

Such order to be registered.

making thereof, be entered with the Registrar General of the Island; and that it shall be lawful for the husband and any creditor or other person claiming under him to apply to the Court for the discharge thereof.

If husband, &c., seize property of the wife, he shall be liable to restore such property and double its value.

2. If the husband, or any creditor of or person claiming under the husband, shall seize or continue to hold any property of the wife after notice of any such order, he shall be liable at the suit of the wife (which she is hereby empowered to bring) to restore the specific property, and also for a sum equal to double the value of the property so seized or held after such notice as aforesaid.

During continuance of order of protection wife to be as a *feme sole*.

3. If any such order of protection be made the wife shall, during the continuance thereof, be and be deemed to have been during such desertion of her husband in the like position in all respects with regard to property and contracts, and suing and being sued as if she were a *feme sole*.

Passed in Council this second day of March, in the year of Our Lord one thousand eight hundred and sixty-three.

R. LECHMERE GUPPY,

Clerk of Council.

No. 5.—1863.

1st April.

AN ORDINANCE for the Protection of the Estates of Deceased persons.

(L. S.) ROB. W. KEATE.

BE it enacted by His Excellency the Governor, with the advice and consent of the Legislative Council, as follows:—

Administrator-General to be appointed.

1. It shall be lawful for the Governor in the name and on behalf of Her Majesty to appoint such person as he may see fit to be Administrator General of the

Estates of deceased persons; and any person so appointed from time to time to remove, and in case of the death or removal from office of any such person to appoint some other person in the place of the person so dying or removed from office.

2. Every person so appointed shall give security by bond to Her Majesty himself in the sum of one thousand pounds, with two sufficient sureties each in the sum of five hundred pounds, conditioned for the due accounting by such person for all moneys which shall come to his hands as such Administrator General.

Administrator-General to find security.

3. Every such Administrator General shall on or before the seventh day of each month deliver to the Receiver General a statement in writing to be signed by such Administrator General, showing all moneys received by him as such Administrator General during the next preceding calendar month, and distinguishing the particular estate in respect of which such moneys shall have been received, and shall at the same time pay to the Receiver General the amounts which shall appear by such statement to have been so received, after deducting the commission payable to the Administrator General on such moneys, and the amount of the funeral expenses and the costs of administration of the estate, and also of the debts, if any, paid by such Administrator General under the authority of this Ordinance, the particulars of which funeral expenses, costs of administration, and debts, shall be set forth in such statement; and the Receiver General shall keep and file such statement, and shall enter all moneys which shall be paid to him to the credit of an account to be kept in the books of the Colonial Treasury under the name of the person in respect of whose estate any such moneys shall be so paid.

Administrator-General to account monthly to the Receiver-General for moneys received by him; and shall, after having deducted commission, funeral expenses, debts, &c., pay over such moneys, and such moneys to be carried to the credit of an account to be opened by the Receiver-General.

4. The Administrator General shall on or before the last day of the month of January and of the month of July in each year deliver to the Registrar of the Supreme Civil Court a return in writing, to be made up to the thirtieth day of June and the thirty-first day of December then next preceding, showing under the head of each particular estate the particulars of all

Administrator-General to make a half-yearly return of all estates administered by him.

moneys and effects belonging to such estate received by or come to the hands of such Administrator General during the six calendar months ending on such thirtieth day of June and such thirty-first day of December respectively, and the dates at which and the persons from whom such moneys shall have been received, and the mode in which such effects not consisting of moneys shall have been disposed of, and showing also the particulars and dates of payment of all moneys belonging to such estate which shall have been paid by him to the Receiver General.

Commission of the Administrator-General to be at the rate of five per cent.

5. Every such Administrator General shall be entitled to have and retain for his own use a commission at the rate of five per centum on all the assets of any estate which shall be gotten in and received by such Administrator General.

Where a person shall die intestate or where the executors or next of kin shall refuse to execute the will, the Chief Justice may commit the administration of the estate to the Administrator-General.

6. Where any person, whether domiciled in this Island or not, who shall at the time of his death be possessed of or entitled to any personal estate in this Island, shall die intestate, or having made a will, and the executor or executors named in such will, shall renounce and disclaim the execution of such will, or being duly cited shall refuse or neglect to prove such will, and such person shall not leave any next of kin resident in this Island or shall leave such next of kin, but such next of kin shall renounce administration, or being cited shall not accept administration of the estate of such person, it shall be lawful for the Chief Justice, on the application of the Administrator General, to commit to such Administrator General the administration of the personal estate of such person in such manner, for such time and subject to such limitations, if any, as to the said Chief Justice may seem proper and expedient.

Funeral expenses and costs of administration to be paid out of the estate, as also debts not greater than ten pounds.

7. It shall be lawful for such Administrator General to pay out of the moneys belonging to the estate of any person the reasonable funeral expenses of such person, the costs of obtaining administration to such estate (such costs to be allowed by one of the Judges of the Supreme Civil Court), and any debt due by such estate not exceeding the sum of ten pounds.

8. It shall be lawful for the Supreme Civil Court in Equity, on the petition of the Administrator General, to make order for the administration of any estate, whereof administration shall have been granted to such Administrator General under this Ordinance, and to order that it be referred to a Judge of the said Court to take the accounts of the funeral and testamentary expenses and debts of the Testator or Intestate and of his personal estate, and for the application of the same in payment of the costs of suit of such Administrator General, to be taxed as between solicitor and client, and of the debts and legacies (if any) in a due course of administration, and to inquire and ascertain who are the persons entitled to the residue of such estate, and such proceedings shall be had on such order as if a Bill had been filed for the administration of such estate.

Supreme Court may order the administration of estates, and refer the accounts, debts &c. thereof to a judge of the Court.

9. Any Administrator General who shall be a solicitor, shall be entitled to his reasonable costs to be allowed by one of the Judges of the Supreme Civil Court, for services performed by him as solicitor in respect of any estate of which he shall be appointed administrator.

Administrator-General, if a solicitor, to be allowed costs.

Passed in Council this first day of April in the year of our Lord one thousand eight hundred and sixty-three.

R. LECHMERE GUPPY,
Clerk of Council.

No. 6.—1863.

1st April.

AN ORDINANCE for vesting all Estates and Property occupied by or for the Naval Service of the United Kingdom of Great Britain and Ireland in the Lord High Admiral, or the Commissioners for