

No. 90.

2nd Session, 7th Parliament, 26 Victoria, 1863.

BILL.

An Act to amend the law relating to Crown debtors.

Received and Read, 1st time, Wednesday, 4th March, 1863.

Second Reading, Monday, 9th March, 1863.

Hon. Mr. CAMERON.

QUEBEC:

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An Act to amend the law of Upper Canada relating to Crown Debtors.

WHEREAS by law in Upper Canada, the property, real and personal, of any person entering into any bond or covenant, or being indebted to the Crown, is bound by such bond or covenant from the date thereof, and from the incurring of such debt; and whereas it is desirable that such bonds, covenants and debts made or due by a subject to the Crown should be placed on the same footing as if they were made or due from a subject to a subject;

Preamble.

Therefore, Her Majesty, etc., enacts as follows :

1. No bond, covenant, or other security, made or hereafter to be made or entered into by any person to Her Majesty, her heirs or successors, or to any person on behalf of or in trust for Her Majesty, her heirs or successors, shall bind the real or personal property of such person so making or entering into such bond, covenant or other security, to any further, other, or greater extent than if such bond, covenant, or other security had been made or entered into between subject and subject of Her Majesty.

Bonds, etc., to the Crown shall not bind the property of the debtor to any greater extent than bonds, etc., of subject to subject.

2. The real or personal property of any debtor to Her Majesty, her heirs or successors, or to any person in trust for or on behalf of Her Majesty, her heirs or successors, shall be bound only to the same extent and in the same manner as the real or personal property of any debtor, where a debt is due from subject to subject of Her Majesty.

The property of Crown debtors to be bound only to the like extent as that of other debtors. Cap. 5 of Con. Stat., U. C., repealed.

3. The statute chapter five of the Consolidated Statutes of Upper Canada, shall be and the same is hereby repealed.