

retain in his hands the proportion herein above specified only of such amount, to abide the judgment of the Court, paying the remainder, whatever it may be, to the officer or person to whom it shall appertain.

Sum to await the order of the Court.

5 IV. Provided always, and be it enacted, That if within three months next after the expiration of the then current year, no notice be given to the Receiver General, or to the Treasurer of the Municipal Corporation, of any judgment or order by the Court, disposing of the amount retained by him in his hands pursuant to such Attachment, or directing him still further, for a given period to be fixed by the Court, not exceeding months from the date of such order, to retain the same in his hands to abide the judgment or order of the Court, it shall be lawful for him to pay over the amount to the officer or public functionary, to whom the amount so attached shall appertain or to his order.

If no order be made within a certain time the amount to be paid to the officer.

V. And be it enacted, That the several Courts of jurisdiction in Upper and Lower Canada, shall have power and authority to make and provide from time to time, as occasion may require, any rule or rules of practice they may respectively deem necessary and proper, for carrying the purposes and provisions of this Act into effect, and for regulating the proceedings in this behalf in their respective jurisdictions.

Courts to make rules of practice.

VI. Provided always, and be it enacted, That if the judgment against any such public officer or functionary, shall have been rendered after the passing of this Act, and at a period more than twelve months prior to the application for the attachment, then and in that case, the attachment so required shall be refused, or if granted shall be null and void.

Judgment not to be of more than a certain standing.

VII. And be it enacted, That nothing in this Act contained shall extend or be construed to extend to enable creditors to seize or attach pensions payable to militiamen or others, out of the consolidated revenue of this Province.

Pensions exempted from seizure.