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No. 98.

4th Session, 6th Parliament, 24 Victoria, 1861

BILL.

An Act respecting acts of Agency done
after the death of the Principal.

Received and read, 1st time, Tuesday 9th
April, 1861.

Second Reading, Wednesday 10th April,
1861.

MR. WILSON.

QUEBEC:

PRINTED BY THOMPSON, HUNTER & CO.,
ST. URSULE STREET.

An Act respecting acts of Agency done after the death of the Principal.

WHEREAS, great injustice is often sustained by Powers and Agencies terminating with the death of the grantor or principal before the grantee or agent has notice of such death. Preamble.

Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows :

I. A Power, though not coupled with an interest and whether expressly or impliedly given—and an agency expressly or impliedly created—shall not be determinable by the death of the grantor or principal, but shall remain in full force until the grantee or agent has notice of such death. When only powers and agencies are to be determinable.

II. All Acts done under the Power or by virtue of the Agency after the death of the grantor or principal, and until notice of the death, to the grantee or agent, shall be as valid as if done before such death. As to Acts done before notice of death of principal.

III This act shall apply to Upper Canada