, shall be as effectual to all intents and purposes as if the said Act had not been repealed.

2. It is hereby declared, that nothing in the Act hereby repealed, or any order of discharge given or that may be given thereunder, shall in any way or manner affect or impair, or be construed to affect or in any way or manner impair, the rights, legal or equitable, of any *bona fide* mortgagee.

CAP. XVII.

An Act to alter and amend the Law relating to Absconding and Insolvent Confined Debtors.

Section.

1. Administration of oath under s. 11, cap. 125, Rev. Stat.

Section.

2. Arrest not to deprive creditor of recourse against property.

Passed 13th April 1859.

WHEREAS by the Absconding and Concealed Debtors' Law, it is among other things enacted, that any Judge may appoint (G) three or more fit persons to be Trustees for all the Credi-

tors, who shall be sworn to the faithful discharge of their duty—the oath (H) to be endorsed on the appointment: And whereas doubts are entertained whether a Commissioner for taking affidavits to be read in the Supreme Court is authorized to administer such oath; and it is also necessary to amend the Insolvent Confined Debtors' Law;—

Be it therefore enacted by the Lieutenant Governor, Legislative Council, and Assembly,—

1. That the oath required of the Trustees by the eleventh Section of Chapter 125, of Title XXXIV, of the Revised Statutes, 'Of Absconding, Concealed, or Absent Debtors,' may be made by them before any Commissioner for taking affidavits to be read in the Supreme Court, who is hereby authorized and directed to administer the same, which shall be endorsed by him on the said appointment.

2. The arrest or confinement of any debtor mentioned in the eleventh Section of Chapter 124, Title XXXIV, of the Revised Statutes, under a *capias ad satisfaciendum*, or other final process, issued out of any Court in this Province, who may now or hereafter be in custody, shall not in any case be deemed a satisfaction of the debt so as to deprive a creditor who shall discharge his debtor from custody of the benefit of his judgment and execution thereon against the property of the debtor.

CAP. XVIII.

An Act to regulate the qualifications of Practitioners in Medicine and Surgery, and to provide a Medical Council of Health in the Province of New Brunswick.

Section

1. Short title.
2. Commencement of Act.
3. Medical Faculty established; officers; bye laws; votes.
4. Medical Council established.
5. Officers of Medical Council; bye laws.
6. *Pro tem.* Registrars.
7. Registrar, Secretary, and Treasurer, appointment of.
8. Application of moneys and penalties.
9. Duty of Registrar.
10. Form of Registers.
11. Who shall be entitled to be registered.
12. Registrar to be satisfied by proper evidence.
13. Register to be annually published; effect.

Section.

14. What College qualifications shall entitle to registration.
15. Erasure of name from Register for misconduct.
16. Registration to entitle to recover for services;
17. Proof of Registration necessary.
18. Exemption from serving on Juries, &c.
19. Non-registration to disqualify for certain employments.
20. Certain certificates by unregistered persons invalid.
21. Procuring registration under false pretences.
22. Falsely pretending to be a registered Practitioner.