

STATUTES

Made at WESTMINSTER, Anno Regni CAROLI II. Regis Angliæ,
&c. *tricesimo* and A. D. 1677.

CAP. VII.

An Act to enable Creditors to recover their Debts of the Executors and Administrators of Executors in their own Wrong.

Whereas the Executors and Administrators of such Persons who have possessed themselves of considerable personal Estates of other dead Persons, and converted the same to their own Use, have no Remedy by the Rules of the Common Law, as it now stands, to pay the Debts of those Persons whose Estate hath been so converted by their Testator or Intestate, which hath been found very mischievous, and many Creditors defeated of their just Debts, although their Debtors left behind them sufficient to satisfy the same, with a great Overplus:

*II. For Remedy whereof, Be it enacted by the King's **567** most excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons in this present Parliament assembled, and by the Authority thereof, That all and every the Executors and Administrators of any Person or Persons, who as Executor or Executors in his or their own Wrong, or Administrators, shall from and after the first Day of *August* next ensuing, waste or convert any Goods, Chattels, Estate or Assets of any Person deceased, to their own Use, shall be liable and chargeable in the same Manner as their Testator or Intestate would have been if they had been living. (2) This Act to continue in Force for three Years, and from thence to the End of the next Session of Parliament, and no longer. *Made perpetual and enlarged by 4 & 5 W. & M. c. 24, sect. 12.*

3 Mod. 113.

See the note to 4 & 5 W. & M. c. 24.