

ANNO SEXTO

GEORGII IV. REGIS.

****

CAP. CXXI.

An Act to enable the Insolvent Debtors Court to dispense, until the End of the next Session of Parliament, with the Necessity of Prisoners residing within the Walls in certain Cases.

[5th *July* 1825.]

WHEREAS by an Act passed in the last Session of Parliament, intituled *An Act to amend certain Acts for the Relief of Insolvent Debtors in* England, it is among other Things enacted, that the Acts therein recited 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: And whereas, in consequence of the present crowded State of the King's Bench Prison, it is expedient to relax the said recited Provision for some Time, and the same Inconvenience may happen in the Fleet Prison; 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 it shall be lawful for the Court for the Relief of Insolvent Debtors, at any Time after any Petitioner, being a Prisoner within the Walls of either of the said Prisons, shall have obtained from the said Court an Order for hearing his Petition, to grant a Dispensation to such Petitioner, with the Provisions herein-before recited, if the said Court shall think fit; provided that

5 G. 4. c. 61.

Court may grant Dispensation to Petitioners as to Residence within the Walls, if such Residence be injurious to Health.

that no such Dispensation shall be granted to any Petitioner, unless the Court shall be satisfied, by the Affidavit of a Physician, Surgeon, or Apothecary, either that the Petitioner cannot continue to reside within the Walls without Injury to his Health, or that, for the Sake of the Health of the Prisoners in general, it is necessary that the Number of Prisoners within the Walls of such Prison should be reduced.

Prisoners going beyond the Rules of the Prison, deprived of the Benefit of the Insolvent Acts.

II. Provided always, and be it further enacted, That if any Prisoner having a Dispensation to reside without the Walls, and within the Rules and Liberties of either of the said Prisons, by virtue of this Act, shall without lawful Cause go beyond the Limits of the said Rules and Liberties, such Prisoner shall *ipso facto* be deprived of all Benefit of any of the Acts for the Relief of Insolvent Debtors.

Continuance of Act.

III. And be it further enacted, That this Act shall continue and be in force until the End of the next Session of Parliament.

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