

ANNO QUINQUAGESIMO SEXTO

VICTORIÆ REGINÆ.

No. XXXVII.

An Act to amend the "Small Debts Act," 10th Victoria No. 10, and the "Small Debts Recovery Act." [Assented to, 13th June, 1893.]

E it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :-

1. A Court of Petty Sessions, whenever it shall make an order Payment of or decision for the payment of money under the provisions of the Act judgment debt by tenth Victoria number ten, or any Act amending the same may direct instalments. tenth Victoria number ten, or any Act amending the same, may direct such money to be paid at such times and by such instalments as the said Court may think fit; and in any case in which payment by instalments shall have been ordered, execution may be had for the whole amount remaining due upon the judgment if default shall be made in the payment of any one such instalment.

2. In any order for the payment of money by a garnishee Payment by made under the provisions of the "Small Debts Recovery Act" or garnishee upon an application at any time made by him, the Court may direct such payment to be made at such times and by such instalments as the said Court may think fit, and if default be made in the payment of any one such instalment, execution may issue for so much of the amount then due by the garnishee as will satisfy the judgment debt remaining unpaid at the time of such default.

3. This Act may be cited as the "Debts Recovery Act, 1893." Short title.

By Authority : CHARLES POTTER, Government Printer, Sydney, 1893.

[3d.]

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I Certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

Legislative Assembly Chamber, Sydney, 12 June, 1893.

F. W. WEBB, Clerk of the Legislative Assembly.





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3. This Act may be cited as the "Debts Recovery Act, 1893." Short title.

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses. NINIAN MELVILLE,

Chairman of Committees of the Legislative Assembly.

In the name and on the behalf of Her Majesty I assent to this Act.

R. W. DUFF.

Government House, Sydney, 13th June, 1893.



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This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Legislative Assembly Chamber, Sydney, 31 May, 1893. F. W. WEBB, Clerk of the Legislative Assembly.

The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.

Legislative Council Chamber, Sydney, 12th June, 1893. } ADOLPHUS P. CLAPIN, Acting Clerk of the Parliaments.

New South Wales.



ANNO QUINQUAGESIMO SEXTO

VICTORIÆ REGINÆ.

No.

An Act to amend the "Small Debts Recovery-Act,"-45th Victoria No. 27,-so-as-to-provide-power-to-award-payment-of-Judgment-Debts by-Instalments Act," 10th Victoria No. 10, and the "Small Debts Recovery Act."

WHEREAS it is expedient to amend the "Small Debts Recovery Preamble. Act," forty-fifth Victoria number twenty-seven, so as to provide power to award payment of judgment debts by instalments : Be it therefore enacted by the Queen's Most Excellent Majesty, by 5 and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. When any attachment order is being made under the pro-Judgment debt may visions of the "Small Debts Recovery Act," or upon any application be paid by instal-10 at any time by the garnishee, it shall be within the discretion of the ments. Court adjudicating to provide by such order or to vary such order so as to provide for the payment of the amount of the judgment debt, or so much thereof as is to be satisfied by the order, by instalments to be paid by the garnishe at such periods as the Court may fix. 117-

Note. -The words to be omitted are ruled through ; those to be inserted are printed in black letter.

Small Debts Recovery.

1. A Court of Petty Sessions, whenever it shall make an order Payment of or decision for the payment of money under the provisions of the Act judgment debt tenth Victoria number ten, or any Act amending the same, may direct by instalments. such money to be paid at such times and by such instalments as the 5 said Court may think fit; and in any case in which payment by instalments shall have been ordered, execution may be had for the whole amount remaining due upon the judgment if default shall be made in the payment of any one such instalment.

2. In any order for the payment of money by a garnishee made Payment by 10 under the provisions of "The Small Debts Recovery Act" or upon an garnishees. application at any time made by him, the Court may direct such payment to be made at such times and by such instalments as the said Court may think fit, and if default be made in the payment of any one such instalment execution may issue for so much of the 15 amount then due by the garnishee as will satisfy the judgment debt remaining unpaid at the time of such default.

2. 3. This Act may be cited as the "Small Debts Recovery Act short title. Amending-Act-of 1893."

Sydney : Charles Potter, Government Printer .--- 1893.

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