

3. And be it further enacted by the authority aforesaid, that such extension of Gaol limits hereby established or authorised to be made, shall not in any manner affect or make void any of the securities already given for the enjoyment of the present Gaol limits, but the same shall continue in force and extend to the said newly assigned limits.

4. *And whereas* it is expedient to afford to Plaintiffs more effectual means of compelling Defendants to a just application of their effects, in satisfaction of their debts, than are now provided by law: Be it therefore further enacted by the authority aforesaid, That whenever the Plaintiff in any action shall have reason to believe that the Defendant, being a Debtor in execution, and admitted to the limits before or after the passing of this Act, hath the means at his disposal or within his control of satisfying the debt for which he is in execution, or a considerable portion thereof, it shall be competent to him to apply to the Court of King's Bench in Term, or to a Judge thereof in vacation, or to the District Court, or a Judge thereof in like manner, when such execution shall have issued from a District Court, shewing his grounds for such belief upon affidavit, and if upon the return of any summons or rule to shew cause that may thereupon issue, which summons or rule shall be served personally upon the Debtor, it shall appear to the satisfaction of the Court or Judge, that the Debtor has the means at his disposal or within his control of satisfying the debt, or a considerable portion thereof, or that he had such means at the time of the service upon him of any notice by the Plaintiff of an intended application under this Act, it shall be competent to such Court or Judge, upon a view of the facts disclosed, and upon a consideration of any other matters which such Court or Judge thereof may require to have stated upon affidavit, in relation to such application, either by way of answers by either party to such interrogatories as the other party may desire, or the Court may direct, to be filed, or otherwise to make an order or rule upon the Sheriff, directing him to apprehend the Defendant, and keep him in custody within the walls of the Gaol of his District, and such Defendant shall, when committed

B

upon such order, remain imprisoned in execution, in the same manner as if he had not before obtained the benefit of the limits.

5. Provided always, nevertheless, and be it further enacted by the authority aforesaid, That it shall, nevertheless, be competent to the Defendant, after he shall have been so imprisoned in close custody under this Act, to apply to the Court from which the Execution issued, or to a Judge thereof in vacation, for a Rule or Summons upon the Plaintiff, to shew cause why he should not be allowed the benefit of the Limits, upon giving the security required by law; which application shall be supported by affidavit, shewing that such Defendant has made or tendered just and reasonable satisfaction to the Plaintiff in respect to the grounds upon which he was taken from the Limits and committed to close custody; and that the Court, or Judge, upon the return of such rule or order served on the Plaintiff, or his Attorney, or otherwise, as under the circumstances such Court or Judge shall direct, or shall deem sufficient, may make a rule or order, allowing to the Defendant the benefit of the Limits, upon his giving the security required by law, if it shall appear reasonable and just so to do, under all the circumstances of the case.

6. Provided always, and be it further enacted by the authority aforesaid, That upon the occasion of such an application as last herein mentioned, the Court or Judge may require information upon affidavit, or by way of answers to interrogatories, in the same manner as herein directed in respect to any application to be made for depriving a Defendant of the benefit of the Limits: *And provided also*, that after such second admission, or any future admission of a Defendant to the limits under the authority of this Act, similar proceedings may be adopted by reason of any new facts discovered for again depriving the Defendant of the benefit of the Limits, or for again admitting him to the Limits, as the case may require.

7. And be it further enacted by the authority aforesaid, That when a Defendant in Execution, and upon the Limits, shall refuse or neglect upon demand made by the Plaintiff or his Attorney, either ver-