ANNO QUINTO

GEORGII IV. REGIS.

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C A P. LXI.

An Act to amend certain Acts for the Relief of Insolvent Debtors in *England*. [17th *June* 1824.]

WHEREAS an Act passed in the First Year of His present Majesty's Reign, intituled *An Act for the Relief of Insolvent Debtors in* England, *to continue in force until the First Day of* June *One thousand eight hundred and twenty-five*; (1 G. 4. c. 119.) and a certain other Act passed in the Third Year of His Majesty's Reign, intituled *An Act to amend an Act of the First Year of His present Majesty, for the Relief of Insolvent Debtors in* England; (3 G. 4. c. 123.) and it is expedient to alter and amend the same: Be it therefore enacted 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 so much of the said Acts as gives any Power, Authority, or Jurisdiction, or enables the Court for Relief of Insolvent Debtors to give or delegate any Power, Authority, or Jurisdiction, to any Justices of the Peace at their General or General Quarter Sessions of the Peace, or at any Adjournment thereof, for any County, Riding, City, Cinque Port, Antient Town or Member, Division, Liberty, or Place, shall be, from and after the First Day of *September* One thousand eight hundred and twenty-four, repealed; except as to the Justices of the Peace at

So much of said Acts as gives Jurisdiction to Justices of Sessions repealed;

except as to Wales.

at their General or General Quarter Sessions of the Peace, or at some Adjournment thereof, for any County, City, Liberty, or Place in the Principality of *Wales*; and the same is hereby repealed accordingly, except as aforesaid.

Court for Relief of Insolvent Debtors may make Order to bring Prisoner to Court-house in Assize Town of County where such Prisoner is in Custody.

II. And be it further enacted, That where any Prisoner shall be in any County Gaol, or other Gaol or Prison in *England*, except in the Counties of *Middlesex* or *Surrey*, or in the City of *London*, or the Borough of *Southwark*, upon any Process whatsoever issuing out of His Majesty's Superior Courts in *Westminster Hall*, or out of any Court whatsoever in *England*, then and in such Case, upon Petition being made to the said Court for Relief of Insolvent Debtors by such Prisoner, in Manner directed by the said recited Acts or either of them, and upon such Schedule being delivered into the said Court as is required by the said recited Acts or either of them, it shall be lawful for the said Court, and the said Court is hereby authorized and required, on the Application of such Prisoner, to make a Rule or Order to cause such Prisoner to be brought to and to appear at the Court House or other Place in any Assize or other Town in the County, or County of a City or Town, where such Prisoner shall be imprisoned, on such Day and at such Time as shall be mentioned and specified in such Order, not being more than Four Calendar Months after the Date of such Order; and the Expence of conveying such Prisoner to any such Assize or other Town, in every Case where the Gaol in which such Prisoner shall be confined shall not be situate within such Assize or other Town, not exceeding One Shilling a Mile, shall be paid to the Keeper or Gaoler, or Officer who shall bring such Prisoner to such Assize or other Town, in obedience to such Rule or Order, out of the Estate or Effects of such Prisoner, if the same shall be sufficient to pay such Expence, and if not, then such Expence shall be paid by the Treasurer of the County, County of a City or Town, in which such Prisoner shall be imprisoned, as the same shall be directed or ordered by the Commissioner before whom such Prisoner shall be brought; and the Justices of the Peace of such County, County of a City or Town, are hereby empowered and required to order at their General or General Quarter Sessions next ensuing the Day mentioned in such Rule or Order, such Treasurer to pay the same; and the said Court shall cause like Notice of every such Petition and Schedule of such Prisoner, and of such Rule or Order of the Court for bringing such Prisoner to such Assize or other Town thereupon, as is required by the said first-mentioned Act, as to the Matter of Petitions heard before the Court.

Expence of conveying Prisoner to Assize Town paid to Keepers, &c. but not to exceed 1*s.* per Mile.

Notice to Creditors.

Commissioner to attend at such Court-house, and give such Relief or otherwise, as in Insolvent Court in London.

III. And be it further enacted, That on such Day so appointed by Order of the said Court for Relief of Insolvent Debtors, it shall be lawful for any One Commissioner of the said Court, and he is hereby authorized and required to attend at such Court House or other Place in such Assize or other Town, and to proceed on such Day, and from Day to Day if requisite, in hearing the Matter of the Petitions of any and every such Prisoner or Prisoners, who shall appear at or be brought to such Assize or other Town, and to pronounce any such Judgment, and to make all such Orders, and to give all such Direc-

tions, and to do all such other Matters and Things requisite for the discharging or remanding of any and every such Prisoner, and for the Assignment and Application of the Estate and Effects of every such Prisoner; and such Commissioner shall have such Power to discharge or remand any and every such Prisoner, and in all other respects to act and do with respect to any and every such Prisoner, and with respect to the Petition and Schedule of any and every such Prisoner, as the said Court for the Relief of Insolvent Debtors could or may do under or by virtue of the said recited Acts, or either of them; and all Judgments, Rules, Orders, Directions, Proceedings, Acts, Matters, and Things, for or relating to such Prisoner, Creditors and Assignees, done by such Commissioner, shall be as good, valid, and effectual to all Intents and Purposes, as if such Judgments, Rules, Orders, Directions, Proceedings, Acts, Matters, and Things had been done by the said Court for the Relief of Insolvent Debtors; and the same shall be made a Record of the Proceedings in such Court for the Relief of Insolvent Debtors, and shall be transmitted to such Court, signed by such Commissioner, to be a Record of the said Court, and to be kept as such among the Records thereof.

Power to discharge or remand.

All Acts, &c. to be of Record in Insolvent Court.

IV. And be it further enacted, That it shall be lawful for His Majesty to appoint one other Commissioner, being a Barrister at Law of Ten Years standing at least, in addition to those already appointed, and that Three of the said Commissioners shall from Time to Time severally make Circuits, and give their Attendance respectively at the several Assize or other Towns at which any Prisoner or Prisoners shall be ordered to appear in Manner aforesaid, so that the Circuits shall be Three Times in each Year, if requisite; and during the said Circuits, one of the said Commissioners shall be attendant and presiding in the said Court established by the first-mentioned Act; and the Time and Manner of making such Circuits, and the Officers necessary to attend the Commissioners making the same, shall be regulated in such Manner as shall be agreed on between the Commissioners of the said Court, with the Approbation of One of His Majesty's Principal Secretaries of State for the Time being; and it shall and may be lawful for the Lord High Treasurer, or Lords Commissioners of His Majesty's Treasury of the United Kingdom of *Great Britain* and *Ireland*, for the Time being, to direct that such Sum or Sums shall be paid as may appear fit and necessary for defraying the travelling Expences of such Commissioners and Officers in the Execution of their Duties under this Act or the said recited Acts, or either of them.

His Majesty to appoint an additional Commissioner.

Circuits to be made.

Travelling Expences to be paid by the Treasury.

V. And be it further enacted, That in every County, or County of a City or Town, the Clerk of the Peace of the County, or if the Court shall think fit, his sufficient Deputy, to be approved of by the said Court, shall attend on all such Occasions, with proper Officers, to preserve Order in the said Court House or other Place, and may act as Clerk to the Commissioner under this Act, to assist him in his Performance of his several Duties under this Act in such County, or County of a City or Town; and the said Clerk of the Peace, or his said Deputy, shall, in Consideration and Recompence of and for his said

Clerk of the Peace or his Deputy shall attend and act as Clerk to Commissioner.

Fee to him 5*s.* from each Prisoner.

said Trouble, be entitled to receive from every such Prisoner, in whose Case he shall so act, the Sum of Five Shillings and no more, the same to be in lieu of all Fees of every Nature and Kind for the Performance of the Duties under this Act; and such Fee shall be paid previous to the bringing up such Prisoner before such Chief or other Commissioner.

Notice of Attendance of Commissioner to be given in the London Gazette, &c.

VI. Provided always, and be it further enacted, That Notice of the Time and Place or Places of the Attendance of such Commissioner in each County, or County of a City or Town, shall be given in the *London Gazette*, and in some Public Journal or Newspaper published in each such County respectively, once in each of the Two Weeks immediately preceding the Time appointed for such Attendance.

When Commissioner does not attend on Day appointed, the Court shall stand adjourned to the next Day.

VII. And be it further enacted, That if on the Day appointed for the Arrival of such Commissioner, he shall not have arrived, or shall not attend at such Court House or other Place, then and in every such Case the Court shall be considered as adjourned to the ensuing Day, not being a *Sunday*; and if the ensuing Day should be a *Sunday*, then to the next Day, *Monday*, and so on from Day to Day, until the Arrival of the said Commissioner; and that all Persons summoned or bound, or having Occasion to attend the said Court, shall thereupon be bound to attend the same, according to every such Adjournment, in the same Manner in all respects as if such Commissioner had regularly sat, and so adjourned the same; and that such Commissioner who shall so arrive, shall proceed to sit and dispatch the Business of the said Court, in the same manner in all respects as if he had regularly sat, and had himself made such Adjournments of the said Court.

Non-attendance on Day appointed to be accounted for to Government.

VIII. Provided always, and be it enacted, That such Chief or other Commissioner, who shall not arrive at any such Assize or other Town on the Day so appointed by the said Court in that behalf as aforesaid, shall, without Delay, state in Writing the Reason or Cause which prevented him from arriving, and shall send the same forthwith by His Majesty's Post, subscribed by himself, to One of His Majesty's Principal Secretaries of State.

All Commissioners may be absent from the Court in London, &c. in certain Cases.

IX. And whereas it may sometimes be highly expedient that all the said Commissioners should be absent from *London*, *Westminster*, and *Middlesex*, in different Cities, Towns, and Places, at the same Time; be it therefore enacted, That on any particular Occasion, when the said Commissioners shall be of Opinion that it would be expedient that all the said Commissioners should be absent from *London*, *Westminster*, and *Middlesex*, in different Places at the same Time, it shall and may be lawful to and for such Chief and other Commissioners to state such Opinion, together with the Grounds and Reasons thereof, in Writing, to One of His Majesty's Principal Secretaries of State for the Time being, and thereupon, if such Secretary of State shall approve thereof, and the same shall be notified in Writing to such Chief and other Commissioners by such Secretary of State,

State, it shall and may be lawful to and for all the Commissioners to be absent from *London*, *Westminster*, and *Middlesex*, at the same Time, in such Places respectively as shall be so mentioned and allowed, and for that Purpose to adjourn the said Court for Relief of Insolvent Debtors, for such Time as shall be permitted in and by such Notification; any thing in the said recited Acts, or either of them, to the contrary notwithstanding.

Examiners to be appointed in Counties:

X. And be it further enacted, That the said Court, or the said Commissioner upon his Circuit, shall from Time to Time, as Occasion may require, appoint as many fit Persons as the said Court or he shall judge sufficient, to be Examiners for the Purposes of the said recited Acts and this Act, or any or either of them; and if it shall appear to the said Commissioner on his said Circuit to be expedient and proper that the Accounts of any Prisoner, and the Matters of the Schedule of such Prisoner, should be further investigated and examined, then it shall be lawful for such Commissioner to adjourn the Hearing of the Petition of such Prisoner, and at the Request of any One or more of the Creditors, to order and direct that some one of the Examiners so appointed shall examine into the Matters of the said Schedule, and certify his Opinion thereon, as directed by such Commissioner, of which all Parties interested shall take Notice; and that such Examiner shall and may receive for his Trouble the Sum of One Pound, and no more, for every Meeting under such Order, to be paid by the Person or Persons requiring the same.

Their Fee to be 1*l.* for every Meeting.

Schedules and Books to be lodged with the Clerk of the Peace;

XI. And be it further enacted, That where an Order has issued for the Hearing of the Matter of the Petition and Schedule of any Prisoner, at an Assize or other Town, such Prisoner shall cause the Duplicate of such Petition and Schedule, and all Books, Papers, and Writings relating thereto, in his or her Possession or Power, to be lodged with the Clerk of the Peace of the County, or his said Deputy, where he or she shall be in Custody, within Ten Days after such Order issued, or on such earlier Day as shall be named in such Order, and such Prisoner shall be subject to such Order as the Court shall make to enforce Compliance with the Directions of this Act in this Behalf; and that the said Clerk of the Peace or his said Deputy shall, on the reasonable Request of such Prisoner, or of any Creditor or Creditors of such Prisoner, or his or her Attorney, produce and shew to such Prisoner, Creditor or Creditors, or his, her, or their Attorney, such Petition and Schedule, and Books, Papers, and Writings of such Prisoner, and permit him, her, or them to inspect and examine the same, and may and shall receive the Fee of One Shilling from each and every Creditor, or his, her, or their Attorney, at each Time of his, her, or their so requesting and having the Production thereof, or any of them; and that such Clerk of the Peace, or his said Deputy, shall provide for any such Creditor or Creditors, or his, her, or their Attorney, requesting the same, a Copy or Copies of such Petition or Schedule, or such Part thereof as shall be so required; and that such Clerk of the Peace, or his said Deputy, shall be entitled to receive Four-pence for every Sheet so copied containing Seventy-two Words, and no more, unless the same shall be the last or only Sheet,

who shall produce them to Creditors:

His Fee.

in which Case he shall be entitled to Four-pence for such last or only Sheet, although it does not contain Seventy-two Words; and that every such Prisoner shall cause the said Duplicate of his Schedule, and his said Books, Writings, and Papers, to be brought to and be produced at his Hearing.

Insolvent Acts to extend only to Prisoners within the Walls; and not to Prisoners removed by Habeas Corpus.

XII. And be it further enacted, That the said recited Acts, or either of them, shall not extend to any Person in actual Custody, who shall not be at the Time of filing his Petition, and during all the Proceedings thereon, in actual Custody within the Walls of the Prison, and not within any Rules or Liberties thereof; nor to any Prisoner who, after his Commitment to any Prison in any County or Place where he or she had, at or lately before his or her Arrest, his or her usual Place of Abode, other than in *Middlesex*, *Surrey*, *London*, or *Southwark*, aforesaid, shall cause himself to be removed by any Writ of *Habeas Corpus*, or otherwise, from such respective Prison to any other Prison.

Power to Court, at the Request of Creditors, to remove Prisoners from the Prisons in London, Middlesex, or Surrey, if their usual Residence is elsewhere.

XIII. And be it further enacted, That where it shall appear to the Satisfaction of the said Court or Commissioner, that any Prisoner arrested within the Counties of *Middlesex* or *Surrey*, or the City of *London*, or Borough of *Southwark*, had, at or lately before such Arrest, his or her usual Place of Abode in some County or Place other than the said Counties of *Middlesex* or *Surrey*, or the City of *London*, or the Borough of *Southwark*, and hath been arrested in the said Counties of *Middlesex* or *Surrey*, or the City of *London*, or Borough of *Southwark*; or where any Prisoner, having been arrested in any County or Place other than *Middlesex*, *Surrey*, or the City of *London*, or Borough of *Southwark*, shall be rendered in Discharge of his Bail; it shall and may be lawful for the said Court or Commissioner, upon the Request and at the Expence of any of his or her Creditor or Creditors, to order, in any of such Cases, such Prisoner to be taken to the Gaol of the County or Place where such Prisoner had, at or lately before such Arrest or Render, his or her usual Place of Abode, and to be brought for Hearing and Examination to the Assize or other Town of the County, or County of the City or Town, to the Gaol whereof he shall have been so removed; and such Expence incurred by such Creditor or Creditors shall be repaid to him or them by the Assignee or Assignees of such Prisoner, out of the Estate, Effects, and Property of such Prisoner, before any Dividend shall be made thereof.

Filing Petition to be an Act of Bankruptcy.

XIV. And be it further enacted, That the filing of the Petition of every Person in actual Custody, who shall be subject to the several Statutes concerning Bankrupts, or any of them, and who shall apply by Petition to the said Court for his or her Discharge from Confinement, according to the Provisions of the said recited Acts or this Act, or any or either of them, shall be accounted and adjudged an Act of Bankruptcy from the Time of filing his said Petition: Provided always, that no Commission of Bankrupt shall issue against such Person upon such Act of Bankruptcy, after the said Court or Commissioner shall have ordered such Prisoner to be discharged

No Commission of Bankrupt shall issue against

forthwith, or at any future Period, or not to be discharged until a certain Period, according to the Provisions of the said recited Acts and this Act, or either of them. any Prisoner after Order to be discharged.

XV. And be it further enacted, That where the said Court or Commissioner shall, after the filing of any Prisoner's Petition, and before the said Court or Commissioner adjudge him entitled to his Discharge, appoint One or more Assignee or Assignees of the Estate and Effects of such Prisoner, and where the said Court or Commissioner shall appoint One or more Assignee or Assignees of a Prisoner of unsound Mind, every such Assignee or Assignees, as well as such Assignee or Assignees as have hitherto been in such Cases appointed by the said Court, shall, if the said Court or Commissioner shall so direct, cause Fourteen Days Notice to be given in the *London Gazette*, and such One or more Newspaper as the said Court or Commissioner shall order, of the Day on which, and Place where, a Dividend shall be made amongst the Creditors of such Prisoner, who shall prove their Debts before such Assignee or Assignees, unless such Prisoner, or his or her Assignee or Assignees, or any other Creditor of such Prisoner, shall object to any such Debt, in which Case the same shall be examined into by the said Court or Commissioner, in the Manner in the said first recited Act mentioned; and every such Prisoner shall be thenceforth discharged from the Debts of all such Creditors who shall accept any such Dividend, in the same Manner and to the same Extent as if the said Court or Commissioner had declared such Prisoner to be entitled to the Benefit of the Act, and to be discharged out of Custody forthwith, and no further or otherwise; and it shall be lawful for the said Court or Commissioner to make an Order accordingly, specifying the Debts from which such Prisoner shall be so discharged. Assignees appointed before Discharge of Insolvent to make Dividend; and also Assignees of a Lunatic. Notice of Dividend to be given. Acceptance of Dividend a Discharge.

XVI. And whereas an Act passed in the Third Year of the Reign of His present Majesty, intituled *An Act for preventing Frauds upon Creditors by secret Warrants of Attorney to confess Judgment:* And whereas it is expedient to extend the Provisions of such Act; be it therefore enacted, That the last-mentioned Act shall extend to the Provisional or other Assignee or Assignees of every Prisoner who shall, after the Expiration of Twenty-one Days next after his Execution of such Warrant of Attorney, or his giving of such *Cognovit Actionem* as therein mentioned, apply by Petition to the said Court for his or her Discharge from Confinement, according to the Provisions of the said recited Acts or either of them, as if the last-mentioned Act had been expressly herein enacted; and every such Warrant of Attorney, and Judgment and Execution thereon, and every such *Cognovit Actionem*, and any Judgment entered up thereon, and any Execution taken out on such Judgment, as are declared by the last-mentioned Act to be fraudulent and void against the Assignees under a Commission of Bankrupt, shall be deemed equally fraudulent and void against the Provisional or other Assignee or Assignees of such Prisoner; and such Provisional or other Assignee or Provisions of 3 G. 4. c. 39. extended to Assignees of Insolvent.

or Assignees shall be entitled to recover back and receive, for the Use of the Creditors of such Prisoner, all and every the Monies levied or Effects seized under or by virtue of any such Judgment or Execution.

Voluntary Preference fraudulent and void.

XVII. And be it further enacted, That if any Prisoner who shall file his Petition for his Discharge under the said recited Acts, or either of them, shall before or after his Imprisonment, being in insolvent Circumstances, voluntarily convey, assign, transfer, charge, deliver, or make over any Estate, Real or Personal, Security for Money, Bond, Bill, Note, Money, Property, Goods, or Effects whatsoever, to any Creditor or Creditors, every such Conveyance, Assignment, Transfer, Charge, Delivery, or making over, shall be deemed and is hereby declared to be fraudulent and void, as against the Assignee or Assignees of the Estate of the said Prisoner, appointed under the said Acts or either of them: Provided always, that no such Conveyance, Assignment, Transfer, Charge, Delivery, or making over, shall be so deemed fraudulent or void, unless made within Three Months before the filing of the said Petition, or with the View or Intention by the Party so conveying, assigning, transferring, charging, delivering, or making over, of filing a Petition for his or her Discharge under the said Acts or either of them.

Court may order such Part of Salary of Officers of Customs and Excise as the Commissioners thereof shall consent to, to be applied in Payment of such Officers Debts.

XVIII. And be it further enacted, That it shall be lawful for the said Court, or Chief or other Commissioner, to order such Portion of the Salary, Pay, Emoluments, or Pension of any Prisoner, being or having been an Officer or Clerk, or being or having been otherwise employed or engaged in the Service of His Majesty, in the Customs or Excise, as on Communication from the said Court or Commissioner to the Commissioners of the Customs or Excise, they may respectively consent to, in Writing, to be applied in Payment of the Debts of such Person, and for that Purpose to be paid to his Assignee or Assignees; and such Portion of the Salary, Pay, Emoluments, or Pension, as shall be specified in such Order and Consent, shall, upon the same being lodged with the Officer or Person appointed to pay or paying such Salary, Pay, Emoluments, or Pension, be paid to the Assignee or Assignees of such Prisoner, until the said Court shall make Order to the contrary.

Insolvent, entitled to Lease or Agreement for Lease, delivering up same to Assignees, shall not remain liable for Rent, &c.

Lessor may apply to Court.

XIX. And be it further enacted, That in all Cases in which a Person shall take the Benefit of the said Acts, or either of them, and such Person shall be entitled to any Lease or Agreement for a Lease, and his Assignee or Assignees shall accept the same and the Benefit thereupon, as Part of the Insolvent's Estate and Effects, the Insolvent shall not be or be deemed to be liable to pay the Rent accruing due after such Acceptance of the same as aforesaid; and after such Acceptance the Insolvent shall not be liable to be in any Manner sued in respect or by reason of any subsequent Non-observance or Non-performance of the Conditions, Covenants, or Agreements therein contained: Provided, that in all such Cases as aforesaid, it shall be lawful for the Lessor or Person agreeing to make such Lease, his Heirs, Executors, Administrators, or Assigns, if the Assignee or Assignees shall

shall decline, upon his or their being required so to do, to determine whether he or they will or will not accept such Lease or Agreement for a Lease, to apply to the said Court or Commissioner, praying that he or they may either so accept the same, or deliver up the Lease or Agreement for the Lease, and the Possession of the Premises demised or intended to be demised; and such Court or Commissioner shall thereupon make such Order as in all the Circumstances of the Case shall seem meet and just, and such Order shall be binding on all Parties.

Costs to opposing Creditors, on satisfactory Proof of Fraud on the Part of the Prisoner.

XX. And be it further enacted, That wherever any Creditor or Creditors opposing a Prisoner's Discharge, shall prove to the Satisfaction of the said Court or Commissioner, that such Prisoner, with Intent to conceal the State of his Affairs, or to defeat the Objects of the said recited Acts or this Act, or either of them, has destroyed, or otherwise wilfully prevented or purposely withheld the Production of any Books, Papers, or Writings relating to such of his Affairs as are subject to Investigation under the said Acts or either of them, or shall have kept or caused to be kept false Books, or made false Entries, or shall have wilfully and fraudulently altered or falsified any such Books, Papers, or Writings, or shall in any respect have been guilty of Fraud in discharging or concealing any Debt due to or from the said Prisoner, or shall have fraudulently made away with, charged, mortgaged, or concealed any Part of his or her Property, of what Kind soever, either before or after his or her said Imprisonment, for the Purpose of diminishing the Sum to be divided among his or her Creditors, or of giving an undue Preference to any of the said Creditors, the said Court shall order the Taxed Costs of the said Opposition to be paid to such opposing Creditor or Creditors, out of the Estate and Effects of such Prisoner, by his Assignee or Assignees, before any Dividend made thereof; and in all other Cases of Opposition to a Prisoner's Discharge being substantiated or effectual, it shall be lawful for the said Court, or Chief or other Commissioner, to make a like Order, if it shall to them or him seem fit.

One Commissioner to hear Matters out of Court on Summons.

XXI. And be it further enacted, That it shall be lawful for the Chief or any one Commissioner, to hear and determine out of Court, upon Summons to the proper Parties, all Matters and Things relating to any Prisoner or Person discharged by any Act for the Relief of Insolvent Debtors, or to his Estate, Property, and Effects, or his Assignee or Assignees thereof, except the Hearing, Re-hearing, or any Examination of any such Prisoner or Person discharged; and the Order made in any such Behalf by such Chief or other Commissioner shall be of as full Force and Effect to all Intents and Purposes as if the same had been made by the said Court, unless the same shall, upon Application to the said Court, at the next following Sitting thereof, be by the said Court altered or rescinded.

Court may order such Part of Salary or Pay of

XXII. And be it further enacted, That it shall be lawful for the said Court, or Chief or other Commissioner, to order such Portion of the Salary, Pay, Emoluments, or Pension of any Prisoner, being or having

Officers or Clerks in His Majesty's Service, &c. as the Chief Officer of the Department shall consent to, to be paid in Payment of the Debts of such Persons.

having been an Officer or Clerk, or being or having been otherwise employed or engaged in the Service of His Majesty in any Civil Office, or of the Court of Directors of the Honourable *East India* Company, or any other Department whatsoever, as the said Court or Chief or other Commissioner may order in Writing, and as upon Communication with the Chief Officer of the Department in which such Insolvent may be belonging at the Time, or in which he may have served, and to which such Chief Officer shall consent in Writing, to be applied in Payment of the Debts of such Person, and for that Purpose to be paid to his Assignee or Assignees; and such Portion of the Salary, Pay, Emoluments, or Pension, as shall be specified in such Order, shall, upon the same being lodged with the Officer or Person appointed to pay, or paying such Salary, Pay, Emoluments, or Pension, be paid to the Assignee or Assignees of such Prisoner, until the said Court shall make Order to the contrary.

Commencement and Continuance of Act.

XXIII. And be it further enacted, That this Act shall commence and take Effect upon and after the First Day of *September* One thousand eight hundred and twenty-four, and continue in force until the First Day of *June* One thousand eight hundred and twenty-five, and from thence until the End of the then next Session of Parliament.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1824.