

doing, he will pay the plaintiff his debt, interest and costs, and the sureties shall justify upon oath as to their sufficiency, if the plaintiff require it, and upon the security so offered being received and put in, the bail given to the Sheriff shall thereby be discharged.

IV. And be it enacted, That if judgment for a sum of or exceeding twenty pounds of lawful money of this Province exclusive of interest from the service of process and costs, be rendered against any defendant who shall so have been arrested and shall so have put in security as hereinbefore is provided, then such defendant shall be bound within thirty days from the rendering of such judgment, if the same remain then unsatisfied, to make and fyle in the office of the Prothonotary or Clerk of the Court a statement, under oath, making known of what property, real or personal, he is possessed, and where the same is situate, to the intent that the plaintiff may proceed and take the said property in execution, if he see fit, and also making known the names and addresses of all and every the creditors of such defendant, and the amount and nature (privileged, hypothecary or otherwise) of the claim or claims of every such creditor, and also a declaration that he is willing to abandon the property real and personal set forth in the said statement for the benefit of his creditors; and if the defendant neglect to fyle such statement as aforesaid, or if at any time within two years after the fying of such statement, the plaintiff in the suit shall establish, either by the examination of the defendant under oath or by other evidence, that when the statement was so fyled the defendant was proprietor of any chattels, effects, lands or tenements, of the value of ten pounds currency, wilfully omitted from the said statement, or that at any time between the institution of the plaintiff's action and the making of such statement on the part of the defendant, or within thirty days next preceding the institution of such action, the defendant secreted any part of his property with the intent of defrauding his creditors, or that the defendant has made any fraudulent mis-statement in respect of his creditors or their claims, or if the defendant fail to appear for the purpose of being examined in relation to such statement, at any time appointed for such examination by the Court or any Judge thereof, then the said Court, or in vacation any Judge thereof, shall order the defendant to be imprisoned in the Common Gaol of the District for such period not exceeding one year as such Court or Judge shall think reasonable, in punishment of the misconduct of which he or they shall adjudge such defendant to have been guilty; and if the defendant so ordered to be imprisoned shall not surrender himself or be surrendered for that purpose according to the requirements of the order in that be-

Defendant having given security under this Act, to make a certain declaration if judgment be given against him for £20 or upwards.

Consequences of default to make such declaration, or making it false &c.