

**An Act to authorize the Creditors of Public Officers to attach by *Saisie Arrêt* after judgment, the Salaries and Emoluments of the said Officers.**

**W**HEREAS it is just and reasonable that the salaries and emoluments of Public Officers, Functionaries and Clerks paid out of the Public Moneys of the Province, should be liable to seizure after judgment for the payment of the duties of the said Public Officers, Functionaries, and Clerks; Therefore Her Majesty, &c., enacts as follows: Preamble.

I. From and after the date of the passing of this Act, any Creditor having obtained judgment in any of Her Majesty's Courts of Civil Jurisdiction in this Province, against any Public Officer, Functionary or Clerk in any of the Public Departments of this Province, or of the Legislature of this Province, whose salary or emoluments are paid out of the Public Moneys of this Province, shall be empowered to attach the salary or emoluments of such Public Officer, Functionary or Clerk, in the hands of the Receiver General of this Province, or of any other person charged with the payment of such salary or emoluments, in payment and satisfaction of the judgment obtained by the said Creditor against such Public Officer, Functionary or Clerk. Salaries of Public Officers to be seizable in satisfaction of judgments.

II. The attachment of such salary or emoluments shall only take place in cases in which the judgment obtained shall exceed in principal, interest and costs, the sum of ten pounds currency of this Province, and shall have been rendered for a debt contracted since the period at which such Officer, Functionary or Clerk shall have entered upon such office or employment. For what debts only such seizure shall be made.

III. In all such cases where the judgment obtained shall exceed in principal, interest, and costs, the said sum of ten pounds currency as aforesaid, it shall be lawful for the Creditor to seize the salary or emoluments of his debtor in the following proportions only, that is to say; when the salary or emoluments shall exceed seventy-five pounds, but shall not exceed one hundred and fifty pounds per annum, the creditor may seize to the amount of twenty per cent of every term or quarterly payment of the salary or emoluments of his debtor; when the salary or emoluments exceed one hundred and fifty pounds, but not two hundred and fifty pounds per annum, he may seize as aforesaid twenty-five per cent of each term or quarterly payment of salary or emoluments; when the salary exceeds two hundred and fifty pounds but does not exceed three hundred pounds, he may seize thirty per cent, in manner aforesaid; when the salary exceeds three hundred pounds but does not exceed four hundred pounds, he may seize thirty-five per cent, in manner aforesaid; when the salary exceeds four hundred pounds but does not exceed five hundred pounds he may seize forty per cent in manner aforesaid; when the salary exceeds five hundred, but does not exceed six hundred pounds, he may seize forty-five per cent in manner Such seizure to extend to a certain percentage only of the salary and emoluments of the debtor.