

ANNO QUINQUAGESIMO SEXTO

GEORGII III. REGIS.

CAP. CXXVI.

An Act to amend an Act of the Fifty-third Year of His present Majesty, for the Relief of Insolvent Debtors in *Ireland*. [1st *July* 1816.]

WHEREAS an Act passed in the Fifty-third Year of His present Majesty's Reign, intituled *An Act for the Relief of Insolvent Debtors in* Ireland, and it is expedient to amend the said Act, and to distinguish between the Cases of such Insolvent Debtors who shall have been guilty of gross Injustice towards their Creditors, and the Cases of those who shall not have so conducted themselves; be it therefore enacted and declared, by the King's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and after the passing of this Act, in every Notice directed by the said recited Act to be given by any Prisoner, to his or her Creditor or Creditors, such Prisoner shall declare that he or she is ready and willing to be fully examined touching the Justice of his or her Conduct to his or her Creditor or Creditors, and that the Court or Judge to whom any Prisoner shall apply under the said recited Act or any Act for amending the same to be discharged under the Provisions of the said Acts, shall examine each and every such Prisoner touching the Justice of the Conduct of such Prisoner towards his or her Creditor or Creditors; and if it shall appear to the said Court or Judge upon the Examination of any Prisoner, or otherwise, that such Prisoner has acted with gross Injustice towards his or her Creditor or Creditors, either in contracting any Debts, or entering into any Engagements, without any fair Prospect or probable Means of paying such Debts, or fulfilling such Engagements, or by squandering

Prisoner to give Notice that he is willing to be examined touching the Justice of his Conduct.

In case Prisoner has acted with gross Injustice, &c. he shall not be entitled to his Discharge,

unleſs the whole of the Creditors conſent.

dering or otherwiſe unjuſtly diſpoſing of his or her Monies, Effects, or other Property, which he or ſhe might have applied in paying ſuch Debts or fulfilling ſuch Engagements, either wholly or in Part, ſuch Priſoner ſhall not be entitled to his or her Diſcharge by virtue of the ſaid recited Act, or of any Act for amending the ſame, unleſs the whole of the Creditors of ſuch Priſoner ſhall conſent to his or her Diſcharge, or ſuch Priſoner ſhall have been confined within the Walls of any Priſon for the Space of Five Years, to be computed from the Time when ſuch Priſoner ſhall have applied for his or her Diſcharge.

Not to repeal former Acts.

II. Provided always, and be it enacted, That nothing in this Act contained ſhall extend to alter or repeal any of the Powers or Proviſions of the ſaid recited Act, or of any Act to amend the ſame, further than any of the Powers or Proviſions in the ſaid Act or Acts are hereby expreſsly repealed or altered reſpectively.

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