

BILL.

An Act to amend the Registry Law of Upper
Canada.

WHEREAS by an Act passed in the ninth year of Her Majesty's Reign, intituled, "*An Act to consolidate and amend the Registry Laws of that part of this Province which was formerly Upper Canada,*" provision was made for the registration of judgments entered up in any suit or action, in any Court of Record in Upper Canada, and it was therein enacted, That "every such judgment shall affect and bind all the lands, tenements and hereditaments belonging to the party against whom such judgment is rendered, from the date of the recording of the same in the County wherein such lands, tenements or hereditaments lie, in like manner as the docketting of judgments in England affects and binds lands:" And whereas at the time of the passing of the aforesaid Act, the practice of docketting judgments had been discontinued in England, and whereas doubts have in consequence been entertained as to the effect of the aforesaid provision:—Be it therefore declared and enacted,

Preamble.

9 Vict. c. 34,
cited.

That the true intent and meaning of the aforesaid provision is, that any judgment duly certified and registered as therein provided, shall affect and bind the lands, tenements and hereditaments therein specified, in like manner as a judgment of any of Her Majesty's Superior Courts at Westminster when duly docketted would have bound lands before the practice of docketting judgments had been discontinued in England.

Meaning of the
above Act
declared.

II. And be it enacted, That a judgment to be entered up against any person in any Court of Record in Upper Canada, after the 1st day of January, 1851, shall operate as a charge, so soon as a certificate of such judgment shall have been duly registered, upon all lands, tenements and hereditaments situate within the County where such certificate shall have been registered as aforesaid, of or to which such person shall at the time of entering up such judgment or at any time afterwards be seized, possessed or entitled, for any estate or interest whatever at Law or in Equity, whether in possession, reversion, remainder or expectancy, or over which such person shall at the time of entering up such judgment, or at any time afterwards have any disposing power, which he might without the assent of any other person exercise for his own benefit,

How registered judgments shall affect lands, &c.