

THE 17TH SECTION<sup>1</sup> OF THE STATUTE OF  
FRAUDS.

29 Ch. II. c. iii. s. 17. (A. D. 1676.)

And be it further enacted : That no contract for the sale of any goods, wares and merchandises for the price of ten pounds sterling or upwards, shall be allowed to be good, except the buyer shall accept part of the goods so sold and actually receive the same or give something in earnest to bind the bargain or in part payment, or that some note or memorandum in writing of the said bargain be made and signed by the parties to be charged by such contract or their agents thereunto lawfully authorized.

[We make no apology for giving the profession in Manitoba the benefit of Mr. Justice Stephens' digest of the law upon this important section. It has appeared in the first number of *The Law Quarterly Review*, (Stevens & Sons, Lon. Eng.), a periodical with pretensions far in advance of the ordinary law journal.]

THE 17TH SECTION OF THE STATUTE OF  
FRAUDS REDRAWN,

SO AS TO SHOW THE EFFECT OF THE DECISIONS  
UPON IT FROM 1676 TO 1878.

ARTICLE I.

*Contract for Sale of Goods defined.*

The word 'goods' is hereinafter used in the sense stated in Article 3.

A sale of goods is the transfer of the property in goods for a price in money by the vendor to the purchaser<sup>2</sup>.

A contract for the sale of goods is a contract by which the vendor promises to transfer to the purchaser, and by

<sup>1</sup> 16th in the Statutes of the Realm and Revised Statutes.    <sup>2</sup> See Benj. I.