

No. 25.

4th Session, 6th Parliament, 24 Victoria, 1861.

BILL.

An Act to provide for the attachment of
Official Salaries, on Execution for Debt.

Received and read first time, Saturday, 23rd
March, 1861.

Second Reading, Tuesday, 2nd April, 1861.

Mr. McMICKEN.

QUEBEC:

PRINTED BY THOMPSON, HUNTER & CO.,
ST. URSULE STREET.

An Act to provide for the attachment of Official Salaries, on Execution for Debt.

FOR the better protection of Traders, Tradesmen and others, Her Majesty, &c., enacts as follows: Preamble.

I. From and after the passing of this Act it shall be the duty of the Receiver General of the Province for the time being, upon receiving a certificate from the Judge of any Court in Canada wherein proceedings for the recovery of debts are had, that execution has been issued against any Official serving in any of the Departments of the Government, or in anywise officially employed by the Government, or any Department thereof, whose salary exceeds *six hundred dollars per annum*, and which execution cannot be made, or upon which, "no goods" is returned, to forthwith notify the respective party or person through whom the salary of such official is paid, to withhold quarterly or monthly, according to the periodical term of payment to such official or employee, the fourth part of such salary payable to such official, subject to the order of the respective Judge of the Court in which Judgment was obtained or execution issued, until the said Judgment shall be fully satisfied.

Part of the salary of any official may be stopped in payment of any unsatisfied judgment.

II. It shall be the duty of the Judge as aforesaid, to state in such certificate, for the information of the Receiver General, the amount necessary for the satisfaction of such Judgment, and no greater amount shall by virtue of such Judgment or execution, be collected or withheld from the said official, than the said sum in such certificate named.

No greater amount than certified to be stopped.

III. No portion of any salary shall be withheld from any Official beyond the amount necessary to pay the sum stated in the said certificate.

Nor any further sum.