

*Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1823.* Fredericton, NB: George K. Lugin, Printer to the King's Most Excellent Majesty, 1823.

4 George IV – Chapter 14

**An Act in amendment of an Act, for relief against absconding Debtors. Passed the 27th March, 1823.**

Whereas in and by the eighth Section of an Act passed in the twenty-sixth year of the Reign of His late Majesty King George the Third, intituled "An Act for relief against absconding Debtors," it is, amongst other provisions, enacted, as follows, viz. "That then and in either such case, it shall and may be lawful for the Judge or Judges, who issued the warrant of attachment, or the Judges of the same Court for the time being, or any one of them, and either of them, is hereby fully authorized and empowered to nominate and appoint three or more fit persons to be Trustees for all the Creditors of such absconding or concealed person or persons, which Trustees shall take an oath or affirmation, (in cases when by law an affirmation is allowed) well and truly to execute the trust by that appointment reposed in them, according to the best of their skill and understanding, which oath or affirmation, the Judge or Judges appointing the said Trustees, is, and are hereby required to administer": And whereas it has sometimes happened, that Trustees appointed by a Judge of the Supreme Court, to manage and settle the estate of an absconding Debtor, have been prevented from taking the oath or affirmation required by the said Act, well and truly to execute the trust reposed in them, in consequence of their remote residence from any Judge of the said Supreme Court, whereby great delay and in-convenience have arisen in the settlement of such estate: For remedy whereof,

I. Be it therefore enacted by the Lieutenant-Governor, Council, and Assembly, That on the appointment of any Trustee or Trustees, by a Judge or Judges of the said Supreme Court, under and by virtue of the provisions of the herein before recited Act, in any of the Counties in this Province, where no Judge of the said Supreme Court shall reside, it shall and may be lawful for any Judge or Judges of the Inferior Court of Common Pleas for such County, and he is, and they are hereby required to administer the oath or affirmation, to any Trustees so appointed by a Judge or Judges of the said Supreme Court, in manner and form as is directed in and by the said in part recited Act.