

18. No general, legal or tacit hypothec created by or arising out of judgment rendered, or any instrument or document executed or any appointment made, or any act or thing done, happening or registered after *this Act comes into force*, in any of the cases in which alone such hypothec is allowed by the twenty-ninth section of the Registration ordinance aforesaid,— shall bind or affect any real property, unless and until a notice has been filed in the office of the Registrar of the County or Registration division in which such property lies, specifying and sufficiently describing such property, and stating it to be then in the possession of the party against whom such hypothec is registered, as his property :

General hypothec not binding until notice given of the special property affected.

2. Such notice may be filed either at or after the registering of such legal or tacit hypothec, and may be in the form in the Schedule to this Act, or in any other form to like effect, and may be given by the party in whose favour the hypothec exists, or his attorney or legal representative, or if such party be the Crown then by any person holding office under the Crown,— or if such party be a married woman or a minor or interdicted then by the husband, curator, tutor or subrogate-tutor of each party, or in their default by any relation or friend of such party ;

By whom notice may be given and in what form.

3. Any notice so filed shall be registered at length in a Book to be kept for the purpose by the Registrar, and the volume and page, in or on which it is so registered, shall be referred to in the margin of the original registration of the hypothec ;

Registering notice.

4. In any such notice, if the instrument or document, under which the hypothec arises, is registered in the same County or registration Division, or is registered at the same time when the notice is given, it shall be sufficient to refer distinctly to it, in any way by which it can be clearly identified, without reciting it at length ;

Reference to the instrument creating the hypothec.

5. The special hypothec upon the property mentioned in any such notice, shall not, in any case, subsist or take rank as subsisting, before the filing of the notice in the office of the proper Registrar,—and if it be upon the real estate of a married man for securing the restitution and payment of any dotal sum of money, claim or demand which the wife has upon her husband, it shall not, by reason of such notice, subsist at or be accounted from any earlier period than is provided in such case by the twenty-ninth section of the Registration Ordinance, fourth Victoria, chapter thirty.

From what time the special hypothec shall date.

19. The registration of any privilege or hypothec may be renewed at any time, and from time to time, by filing with the Registrar, in whose County or Registration the property charged with such hypothec is situate, a notice, in the form of the Schedule C, to this Act or to the like effect, and such notice

Renewing Registration : Notice.