

Penalties for
usury abolished.

II. And be it enacted, That no contract to be hereafter made in any part of this Province for the loan or forbearance of money or money's worth, at any rate of interest whatsoever, and no payment in pursuance of such contract shall make any party to such contract or payment liable to any loss, forfeiture, penalty, or proceedings, civil or criminal, for usury, any law or statute to the contrary notwithstanding. 5 10

Contracts and securities to be void for excess of interest above six per cent.

III. Provided always nevertheless, and be it enacted, That every such contract, and every security for the same shall be void so far, and so far only, as relates to any excess of interest thereby made payable above the rate of six pounds for the forbearance of one hundred pounds for a year, and the said rate of interest shall be allowed and recovered in all cases where it is the agreement of the parties that interest shall be paid. 15 20

Appropriation of payments.

IV. And be it enacted, That every payment of interest, exceeding the rate aforesaid, shall be taken to be in discharge of the principal money, or of interest at the rate aforesaid, any agreement to the contrary, or actual appropriation of the payment notwithstanding; and that so soon as the amount of the principal sum, with interest as last aforesaid, shall be repaid, the said principal sum, with all interest due thereon, shall be deemed to be paid and satisfied. 25 30

Voluntary payment of excessive interest lawful and irrevocable.

V. Provided always, and be it enacted, That when the said principal sum and interest at the rate aforesaid shall have been paid and satisfied, any further payment voluntarily made on account of any excess of interest 35