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No. 171.

2nd Session, 6th Parliament, 22 Victoria, 1859.

BILL.

An Act for the Relief of Insolvent Debtors in
Upper Canada.

Received and read, first time, Friday, 18th
March, 1859.

Second reading, Monday, 21st March, 1859.

MR. ROBINSON.

TORONTO

PRINTED BY JOHN LOVELL, YONGE STREET.

An Act for the Relief of Insolvent Debtors in Upper Canada.

WHEREAS, in consequence of the recent commercial crisis, many tradesmen and others in Upper Canada owing debts exceeding one hundred pounds, have become insolvent, and who have bona fide assigned, or are willing to bona fide assign, all their property whatsoever, real or personal, for the benefit of their creditors, and yet are unable to obtain a release from their debts, in order to commence afresh in their several pursuits; And whereas, by reason of the expiration of the Bankruptcy Act passed in the seventh year of Her Majesty's reign, and by reason of the Insolvency Act passed in the eighth year of Her Majesty's reign, not applying to Insolvents whose debts exceed one hundred pounds, no relief exists for tradesmen such as described; And whereas it is expedient to afford relief in the premises; Therefore Her Majesty, &c., enacts as follows:

Preamble.

I. All tradesmen and others, such as described in the preamble to this Act, may avail themselves of the benefit of the Act of this Province passed in the eighth year of Her Majesty's reign, and intituled "*An Act for the relief of Insolvent Debtors in Upper Canada, and for other purposes therein mentioned,*" on their taking the proceedings therein set forth for obtaining their discharge; and as to such traders and others, the order called the "Final Order" in the said last mentioned Act, shall, (in addition to its effects as set forth in the said Act,) operate as a discharge of all debts or liabilities, due or contracted up to the time of the presenting of the petition under the first section of the said last mentioned Act, in each case respectively, as fully and effectually as if such trader had obtained a certificate under the fifty-ninth section of the Act relating to Bankrupts.

Tradesmen, &c., owing over £100 may take the benefit of 8 V. c. 48.

Effect of "Final Order" in such cases.