

as Notice shall be given, and Security entered into as aforesaid, Execution shall be stayed, but not otherwise.

VI. And whereas it will greatly contribute to the Advancement of the Trade and Fishery of Newfoundland, if such Effects as Persons becoming insolvent in the said Island of Newfoundland, and the Islands aforesaid, were possessed of or entitled unto, within the said Island, or on the Islands or Seas aforesaid, or on the Banks of Newfoundland, should be divided among their Creditors with more Equality than hath hitherto been practised; be it further enacted, That, as often as the Goods, Debts, and Credits of any Person shall be attached, and it shall be made appear to the Court out of which the Process of Attachment hath issued, that the Goods, Debts, and Credits so attached are not sufficient to pay Twenty Shillings in the Pound to all those who shall be Creditors by Reason of Debts contracted within the Island of Newfoundland, and on the Islands and Seas aforesaid, or on the Banks of Newfoundland, it shall be lawful for such Court to summon the Party whose Goods, Debts, and Credits are so attached, together with the Plaintiff or Plaintiffs who have sued out any Attachment, and also such Persons who are known to be Creditors as aforesaid of the Defendant, to appear in Court at a certain Day, and if upon a due Examination of the Defendant, and the said Creditors, it shall appear that he or she is insolvent, the Court shall declare him or her insolvent accordingly, and shall immediately proceed to take Order for discovering, collecting, and selling the Effects and Debts of such Person, and distributing the Produce thereof rateably amongst all the said Creditors of such Person so declared insolvent, or to authorize some Person or Persons, being a Creditor or Creditors, to perform the same, such Person or Persons first entering into a Recognizance in such Sum as the Court shall think fit, for the due Performance of his or their Duty therein; and that such Court shall from Time to Time make such Order therein as shall be deemed proper, for better discovering, collecting, and selling the Effects and Debts, and making a rateable Distribution thereof among the said Creditors.

When Goods are attached, if it shall appear that the Party is insolvent, the Court shall order his Effects to be collected and distributed.

VII. And