
Bill for making public privileges
and mortgages, and for the secu-
rity of creditors and of purcha-
sers of real property.

Preamble.

WHEREAS the existing Laws do not provide sufficiently for the publicity of Privileges and Mortgages, whereby Purchasers of real property and Creditors are exposed to ruinous frauds, for which it is right and necessary to provide a remedy for the future: Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of *Lower-Canada*, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of *Great Britain*, intituled, *An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, 'An Act for making more effectual provision for the Government of the Province of Quebec, in North America,' and for making further provision for the Government of the said Province*: And it is hereby enacted by the authority aforesaid, that it shall and may be lawful to and for the Governor, Lieutenant Governor, or Person administering the Government of this Province for the time being, to establish and appoint in and for each of the Circles hereinafter mentioned, one Registrar of Mortgages, whose functions and powers shall be limited to the extent of the Circle for which he shall have been established and appointed.

The Governor may appoint a Registrar of Mortgages in each of the Circles herein after mentioned. Functions and powers of such Registrar to be limited to the extent of the Circle for which he is appointed.

Formalities to be observed by Registrars of Mortgages, before exercising any function of Office.

II. And be it further enacted by the authority aforesaid, that no Registrar of Mortgages so established and appointed, shall exercise any function of his Office, without having previously proved his capacity and good moral character, and taken the oath of office before one of the Justices of the Court of King's Bench, or the Provincial Judge for the District in which the Circle for which he shall be appointed and constituted is situated, nor without having obtained from such Judge his Certificate that such Registrar of Mortgages has made proof of his capacity and good moral character and the oath of office.

Registrars to keep two Registers, the leaves of which shall be numbered and para-

III. And be it further enacted by the authority aforesaid, that every of the said Registrars shall keep two Registers, the leaves of which shall be numbered throughout and *paraphé* by a Justice of the Court of King's Bench or Pro-