

Agent to respond to Judgment.

III. If Judgment shall pass for the Plaintiff, the Agent, whether the same Agent who was served with Process or any other, shall be bound to respond the same out of the Assets, Estate, and Effects of the Company, or Body Corporate therein, or which at any time afterwards may come into his hands or under his control, deducting his Costs and fair and legal Commission thereon, to be disclosed by the Agent on Oath, if thereto required.

Agent to be examined on Oath.

IV. After Judgment the Agent may be examined on Oath before the Court, or a Judge at Chambers, concerning the Estate, Assets, and Effects of the Company, or Corporate Body in his hands or under his control at the time of Judgment or at any time afterwards, and the Plaintiff and his Proof may be heard in explanation or contradiction, and such Order shall be therein made as to justice may appertain, which shall be enforced by Attachment, *Scire facias*, or Action of Debt, or on the Case against the Agent personally.

Plaintiff may Attach for Oath previous to Judgment.

V. If the Plaintiff shall desire Security previous to Judgment, he may, at the commencement of the Suit, or during its progress, make Oath to the Cause of Action, and proceed by Attachment against the Estate and Effects of the Company or Corporate Body, and by Summons to disclose against the Agents and Debtors of the Company or Corporate Body, or by either process, and by One or in Separate and Several Writs, and the Estate and Effects attached, and also the Credits and Effects in the hands or under the control of the Agents or Debtors at the time of Service, or at any time afterwards, shall be available to respond the Judgment to the amount of the Sum sworn to, and Costs, as in cases under the Absconding Debtor's Acts; but the Plaintiff may, nevertheless, proceed against the Agent after Judgment as before directed.

Act not to affect lien of Judgment, &c.

VI. Nothing in this Act contained shall prevent the Judgment from binding the Property of the Company or Body Corporate, or from being levied and enforced by Execution or otherwise, in such manner as may be conformable to Law in other cases.

This Act not to affect Act of 5th Wm. IV.

VII. Nothing in this Act shall abridge or affect the operation of an Act passed in the Fifth Year of the Reign of His late Majesty King William the Fourth, entitled, "An Act concerning Suits against Foreign Bodies, Politic or Corporate, and to repeal the Acts now in force."

## CAP. XI.

# An Act for Settling Titles to Land in the Island of Cape Breton.

(Passed the 28th day of March, A. D. 1850.)

**BE** it enacted by the Lieutenant-Governor, Council, and Assembly, as follows:

Laws, &c. of Cape Breton, from 1781 to 1820 declared to have been in force during such period.

1. All the Laws, Statutes, Ordinances, Customs, and Usages, which prevailed in the Island of Cape Breton, between the Year One Thousand Seven Hundred and Eighty-four, and the Year One Thousand Eight Hundred and Twenty, from the date when a Legislature was granted to the Island of Cape Breton, distinct from the Legislature of Nova Scotia, to the date of the annexation of the Island of Cape Breton to Nova-Scotia, are hereby declared to have been in full force and effect during such period, and all decisions thereunder and in conformity therewith, are declared legal, and shall be maintained for the Government of the Descent, Distribution, and Conveyance of Real and Personal Estate.