Technical and Bibliographic Notes / Notes techniques et bibliographiques

L'Institut a microfilmé le meilleur exemplaire qu'il lui a

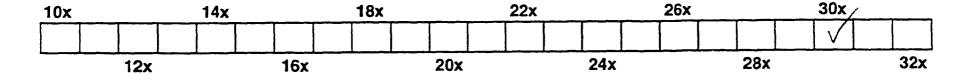
été possible de se procurer. Les détails de cet exem-

may be bibliographically unique, which may alter any of plaire qui sont peut-être uniques du point de vue bibliographique, qui peuvent modifier une image reproduite. the images in the reproduction, or which may significantly change the usual method of filming are ou qui peuvent exiger une modification dans la méthode normale de filmage sont indiqués ci-dessous. checked below. Coloured pages / Pages de couleur Coloured covers / Couverture de couleur Pages damaged / Pages endommagées Covers damaged / Couverture endommagée Pages restored and/or laminated / Pages restaurées et/ou pelliculées Covers restored and/or laminated / Pages discoloured, stained or foxed / Couverture restaurée et/ou pelliculée Pages décolorées, tachetées ou piquées Cover title missing / Le titre de couverture manque Pages detached / Pages détachées Coloured maps / Cartes géographiques en couleur Showthrough / Transparence Coloured ink (i.e. other than blue or black) / Encre de couleur (i.e. autre que bleue ou noire) Quality of print varies / Qualité inégale de l'impression Coloured plates and/or illustrations / Planches et/ou illustrations en couleur Includes supplementary material / Comprend du matériel supplémentaire Bound with other material / Relié avec d'autres documents Pages wholly or partially obscured by errata slips, tissues, etc., have been refilmed to ensure the best possible image / Les pages totalement ou Only edition available / Seule édition disponible partiellement obscurcies par un feuillet d'errata, une pelure, etc., ont été filmées à nouveau de façon à obtenir la meilleure image possible. Tight binding may cause shadows or distortion along interior margin / La reliure serrée peut causer de Opposing pages with varying colouration or l'ombre ou de la distorsion le long de la marge discolourations are filmed twice to ensure the best intérieure. possible image / Les pages s'opposant ayant des colorations variables ou des décolorations sont Blank leaves added during restorations may appear within the text. Whenever possible, these have been filmées deux fois afin d'obtenir la meilleure image omitted from filming / Il se peut que certaines pages possible. blanches ajoutées lors d'une restauration apparaissent dans le texte, mais, lorsque cela était possible, ces pages n'ont pas été filmées. Cover title page is bound in as last page in Additional comments / book but filmed as first page on fiche. Commentaires supplémentaires: Cover title page is cut off.

This item is filmed at the reduction ratio checked below / Ce document est filmé au taux de réduction indiqué ci-dessous.

The Institute has attempted to obtain the best original

copy available for filming. Features of this copy which



2nd Session, 3rd Parliament, 12 Victoria, 1849.

BILL.

An Act to amend the Registry Law of Upper Canada.

Received and Read a first time, Monday, 29th January, 1849.

Second Reading, Monday, 5th February, 1849.

Mr. Smith (of Frontenac.)

BILL.

An Act to amend the Registry Law of Upper Canada.

THEREAS at the time of the passing Preamble. of the Provincial Act hereinafter mentioned, the Act of the Parliament of the United Kingdom also hereinafter mentioned, was 5 in force as part of the Law of England, and it was the intention of the Provincial Legislature that any judgment certified and registered in the manner provided in and by the thirteenth section of the said Provincial Act, 10 should bind the like lands and estates of the party against whom such judgment should have been rendered, and to the like extent and with the like effect as was then provided by the Law of England with regard to judg-15 ments as to which all the requirements of the Law had been complied with, that is to say, which had been docketted and entered in the manner provided by the said Imperial Act, which should have been mentioned and 20 referred to in the said Provincial Act; For remedying such omission, be it declared and enacted, &c.

And it is hereby declared and enacted by the authority of the same, That the true intent Meaning of 25 and meaning of the thirteenth section of the 13th section of Act 9 Vict. c. Act of the Legislature of this Province passed 34, explained. in the ninth year of Her Majesty's Reign, and intituled, "An Act to consolidate and amend "the Registry Laws of that part of this 30 " Province which was formerly Upper Ca-"nada," was and is and shall be construed to have been, that any judgment certified and registered in the manner provided by the said thirteenth section, should and shall 35 affect and bind the like lands, tenements, hereditaments and estates, present or future,

in possession, remainder, reversion or expectancy of the party against whom such judgment was rendered, as would in England be bound by a judgment of any of Her Majesty's Superior Courts at Westminster, whereof 5 and with regard to which a minute or memorandum had been left with and entered by the Senior Master of the Court of Common Pleas at Westminster, in the manner required by the Act of the Parliament of the United 10 Kingdom passed in the Session held in the first and second years of Her Majesty's Reign, and intituled. "An Act for abolishing

Imperial Act, 1 and 2 Vict., 4, 110, cited.

Reign, and intituled, "An Act for abolishing " arrest on mesne process in Civil Actions, " except in certain cases; for extending the 15 " remedies of Creditors against the property " of debtors; and for amending the Laws for " the relief of insolvent debtors in England," and should and shall entitle the judgment creditor to the like remedies, subject to the 20 like provisions, as the judgment creditor in England would have under the provisions of the Act last cited, subject always to the proviso contained in the said thirteenth section of the said Provincial Act: Provided 25 always, that nothing herein contained shall he construed to extend to judgments registered under the said Provincial Act, the provisions of any Act of the Parliament of the United Kingdom other than that hereinbe-30 fore cited.

Proviso.