

lowance at any Time, the said Prisoner shall forthwith upon Application to the Court, or during the Interval of such Courts sitting, to any Two Justices of the said Court, be discharged by such Order as aforesaid; but in Case the said Prisoner shall refuse to take the said Oath, or having taken the same, shall be detected of Falſity therein, he, or ſhe, ſhall be preſently remanded,

*And* to prevent Perſons who may be charged in Execution from lying in Priſon, until they have ſpent their Subſtance wherewith they ſhould ſatisfy their Creditors, and afterwards taking the Benefit of this Act, where they have nothing left to deliver up to their Creditors; *it is hereby enacted*, that no Perſon charged or to be charged in Execution, excepting thoſe already in Goal, ſhall be allowed or permitted to exhibit a Petition to any of the Courts of Law in this Province, or to any of the ſaid Two Juſtices of ſuch Courts, from whence the Proceſs Iſſued as is before provided, unleſs ſuch Petition be exhibited, if before the Court, within *Ten Days* next after the firſt meeting of the ſaid Court which ſhall be next after ſuch Perſon ſhall be ſo charged in Execution, and if before the ſaid Two Juſtices within *Fourteen Days* next after ſuch Perſon ſhall be charged in Execution: *Provided always*, That tho' the Perſons of the Debtor or Debtors ſo diſcharged, ſhall never after be arreſted for the ſame Debt or Debts, yet notwithſtanding ſuch diſcharge the Judgment againſt him, or her, ſhall ſtand and remain in force, and Execution may be taken out thereon againſt his, or her Lands Tenements or Hereditaments, Goods and Chattels, (his, or her, Wearing Apparell, Bedding for him, or herſelf and Family, and neceſſary Tools for the uſe of his, or her, Trade or Occupation Excepted, in the ſame manner as if he, or ſhe, had never been taken in Execution) for the ſaid Debt.

*Provided alſo*, That if any Perſon who ſhall take ſuch Oath as aforesaid, before the ſaid Two Juſtices, or before the ſaid Court as aforesaid, ſhall upon any Indictment for Perjury, in any matter or Particular contained in the ſaid Oath, be convicted by his, or her own confeſſion, or by Verdict of Twelve Men, as he, or ſhe, may be by force of this Act, the Perſon, ſo convicted, ſhall ſuffer all the Pains and Forfeitures which by Law may be inflicted on any Perſon convicted of wilful Perjury, and ſhall be liable to be taken upon any Proceſs *De Nova*, and charged in Execution for the ſaid Debt, in the ſame manner as if he, or ſhe, had never been diſcharged or taken in Execution before, and ſhall never afterwards have the Benefit of this Act.

*Provided alſo*, That if the Effects ſo assigned, ſhall not extend to ſatisfy the whole Debts due to the Perſons at whole Suit he, or ſhe, was charged, and the Fees due to the ſaid Provost Marshall or Goaler, there ſhall be an abatement in Proportion; and ſuch Provost Marshall or Goaler ſhall come in as a Creditor, for what ſhall be then due to him for his Fees in Proportion with the Creditors at whole Suit he, or ſhe, was charged in Execution.