

Proviso ;
As to marriage
settlements
or contracts,
devise, &c.

VI. Provided always, and be it enacted, That nothing in this Act shall affect any trust created by any marriage settlement or otherwise, or prevent the effect of any stipulation in any such contract as aforesaid, made in contemplation of marriage, which shall not be immoral in its nature, but such contract shall not be varied after the marriage to the prejudice or advantage of either party, nor shall any conveyance of real property, or any gift or transfer of personal property not actually delivered at the time of such gift or transfer, by one party to the other during the marriage, be of any legal effect: Provided always, that each party may freely devise or bequeath to the other any property which, under the said contract and by law, he or she could bequeath or devise to any other party at pleasure. 5 10 15

Extent of Act.

VII. And be it enacted, That this Act shall apply only to Upper Canada.