

**BILL.**

**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, from seizure and sale under Execution for Debt.**

**W**HEREAS it is desirable to make further exemptions by law from seizure and sale under execution, of the necessary wearing apparel, food, fuel, furniture, bedding and tools of implements of trade of debtors: Be it therefore enacted, &c., That 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and intituled; *An Ordinance to exempt certain articles from seizure in satisfaction of debts*, shall be and are hereby repealed.

Preamble.  
Act of U. C. 11 G. 4. c. and Ordinance of L. C. 2 Vi. c. repealed.

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 consolidate the several 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 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 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; Provided 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 or rents due before this Act shall come into force, 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.

Part of Sec. 39 of c. 53 of 13 & 14 Vict. recited.

Exemptions in next section substituted for those in that Act, or Laws of L. C.

Proviso: as to debts contracted before the passing of this Act.

III. The following property shall be exempt from levy and sale, under any execution, and such articles thereof as are moveable, shall continue so exempt, while the family of such person or any of them may be removing from one place of residence to another.

What property shall be exempt from seizure in execution