

Laws of His Majesty's Province of Upper Canada, passed in the year 1834. York: Robert Stanton, 1834.

4 William IV — Chapter 6

An Act to revive and extend the provisions of an Act passed in the tenth year of His late Majesty's Reign, entitled "An Act to authorise the detention of Debtors in certain cases." Passed 6th March, 1834.

Whereas an Act passed in the tenth year of His late Majesty's Reign, entitled "An Act to authorise the detention of Debtors in certain cases," has expired; And whereas it is expedient to revive, continue, and amend the same: Be it therefore enacted, by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, entitled, "*An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, entitled, 'An Act for making more effectual provision for the Government of the Province of Quebec in North America, and to make further provision for the Government of the said Province,*" and by the authority of the same, That the said Act be and the same is hereby revived and continued for four years from and after the passing of this Act, and from thence to the end of the then next ensuing Session of Parliament, and no longer.

II. And be it further enacted by the authority aforesaid, That it shall and may be lawful, and the Clerks of the several District Courts in this Province are hereby required, upon application by any Commissioner of His Majesty's Court of King's Bench, and upon payment of the usual fees by law established for the same, to furnish such Commissioner with such number of writs of Capias ad Respondendum as such Commissioner may so require.

III. And be it further enacted by the authority aforesaid, That it shall and may be lawful for such Commissioner to issue a Writ of Capias ad Respondendum in the same manner and with the like effect as the same may now be issued in His Majesty's Court of King's Bench by virtue of the ninth section of an Act passed in the second year of His late Majesty's reign entitled, "*An Act to repeal part of and amend the laws now in force respecting the practice of His Majesty's Court of King's Bench in this Province.*"

IV. And be it further enacted by the authority aforesaid, That no Commissioner shall issue any writ of Capias ad Respondendum in any case in which he shall be employed as Attorney for the person suing out such writ.