

An Act to exempt the Tools or Implements of any Debtor's Trade or Calling, and the Wearing Apparel, the Bedding, and other Furniture necessary for the use of his Family, under the value of \$ from seizure and sale under Execution for Debt.

**W**HEREAS it is desirable to to make further exemptions by law, from seizure and sale under execution, of the necessary wearing apparel, food, fuel, furniture, bedding, and tools or implements of trade of debtors: Therefore Her Majesty, &c., enacts as follows:

5 I. The Act passed by the Legislature of the late Province of Upper Canada, in the eleventh year of the Reign of King George the Fourth, and intituled, *An Act for the relief of Indigent Debtors*, and the Ordinance passed by the Legislature of Lower Canada, in the second year of Her Majesty's Reign, and intituled, *An Ordinauce to exempt certain articles from seizure in*  
 10 *satisfaction of debts*, shall be and are hereby repealed except as hereinafter provided.

Act of U. C.  
 11 Geo. IV.,  
 chap. 4 and  
 Ord. of L. C.  
 2 Vic. (3)  
 chap. 28 re-  
 pealed.

15 II. And whereas it is provided, in the eighty-ninth section of the fifty-third chapter of the Acts passed in the Session held in the thirteenth and fourteenth years of Her Majesty's Reign, intituled, *An Act to amend and con-*  
 20 *solidate the severel Acts now in force regulating the practice of Division Courts in Upper Canada, and to extend the jurisdiction thereof*, That every Bailiff or Officer executing any process of execution issuing out of any Division Court in Upper Canada, against the goods and chattels of any person, may, by virtue thereof, seize and take any of the goods and chattels of such  
 25 person (excepting the wearing apparel and bedding of such person and his family, and the tools and implements of his trade to the value of five pounds, which shall to that extent be protected from such seizure); Be it enacted, that instead of the exemption from seizure of such apparel, bedding and tools of trade, to the value of five pounds, under the authority of the said last  
 30 cited Act, and instead of any exemptions from seizure under Acts or Ordinances in force in Lower Canada, the property to be hereafter exempt shall be that which is described in the next following section of this Act; Pro-  
 35 vided, nevertheless, that nothing in this Act contained shall be taken or construed so as to deprive any creditor of any remedy he now has at law, with regard to debts contracted when this Act shall come into force, or for the rent of immoveable property, and that those exemptions only which are provided in the Act last cited relative to Division Courts or in any Acts or Ordinances or laws now in force in Lower Canada, shall be continued and held to be in force for the benefit of Debtors, as respects the said debts  
 and rents.

The provisions  
 of this Act to  
 be substituted  
 for certain  
 provisions of  
 the Division  
 Court Act of  
 U. C. and of  
 certain Acts  
 in force in L.  
 C.

Provido.