

No 10. THE LORDS found the decret just, and therefore repelled the reasons of suspension and reduction.

*Fol. Dic. v. 1. p. 479. Stair, v. 1. p. 96.*

\* \* \* The Court adhered to the judgments pronounced in the above cases, that interdiction has no effect as to moveables or personal execution.—20th June 1671, Crawford against Haliburton, No 78. p. 2741. *voce* COMPETITION; and 24th July 1678, Grierson against Tailzifer, No 4. p. 6298. *voce* IMBECILITY.

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No 11. 1666. July 27. — against BLANTYRE.

— having intented a reduction of an interdiction, upon that reason, That Blantyre was *rei sue providus*; and that the pursuer had lent him the money due to him when he was in England, and in necessity; and being a stranger and a creditor, he ought not to be prejudged by such a voluntary interdiction; being upon a bond granted by the debtor without a previous sentence, finding Blantyre to be *prodigus*, or such a person as should be interdicted;

THE LORDS thought the case of that consequence, that they would not decide upon a report, but ordained it to be debated *in præsentia*.

Reporter, Lord Castlehill.

*Dirleton, No 34. p. 14.*

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No 12. 1676. November 10. STEWART against HAY.

AN obligation, 'not to contract debt or dispone lands, without the consent of such and such persons,' and inhibition registered thereupon, was sustained, though not in the ordinary stile of interdiction, the person bound up being insufficient to manage his affairs, through levity and prodigality.

*Fol. Dic. v. 1. p. 478. Stair. Gosford.*

\* \* \* This case is No 5. p. 3092. *voce* CONSUETUDE.

\* \* \* Dirleton also reports this case :

LANDS being bought after interdiction, a reduction of the said interdiction was pursued at the instance of the buyer, upon these reasons, *imo*, That interdictions, by the common law, are only of *prodigi*, and interdictors are in effect given *curatores* to them; and, by our custom, albeit interdictions are granted *sine causæ cognitione*, upon bonds granted by persons interdicted, upon that consideration and narrative, that they are persons facile, and not fit to manage their estate, whereupon the judge presumes that they are such, and upon a