CAP. LXXI.

An Act to continue an Act of the Eleventh and Twelfth Years of the Reign of Her present Majesty, intituled *An Act to prevent, until the First Day of* September *One thousand eight hundred and fifty, and to the End of the then Session of Parliament, the spreading of contagious or infectious Disorders among Sheep, Cattle, and other Animals.* [14th *August* 1850.]

11 & 12 Vict. c. 107.

'WHEREAS in the Session of Parliament held in the Eleventh and Twelfth Years of the Reign of Her present Majesty an Act was passed, intituled *An Act to prevent, until the First Day of* September *One thousand eight hundred and fifty, and to the End of the then Session of Parliament, the spreading of contagious or infectious Disorders among Sheep, Cattle, and other Animals:* And whereas it is expedient that the said Act should be further continued:' Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Act shall continue and be in force until the First Day of *September* One thousand eight hundred and fifty-one, and, if Parliament be then sitting, then further until the End of the then Session of Parliament.

Recited Act continued till 1st Sept. 1851.

CAP. LXXII.

An Act to amend the Laws for the Registration of Assurances of Lands in *Ireland.* [14th *August* 1850.]

6 Anne, c. 2. (I.)
8 Anne, c. 10. (I.)
8 G. 1. c. 15. (I.)
25 G. 3. c. 47. (I.)

'WHEREAS an Act of the Parliament of *Ireland* was passed in the Sixth Year of Queen *Anne*, intituled *An Act for the public registering of all Deeds, Conveyances, and Wills that shall be made of any Honors, Manors, Lands, Tenements, or Hereditaments;* and an Act of the said Parliament for amending the said first-mentioned Act was passed in the Eighth Year of Queen *Anne;* and an Act of the said Parliament was passed in the Eighth Year of King *George* the First, for explaining and amending the said Acts; and an Act of the said Parliament was passed in the Twenty-fifth Year of King *George* the Third, intituled *An Act for amending the several Laws relating to the registering of Wills and Deeds in the Registry Office of this Kingdom, and for the better regulating and conducting the Business of the said Office;* and by the said Acts certain Provisions are made for registering Memorials of all Deeds (save certain Leases), Conveyances, and Wills affecting Honors, Manors, Lands, Tenements, or Hereditaments in *Ireland;* and by the said Act of the Sixth Year of Queen *Anne* it is enacted, "That every Memorial of any Deed, "Conveyance, or Will shall contain the Day of the Month and the Year when such Deed, "Conveyance, or Will bears Date and was perfected, and the Names and Additions of all "the Parties to such Deed or Conveyance, and of the Devisor or Testatrix of such Will, "and of all the Witnesses to such Deed, Conveyance, or Will, and shall express or mention "the Honors, Manors, Lands, Tenements, or Hereditaments contained in such Deed, Con-"veyance, or Will, and the Names of all the Counties, Baronies, Cities, Towns Corpo-"rate, Parishes, Townships, Hamlets, Villages, and Precincts within this Kingdom where "any such Honors, Manors, Lands, Tenements, or Hereditaments are lying and being that "are given, granted, conveyed, devised, or any way affected or charged by any Deed, Con-"veyance, or Will, in such Manner as the same are expressed or mentioned in such Deed, "Conveyance, or Will, or to the same Effect, and that the Registrar shall keep an alpha-"betical Calendar of all Counties, Baronies, Cities, Towns Corporate, Parishes, and Town-"ships within this Realm, with reference to the Number of every Memorial that concerns "the Honors, Manors, Lands, Tenements, or Hereditaments in every such County, Barony, "City, Town Corporate, Parish, or Township respectively, and of the Names of the "Parties mentioned in such Memorial:" And whereas by an Act passed in the Third

'Year

'Year of King *William* the Fourth, intituled *An Act to regulate the Office for registering* 2 & 3 W. 4.
'*Deeds, Conveyances, and Wills in* Ireland, it is enacted, "that in every Memorial of any c. 87. s. 29.
' " Deed or Instrument dated after the Thirty-first Day of *December* One thousand eight
' " hundred and thirty-two, brought into the said Office to be registered, there shall be
' " specified the County and Barony, or the Town or County of a City, and Parish, or the
' " Town and Parish, in which the Lands and every of them to be affected by registering such
' " Memorial are by such Deed or Instrument stated to be situated, and where the Lands
' " lie in Two or more Counties or Baronies or Parishes, or Streets, or partly in one Barony,
' " Parish, or Street, and partly in another, the same shall be distinctly stated in the
' " Memorial from the Deed, and that where the Instrument to which the Memorial
' " relates shall contain a Plan of the Lands or of any Part thereof, there may, if it be
' " the Pleasure of the Party requiring the Registration of the Memorial, be inserted in or
' " be annexed, on Parchment, to the Memorial of such Instrument to be registered, a
' " Copy of such Plan," and by the said last-mentioned Act an alphabetical Index of the
' Names of Persons affected by Memorials, to be called the " Index of Names," is required
' to be made, and kept in the Manner and Form specified in such Act, and it is enacted,
' " that there shall be provided in the said Office a Series of Parchment Books, to be called
' " the 'Index of Lands,' and One Book of such Series shall be appropriated to each
' " County, and One to each City being a County of itself, and One Book to every such
' " Number of Towns, being Counties of themselves, as heretofore it has been custo-
' " mary to index together, and One Book to every such Number of other Towns as hereto-
' " fore it has been customary to index apart from the Counties in which they are situated,
' " and every Book appropriated to a City, being a County of itself, or to a Number of
' " Towns, shall be divided into Parishes or Streets, and each such Book for Counties
' " shall contain separate Divisions under the Heads of Baronies, and for Cities or Towns
' " under the Heads of Parishes or Streets, arranged alphabetically, with alphabetical
' " Subdivisions for Denomination of Lands, into which Books there shall be entered, by
' " the Initial Letter of each Name, the Names of all Lands, Tenements, and Heredita-
' " ments specified in every Memorial registered in the Office, and to the Name of the
' " Land, Tenement, or Hereditament there shall be subjoined the Name of the Parish
' " or the Place respectively in which the same shall be described to be situated, and
' " also the Year of Registry, and the Page of the Day Book, and the Number and
' " Volume respectively of the Abstract and Transcript Books, and the Number and
' " File of the Memorial relating thereto; and opposite to every such Entry of Lands there
' " shall also be entered the Surname and Christian Name of the Grantor, and also the
' " Surname and Christian Name of the Grantee; but where there shall be more than
' " One Grantor the Name of the first Grantor only shall be so entered with the Word
' " 'another' or 'others;' and where more than One Grantee, in like Manner the Name of
' " the first Grantee only, with the Word 'other' or 'others:'" And whereas by an Act
'passed in the Twelfth Year of Her Majesty, intituled *An Act to facilitate the Transfer of* 11 & 12 Vict.
'*Landed Property in* Ireland, it is enacted, "that it shall be lawful for the Commissioners c. 120.
' " of Her Majesty's Treasury, or any Three of them, for the Time being, by an Order
' " under their Hands, from Time to Time to make any Alterations in the Forms of the
' " Indexes of Names and Lands directed by the said Act of the Third Year of King
' " *William* the Fourth to be made, and from the Time of making any such Order, or from
' " any Time to be specified therein, the said Indexes shall be made and kept in such Manner
' " and Form as the said Commissioners of Her Majesty's Treasury, or any Three of them,
' " shall in such Order specify and direct; and it shall and may be lawful for the said
' " Commissioners of Her Majesty's Treasury, or any Three of them, in like Manner to
' " vary or rescind any such Order as aforesaid:" And whereas, for the Purpose of the
'more convenient registering of Instruments affecting Lands in *Ireland*, it is expedient that
'Indexes should be formed with reference to the General Survey of *Ireland* made under
'the Direction of the Master General and Board of Ordnance, and that the said Acts should
'be amended:' Be it enacted, therefore, by the Queen's most Excellent Majesty, by and
with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this
present Parliament assembled, and by the Authority of the same, That it shall be lawful Ordnance Maps to be adapted and used for the Purposes of this Act.
for the Commissioners of Her Majesty's Treasury to authorize and direct the Maps made and
published and to be made and published under the Direction of the Master General and Board

of Ordnance, or any altered or enlarged Maps (founded upon the Survey and revised Survey of *Ireland*) which may be made under the Direction of the said Master General and Board, and approved by the said Commissioners, to be used for the Purposes of this Act; and the said Commissioners, where they think fit, may cause Copies or Reprints of all or any of the Maps published under the Authority of the said Master General and Board, with any Additions to or Variations in the Matters marked on the said Maps which the said Commissioners may deem convenient for the Purposes of this Act, to be made, under the Direction of the said Master General and Board, and may, where they think fit, cause Maps on any enlarged Scale or Scales of any Cities, Towns, Parts, or Places in *Ireland* to be made, under the like Direction; and Copies of the Maps which the said Commissioners shall direct to be used for the Purposes of this Act shall be deposited in the said Register Office, and such Maps shall be published, and Copies thereof shall be sold, as the said Commissioners shall direct.

Land Indexes to be made, having References to the Maps.

II. And be it enacted, That it shall be lawful for the Commissioners of Her Majesty's Treasury to authorize and direct to be made for each County and City being a County of itself, and for each Town which it may seem to the said Commissioners expedient to index apart from the County in which it is situate, a Land Index, in such Form as they shall approve, so as to show in every such Index appropriated to a County the Baronies, Townlands, Denominations, and Subdenominations and other Divisions of Land within such County, and in each Index appropriated to a City or Town the Parishes and Streets, Denominations, and Divisions of Land within such City or Town, having References in every such Index from the several Townlands, Denominations, Subdenominations, Streets, and Divisions to the Maps to be used for the Purposes of this Act; and it shall be lawful for the said Commissioners to cause to be inserted in such respective Land Indexes or to give Directions for the Insertion therein from Time to Time of the Names or short Descriptions of the Manors and incorporeal Hereditaments which cannot be conveniently indexed with reference to Maps within the respective Baronies, Parishes, and other Divisions of Land in every such County, City, and Town respectively, and every such Land Index shall be deposited in the said Register Office, and shall be a Land Index to be used for the Purposes of this Act.

Commissioners of the Treasury to give Notice of Commencement of Registration under this Act.

III. And be it enacted, That when the Maps and Land Indexes to be used for the Purposes of this Act have been completed it shall be lawful for the Commissioners of Her Majesty's Treasury to cause to be published in the *Dublin Gazette* Notice of a Time, not earlier than Three Calendar Months from the Time of the Publication of such Notice, when Registration under the Provisions of this Act shall commence, and the Time mentioned in such Notice shall be the Commencement of Registration under this Act.

No Memorial of Assurances to be registered; but all such Assurances may be registered by depositing an Original, and making the proper Entries.

IV. And be it enacted, That (except in the Cases herein-after expressly provided for) no Memorial of any Assurance executed after the Commencement of Registration under this Act by which any Lands in *Ireland* may be affected at Law or in Equity shall be registered in the said Register Office; and every such Assurance may be registered in the said Register Office by the Deposit of the original Document, or (where there are duplicate original Documents) of One of the duplicate original Documents, in the said Register Office, and by an Entry or Entries being made in the proper Index or Indexes to be kept in the said Register Office under the Provisions of this Act; and this Enactment shall extend to any Conveyance, Deed, Grant, Lease, or other Instrument which by any Act of Parliament now in force is exempted from Registration, except such Leases as are so exempted by the said Act of the Sixth Year of Queen *Anne;* and the several Documents to be deposited in the said Register Office as aforesaid shall from Time to Time be made up into Books or Parcels, and numbered.

Documents deposited, to be made up into Books, &c.

An Index to be called "The Index of Titles," to be kept for all Ireland; and Assurances to be indexed, &c., by Numbers.

V. And be it enacted, That there shall be provided and kept in the said Register Office, in addition to the Land Indexes herein-before mentioned, One Index for all *Ireland*, to be intituled "The Index of Titles;" and all Assurances to be registered under this Act (except Wills and such other Assurances as are herein-after directed to be otherwise indexed) shall be indexed in the said Index of Titles under Heads to be respectively designated by Numbers in the Manner and according to the Regulations herein-after mentioned; (that is to say,)

First.—

First.—Where the Grantor in the Assurance to be registered does not derive Title under an Assurance which has been indexed in the Index of Titles, the Assurance to be registered shall be indexed by making an Entry thereof under a new Head in such Index; and where the Assurance to be registered is a Conveyance or Assignment by the Commissioners for Sale of Incumbered Estates in *Ireland*, then, notwithstanding any previous Assurance affecting the Lands comprised in such Conveyance or Assignment may have been so indexed, such Commissioners shall not be deemed to derive Title under any such Assurance; and every such Conveyance or Assignment shall be indexed by making an Entry thereof under a new Head in such Index of Titles.

1. Where the Grantor does not derive Title under any registered Assurance, the Assurance is to be indexed under a new Head.

Second.—Where the Grantor in the Assurance to be registered derives Title, either immediately or derivatively, under an Assurance which has been indexed in the Index of Titles, the Assurance to be registered shall be indexed by making an Entry thereof under the same Head as the Assurance under which such Title is derived; and if the Title be derived under several successive Assurances, which (by virtue of any Regulation herein-after contained) have been indexed under different Heads in the Index of Titles, the Assurance to be registered shall be indexed by making the Entry under the same Head as such One of the said successive Assurances as has been last executed.

2. Where the Grantor does derive Title under, &c. Assurance is to be indexed under the same Head as the Assurance under which Title is derived.

Third.—Where by the Second Regulation an Assurance is required to be indexed under an existing Head, the Person requiring the Registration may direct the Assurance, instead of being indexed under such existing Head, to be indexed under a new Head, and the Assurance shall be indexed accordingly; and a Reference shall be made under such existing Head to the Head under which the Assurance shall be indexed under this Regulation.

3. Assurance required by Regulation 2. to be indexed under existing Head to be under new Head.

Fourth.—Where, by the Effect of the First and Second Regulations, an Assurance would be required to be indexed in the Index of Titles in respect of different Lands or different Interests in Lands under any Two or more Heads, the same shall be indexed under such One only of the said Heads (whether an existing Head or a new Head) as the Person requiring the Registration of the Assurance shall by any Writing direct, or in default of any such Direction, as the Officer by whom the Assurance is indexed shall think fit; and in case any other of such Heads be an existing Head, a Reference shall be made under every such other existing Head to the Head under which the Assurance shall be indexed; and in any such Case as is provided for by this Regulation the Power given by the Third Regulation is not to be exercised so as to occasion the Assurance to be indexed under more than One Head.

4. No Assurance to be indexed under more than One Head.

Fifth.—Where by any of the preceding Regulations an Entry is directed to be made in the Index of Titles, the Entry shall express the Year and the Day of the Month when the same is made, and the Book or Parcel in which the Document deposited at the said Register Office is made up, and the Number of such Document in such Book or Parcel; and such other Particulars as under any Regulations to be made as herein-after mentioned shall be directed.

5. Particulars to be expressed on indexing an Assurance.

Sixth.—Where Lands are conveyed or otherwise assured to any Person or Persons in trust to be sold, or otherwise converted into Money, for the Purpose only of securing the Payment of any Sum of Money, or the Transfer or Assignment of any Parliamentary or other Stocks, Funds, or Securities, and are redeemable before the Sale and Disposal thereof, either by express Stipulation or otherwise, and in every other Case where an Assurance of Lands is intended only as a Security for the Payment of any Sum or Sums of Money, whether annual, or in gross, or otherwise to be payable, or as a Security for the Transfer or Assignment of any Parliamentary or other Stocks, Funds, or Securities, any Person entitled to the Right or Equity of Redemption or Reversion in such Lands or to any Interest therein, or entitled to such Lands or any Interest therein subject to the Security so made by such Assurance as aforesaid, shall not for the Purposes of the preceding Regulations be considered to have derived his Title to such Right or Equity of Redemption or Reversion or such Interest therein, or his Title to such Lands or such Interest therein subject as aforesaid, through or under the Assurance by which such Mortgage or other Security has been made; and such Assurance shall for such Purposes, and as to such Person entitled as aforesaid, be considered not to have been made or executed.

6. The Grantor of an Equity of Redemption is not to be considered as deriving his Title under the Mortgage Deed.

Entries to be made in "Land Index" containing References to the Entries in the "Index of Titles."

VI. And be it enacted, That where an Entry of an Assurance is made under a new Head in the Index of Titles an Entry shall be made in the Land Index for the County, or County of a City or Town, in which the Land or Hereditament affected by such Assurance is situate, opposite to the Name or Number of every Townland, Denomination, and Subdenomination or other Division of Land, or the Name or Description of the Hereditament affected by the Assurance entered under such new Head, which Entry in the Land Index shall contain a Reference to such new Head in the Index of Titles; and where an Entry is made under any existing Head in the Index of Titles of an Assurance affecting any Townland, Denomination, or Subdenomination or other Division of Land, or any Hereditament, opposite to the Name, Number, or Description of which in the Land Index no Reference to such existing Head in the Index of Titles has been previously made, an Entry shall be made in the Land Index opposite to the Name, Number, or Description of such Townland, Denomination, Subdenomination, Division, or Hereditament, which Entry shall contain a Reference to such existing Head in the Index of Titles; and where any Manor or other incorporeal Hereditament opposite to the Name or Description of which in the Land Index an Entry is required to be made under this Enactment is not already shown in such Index, the Name or Description of such Manor or Hereditament shall, at the Time when such Entry as last aforesaid is required to be made, be entered in the Land Index for the County, or County of a City or Town, in which the same is situate, and when so entered such Entry as is required as aforesaid to be made in such Land Index opposite to the Name or Description of such Manor or Hereditament shall be made.

Decrees in Equity creating, &c. Interests in Land, and also in Equity by which any Decree shall be varied or reversed, and Orders of Exchange, &c. made by Incumbered Estates Commissioners, are to be considered Assurances.

VII. And be it enacted, That every Decree or Order of any Court of Equity made after the Commencement of Registration under this Act, by which any Estate or Interest in any Lands in *Ireland* is created, declared, transferred, foreclosed, or determined, and also every Decree or Order of any Court of Equity made after such Commencement by which any such Decree or Order as aforesaid is varied or reversed, shall for the Purposes of this Act be considered an Assurance affecting such Lands, and in every such Case the Document to be deposited shall be a Memorial of the Decree or Order, which Memorial shall express the Date of the Decree or Order, and the Title of the Cause wherein the same purports to be made, and shall also express the Decree or Order, or so much thereof as relates to the Estate or Interest created, declared, transferred, foreclosed, or determined by the Decree or Order to be registered, or by the Decree or Order which is varied or reversed by the Decree or Order to be registered (as the Case may be); and every such Memorial as aforesaid shall, previously to the same being deposited in the said Register Office, be examined with the Decree or Order by some Officer authorized to give out an Office Copy of such Decree or Order, and shall be certified by the Signature of such Officer; and every such Officer is hereby required to examine any such Memorial, and certify the same by his Signature, at the Request of any Person, upon being paid the Sum of Two Shillings and Sixpence; and every Order of Exchange, or of Partition, or of Division and Allotment, made after the Commencement of Registration under this Act by the Commissioners for Sale of Incumbered Estates in *Ireland*, shall, for the Purposes of this Act, be considered an Assurance affecting the Lands to which such Order may relate, and in every such Case the Document to be deposited shall be such Order or a Copy thereof under the Seal of such Commissioners; and every Civil Bill Decree made after the Commencement of Registration under this Act which, under an Act of the Fifty-sixth Year of King *George* the Third, intituled *An Act to amend the Law of* Ireland *respecting the Recovery of Tenements from absconding, over-holding, and defaulting Tenants, and for the Protection of the Tenant from undue Distress*, is authorized to be registered in the said Office, shall, for the Purposes of this Act, be deemed an Assurance affecting the Lands of which the Possession is thereby decreed, and the Registration thereof under this Act shall give the like Effect to such Decree as would have been given by the Registry thereof in the said Office if this Act had not been passed, and in the Case of every such Decree the Document to be deposited shall be such Memorial as may now be lodged for the Purpose of the Registry of a like Decree.

Civil Bill Decrees under 56 G. 3. c. 88. may be registered.

Every private Act of Parliament affecting Lands to be an Assurance.

VIII. And be it enacted, That every private Act of Parliament to be passed after the Commencement of Registration under this Act by which any Lands in *Ireland* are affected shall for the Purposes of this Act be considered an Assurance affecting such Lands, and the Document

Document to be deposited in the Case of any such Act as aforesaid shall be a Copy of the Act printed by Her Majesty's Printers, or if the Act be not so printed, then an examined Copy of the same.

Affidavit of Ownership made under 13 & 14 Vict. c. 29. to be an Assurance.

IX. And be it enacted, That every Affidavit made and filed by any Creditor under any Judgment, Decree, Order, or Rule under an Act of the present Session of Parliament, "to amend the Laws concerning Judgments in *Ireland*," which shall be made after the Commencement of Registration under this Act, shall for the Purposes of this Act be considered an Assurance affecting the Lands mentioned in such Affidavit, and the Document to be deposited shall be an Office Copy of such Affidavit, and the Debtor under such Judgment, Decree, Order, or Rule shall for the Purposes of this Act be deemed the Grantor in such Assurance.

Where Lands are vested upon the Payment of Money, &c., a Memorandum of the same may be registered.

X. And be it enacted, That in every Case where the Provisions of any Act of Parliament, passed or to be passed, have the Effect of vesting Lands or any Estate or Interest in Lands in *Ireland* in any Person by or upon the Payment of Money, or by or upon any other Act, (other than any Assurance herein-before authorized to be registered,) and such Lands, Estate, or Interest become so vested by or upon any such Payment or other Act made or done after the Commencement of Registration under this Act, any Person claiming under or by virtue of the vesting of such Lands, Estate, or Interest as aforesaid may register a Memorandum containing a Reference to such Act of Parliament, and a Description of the Lands, and expressing the Payment or other Act by or upon which such Lands, Estate, or Interest shall have so vested as aforesaid, and in every such Case the Memorandum to be so registered shall for the Purposes of this Act be considered an Assurance affecting the Lands: Provided always, that nothing in this Enactment contained shall be deemed to apply or have reference to the vesting of the Estate of a Bankrupt or Insolvent in the Assignee or Assignees or Trustee of such Bankrupt or Insolvent.

Not to extend to vesting of the Estate of a Bankrupt, &c.

Equitable Mortgage by Deposit of Deeds may be registered by depositing a Memorandum.

XI. And be it enacted, That any Person claiming any Interest under any equitable Mortgage affecting any Lands in *Ireland* made by Deposit of Title Deeds after the Commencement of Registration under this Act may register a Memorandum containing a Description of the Lands and the Names of the Persons by and with whom respectively the Title Deeds are deposited, and expressing the Principal Sum of Money secured by such equitable Mortgage, or, in case the total Amount of the Principal Money secured or to be ultimately recoverable upon such equitable Mortgage shall be limited not to exceed a given Sum, the total Amount of such Money, or in case the Money secured by such equitable Mortgage shall be without any Limit, that the Money secured by such equitable Mortgage is unlimited; and in every such Case the Memorandum to be so registered shall for the Purposes of this Act be considered an Assurance affecting such Lands.

Liens by reason of Nonpayment of Purchase Money may be registered by depositing a Memorandum.

XII. And be it enacted, That where, by reason of the Nonpayment of Purchase Money, a Vendor has, after the Commencement of Registration under this Act, acquired a Lien for such Purchase Money on any Lands in *Ireland*, any Person claiming an Interest in such Lien may register a Memorandum containing such Particulars of the Conveyance by the Vendor as are sufficient to identify the same, and also containing a Description of the Lands, and expressing the Amount of the Money for which a Lien is claimed; and in every such Case the Memorandum to be so registered shall for the Purposes of this Act be considered an Assurance affecting such Lands.

The Assurance to be considered to have been made by the Person whose Right, &c. in the Lands shall be bound by the Decree, &c.

XIII. And be it enacted, That in the several Cases provided for by the Six immediately preceding Sections, the Assurance to be registered shall for the Purposes of this Act be considered to have been made by the Person whose Right or Interest in the Lands shall be bound or affected by the Decree or Order, the private Act of Parliament, the vesting of the Lands, Estate, or Interest, the equitable Mortgage or the Lien (as the Case may be); and the same Entry or Entries shall be made on registering such Assurance as would have been required under the Provisions herein-before contained for regulating the Entries on registering Assurances, if the Lands to be affected by the Decree or Order, the private Act of Parliament, the vesting of the Lands, Estate or Interest, the equitable Mortgage or the Lien (as the Case may be), had been so affected by the Grant or Conveyance of such Person;

Person; and in the several Cases provided for by the Three immediately preceding Sections, every Person claiming or deriving any Right or Title under or by virtue of the vesting of the Lands, Estate, or Interest, the equitable Mortgage or the Lien (as the Case may be), shall for the Purposes of this Act be considered to claim or derive such Right or Title under the Assurance which by virtue of the Section applicable to the Case shall have been so registered as aforesaid.

Registration of Wills.

XIV. And be it enacted, That any Will by which any Lands in *Ireland* may be affected at Law or in Equity, where the Testator dies after the Commencement of Registration under this Act, may be registered in the said Register Office by the Deposit of the original Will or (where there are duplicate original Wills) of one of the duplicate original Wills in the said Register Office; or if such Will be proved, or Letters of Administration with such Will annexed be granted, in any Court in *Ireland* having Jurisdiction for the Probate of Wills, and such Will be deposited in such Court, the same may be registered in the said Register Office by the Deposit in such Office of a Memorial of such Will, containing such Particulars as are now by Law required in the Case of a Will registered in the said Register Office, and also mentioning the Court in which and the Time when such Will was proved or such Letters of Administration granted, or by the Deposit in the said Register Office of an Office or authenticated Copy of the Will duly certified by the Registrar or other chief Officer of the Court in which such Will was proved or such Letters of Administration granted; or if such Will be proved or Letters of Administration with such Will annexed be granted in any Court having Jurisdiction for the Probate of Wills in *England*, or elsewhere out of *Ireland*, or be by any Law for the Time being in force in the United Kingdom or elsewhere required to be filed or deposited or kept in any Office or Place out of *Ireland*, in respect of Property affected thereby, such Will may be registered in the said Register Office by the Deposit in such Office of a Copy of the same; provided, that where there is any Officer authorized to give out an Office or authenticated Copy from the Office or Place of Deposit of such Will, the Copy to be deposited in the said Register Office shall be an Office or authenticated Copy duly certified by such Officer; and the Wills and Memorials and Copies of Wills to be deposited in the said Register Office as aforesaid shall from Time to Time be made up into Books or Parcels separately from other Documents deposited in the said Office under this Act, and numbered.

Letters of Administration or Affidavit of Intestacy may be registered.

XV. And be it enacted, That Letters of Administration without a Will annexed, granted in respect of the Estate and Effects of any Person dying after the Commencement of Registration under this Act, may be registered in the said Register Office by the Deposit in such Office of an Office Extract of such Letters, and any Person who claims any Estate or Interest in Land in *Ireland* as Heir or otherwise which might have been defeated or affected by the Will of any Person dying after the Commencement of Registration under this Act, and believes such Person to have died intestate or intestate as to such Land, may make and register an Affidavit, stating that the Deponent claims such Estate or Interest, and stating the Time of the Death of such deceased Person, and that the Deponent believes that such deceased Person died without a Will, or without any Will other than any Will in such Affidavit mentioned; and such Affidavit shall be sworn before the Registrar or an Assistant Registrar of the said Register Office, or One of the Judges of Her Majesty's Superior Courts of Law in *Ireland* or at *Westminster*, or Two of Her Majesty's Justices of the Peace, and shall be deposited in the said Register Office; and all such Office Extracts of Letters of Administration, and all such Affidavits as aforesaid, shall be made up in the same Books or Parcels as Wills registered in the said Register Office, and shall be numbered in like Manner as if the same were Wills.

An Index, to be called "The Index to Wills and Administrations," to be kept for Ireland; and where a Will, &c. is registered, an Entry of the Testator's or In-

XVI. And be it enacted, That there shall be provided and kept in the said Register Office for the whole of *Ireland* an alphabetical Index, to be intituled "The Index to Wills and Administrations;" and where any Will, Letters of Administration, or Affidavit of Intestacy is or are registered under this Act, an Entry of the Name of the Testator or Intestate, with his Addition, if any, as set forth in the Will, Letters of Administration, or Affidavit, shall be made in the said Index to Wills and Administrations; and opposite to the Name of every Testator or Intestate whose Name is so entered an Entry shall be made, expressing the Year and Day of the Month when such Entry is made, and the Nature of

of the Document deposited, and the Book or Parcel in which the Will or Memorial or Copy or Office Extract of Letters of Administration or Affidavit is made up, and the Number thereof in such Book or Parcel, and no Will or Letters of Administration, nor any such Affidavit as aforesaid, shall be deemed duly registered under this Act unless and until such Entries shall be duly made.

testate's Name, &c. to be made in such Index.

XVII. And be it enacted, That where the original Document or (if there be Duplicates) the several original Documents are destroyed or lost, a Copy of or (in Cases where no Copy is known to exist) an Extract from the original Document, or of or from any One of the duplicate original Documents, may, on registering the Assurance, be deposited in the said Register Office in lieu of an original Document, and thereupon the Registration of the Assurance shall (so far as respects depositing a Document) be as valid and effectual as if an original Document had been deposited in the said Register Office; provided always, that in every such Case an Affidavit of the Destruction or Loss of the original Document or (if there have been duplicate Originals) of the Destruction or Loss of the several original Documents, and (where an Extract only is deposited) of the Nonexistence to the best of the Deponent's Belief, of any Copy of the original Document or of any one of the original Documents (as the Case may be), shall be brought or sent to the said Register Office with the Instrument which is brought or sent for the Purpose of being deposited as aforesaid, and shall be deposited together with the same in the said Register Office; and every such Affidavit as aforesaid shall be sworn before and signed by the Registrar or an Assistant Registrar (who is hereby empowered to administer an Oath for such Purpose), or One of the Judges of Her Majesty's Superior Courts of Law in *Ireland* or at *Westminster*, or Two of Her Majesty's Justices of the Peace: Provided always, that in the Case of an Extract the Registration of the Assurance shall be effectual only so far as such Extract extends, and so far as the same substantially and in material Respects agrees with the original Document.

Where the Original is lost, a Copy or Extract may be deposited.

Registration effectual only as far as Extract agrees with Original.

XVIII. Provided always, and be it enacted, That where the Document which by any of the Provisions of this Act would be required to be deposited in the said Register Office on registering any Assurance is by any Law for the Time being in force in the United Kingdom or elsewhere required to be filed or deposited or kept in any other Office or Place, a Copy of such Document may, on registering the Assurance, be deposited in the said Register Office in lieu of such Document, and thereupon the Registration of the Assurance shall (so far as respects depositing a Document) be as valid and effectual as if the original Document had been deposited at the said Register Office; provided that where there is any Officer authorized to give out an Office or authenticated Copy of such Document the Instrument to be deposited in the said Register Office under this Enactment shall be an Office or authenticated Copy duly certified by such Officer.

Where Document directed by this Act to be deposited at the Register Office is required to be deposited at any other Office or Place, a Copy may be deposited at the Register Office.

XIX. And be it enacted, That any Person having an Interest in any Lands under any Assurance by this Act authorized to be registered, which has not been registered, may require any Person in possession of the original Document, or (if there be Duplicates) any one of the original Documents, or (where the original Document or the several original Documents is or are lost) a Copy of, or (in case where no Copy is known to exist) an Extract from the original Document or of or from any of the original Documents, to deliver or send the same at or to the said Register Office for the Purpose of its being registered; and in case the Person in whose Possession the same shall be refuse so to do, it shall be lawful for any Judge of any of the Superior Courts of Law in *Ireland* or at *Westminster*, upon a summary Application, to make such Order respecting the Delivery or sending of such Document or Copy or Extract as aforesaid at or to the said Register Office for the Purpose aforesaid as to such Judge in the Exercise of his Discretion shall, under the Circumstances of the Case, appear proper: Provided always, that this Enactment shall not authorize any Person to require or enforce the Registration of any Assurance or Copy or Extract in case any Agreement or Provision have been made for the Non-registration of such Assurance by him or by any Person from or through whom he derives an Interest under such Assurance.

Power to any Person claiming under an Assurance to compel the Registration thereof by Application to a Judge.

XX. And

Judge to make Order as to Costs, and order Office Copy to be furnished at the Expense of Applicant.

XX. And be it enacted, That it shall be lawful for the Judge to whom any such Application is so made to make such Order respecting the Costs of such Application, and the Costs incidental thereto, and the Cost of Registration, as to such Judge shall seem proper; and it shall also be lawful for such Judge, if he think proper so to do, to order that an Office Copy of the original Document, or of the Copy or Extract to be delivered or sent as aforesaid, shall be furnished to the Party by whom the same shall be so delivered or sent, at the Expense of the Party by whom the Application is made.

Appointment of Assignees in Bankruptcy in England and Ireland and Acts and Warrants of Confirmation in Scotland may be registered by Deposit of Copy and making proper Entry.

XXI. And be it enacted, That every Appointment or Choice of Assignees of any Bankrupt, whether such Bankruptcy be in *England* or *Ireland*, made after the Commencement of Registration under this Act, may be registered in the said Register Office by the Deposit in the said Register Office of an Office Copy of the Certificate of such Appointment or Choice, and by the Entry required by the Provision in that Behalf herein-after contained being made in the proper Index in the said Register Office; and every Act and Warrant of Confirmation to the Trustee on the sequestrated Estate of any Bankrupt in *Scotland* made after the Commencement of Registration under this Act may be registered in the said Register Office by the Deposit in such Office of a Copy of such Act and Warrant, certified by One of the Bill Chamber Clerks, and authenticated by the Seal of the Court of Session, and by the Entry required by the Provision herein-after in that Behalf contained being made in the proper Index in the said Register Office; and all such Copies as aforesaid shall from Time to Time be made up into Books or Parcels, and numbered.

Any Order or Appointment, &c. of Assignees in Insolvency may be registered by Deposit of a Copy or Certificate and making the proper Entry.

XXII. And be it enacted, That where by virtue of any Vesting ro other Order made after the Commencement of Registration under this Act by any Court, Commissioner, or Judge (whether in *Ireland*, *England*, or any other Part of Her Majesty's Dominions,) having Jurisdiction in this Behalf, or of any Nomination, Appointment, or Choice of any Provisional, Official, or other Assignee or Assignees made after such Commencement by such Court, Commissioner, or Judge, or by Creditors of any Insolvent Debtor, the Estate and Effects of any Insolvent Debtor become vested in any such Assignee or Assignees, every such Order, Nomination, Appointment, or Choice may be registered in the said Register Office, by depositing in the said Register Office an Office or authenticated Copy or Certificate of such Order, Nomination, Appointment, or Choice, and by the Entry required by the Provision in that Behalf herein-after contained being made in the proper Index in the said Register Office; and all such Copies and Certificates shall from Time to Time be made up into Books or Parcels, and numbered.

An Index, to be called "The Index to Bankrupts and Insolvents," to be kept for Ireland.

XXIII. And be it enacted, That there shall be provided and kept in the said Register Office for the whole of *Ireland* an alphabetical Index, to be intituled "The Index to Bankrupts and Insolvents;" and where any Appointment or Choice of Assignees, or Act and Warrant of Confirmation in any Bankruptcy, or any such Vesting or other Order, Nomination, Appointment, or Choice of any Assignee or Assignees in any Insolvency, is registered under this Act, an Entry of the Name of the Bankrupt or Insolvent, with the Addition (if any) of such Bankrupt or Insolvent as set forth in the Copy or Certificate deposited as aforesaid on such Registration, shall be made in the said Index to Bankrupts and Insolvents; and opposite to the Name of every Bankrupt or Insolvent whose Name is so entered an Entry shall be made expressing the Year and Day of the Month when the same Entry is made, and the Book or Parcel in which the said Copy or Certificate has been made up, and the Number of the same in such Book or Parcel.

Assurances authorized to be registered void as against Purchasers, unless registered.

XXIV. And be it enacted, That every Assurance by this Act authorized to be registered, other than a Will, shall (so far as regards any Lands to be affected thereby) be void as against any Person claiming for valuable Consideration under any subsequent Assurance duly registered, unless the prior Assurance has been registered in the Manner directed by this Act before the Registration of the subsequent Assurance.

Estate or Interest arising under public Act upon Payment of Money, &c.

XXV. And be it enacted, That where any public Act of Parliament, passed or to be passed, contains any Provision for vesting any Lands, or any Estate or Interest in Lands, in *Ireland*, in any Person by or upon the Payment of Money, or by or upon any other Act (except any Act under any Bankruptcy or Insolvency, or an Assurance herein-before authorized

authorized to be registered), and such Lands, Estate, or Interest become so vested by or upon any such Payment or other Act (except as aforesaid), made or done after the Commencement of Registration under this Act, and where any Equitable Mortgage affecting Lands in *Ireland* is made by the Deposit of Title Deeds after the Commencement of Registration under this Act, and where by reason of the Nonpayment of Purchase Money a Vendor has, at any Time after the Commencement of Registration under this Act, acquired a Lien for such Purchase Money on any Lands in *Ireland*, such vesting of such Lands, Estate or Interest, Equitable Mortgage and Lien, respectively, shall be void as against any Person claiming for valuable Consideration under any subsequent Assurance duly registered, unless in the respective Case of such vesting of such Lands, Estate or Interest, Equitable Mortgage and Lien, such Memorandum as is herein-before in such respective Case authorized to be registered be registered in the Manner required by this Act before the Registration of the subsequent Assurance.

Equitable Mortgage by Deposit of Deeds, and Lien for Purchase Money, to be void as against Purchasers, unless Memorandum registered.

XXVI. And be it enacted, That no Assurance shall be deemed registered under this Act unless and until all the Entries required by this Act in respect of such Assurance have been duly made, provided that where, upon the Registration under this Act of an Assurance, all the Entries which would be required for such Registration have been duly made as to Part only of the Lands affected thereby, such Assurance shall, as to the Lands with respect to which such Entries have been so made, but not as to the Residue of the Lands affected by such Assurance, be deemed duly registered under this Act.

Assurance duly entered as to Part only of the Lands to be deemed duly registered as to such Part.

XXVII. And be it enacted, That where any Will, Letters of Administration, or Affidavit of Intestacy, authorized to be registered under this Act, has or have been duly registered under this Act, every other Will affecting Lands in *Ireland* authorized to be registered under this Act, and made by the Person by whom such first-mentioned Will was made, or in respect of whose Estate and Effects such Letters of Administration were granted, or with respect to whose Intestacy or alleged Intestacy such Affidavit was made, shall, so far as regards such Lands, be void as against any Person claiming for valuable Consideration under any Assurance duly registered made after the Death of the Testator by any Person claiming immediately or derivatively under such first-mentioned Will or such Letters of Administration, or by any other Person by whom such Assurance might have been made if such other Will as aforesaid had not been executed, unless such Will be registered before the Registration of such Assurance or such first-mentioned Will, Letters of Administration, or Affidavit: Provided always, that every Will registered within Two Years after the Death of the Testator shall be as valid and effectual as if the same had been registered immediately after the Death of the Testator: Provided also, that if by reason of the Concealment, Suppression, or contesting of any Will, or other inevitable Difficulty, any Person interested thereunder be disabled from registering the same within such Two Years, and such Person, or any Person on his Behalf, within such last-mentioned Period, make and register, in manner herein directed, an Affidavit stating the Name and Addition of the Testator, the Date of his Death, and the Impediment to the Registration of such Will which may be existing at the Time of making such Affidavit, then and in such Case the Registration of such Will in manner directed by this Act within Six Calendar Months next after all Impediments to the Registration thereof are removed shall be as valid and effectual as if the same had been registered immediately after the Death of the Testator; and such Affidavit as aforesaid shall be sworn before the like Person or Persons as an Affidavit of Intestacy, and registered by the Deposit thereof in the said Register Office, and shall be made up and numbered with the Wills registered in the said Office, and an Entry shall be made of such Affidavit in the Index to Wills and Administrations in like Manner as in the Case of a Will, save that in describing the Document deposited the same shall be called an Affidavit of a Will.

Unregistered Will to be void against Purchaser from Persons entitled under a registered Will, or in default of a Will where Letters of Administration or Affidavit of Intestacy registered.

XXVIII. And be it enacted, That where the first Appointment of Assignees in any Bankruptcy in *England* or *Ireland*, or the first Act and Warrant of Confirmation to a Trustee in any Bankruptcy in *Scotland*, or the first Vesting or other Order, or Nomination, Appointment, or Choice of any Assignee or Assignees in any Insolvency, under which the Estate and Effects of the Bankrupt or Insolvent becomes vested in any Assignee or Assignees or Trustee under the Bankruptcy or Insolvency, is made after the Commencement of Registration

Purchasers protected against Bankruptcy and Insolvency unless Appointment of Assignees, &c. be registered.

tration under this Act, such Bankruptcy, or any Appointment or Choice of Assignees, or Act and Warrant of Confirmation thereunder, or such Insolvency, or any Vesting or other Order, Nomination, Appointment, or Choice of Assignee or Assignees thereunder, shall not, as against any Person claiming for valuable Consideration under any Assurance duly registered under this Act made by the Bankrupt or Insolvent or any other Person by whom the same might have been made if such Bankruptcy or Insolvency had not happened, invalidate or affect such Assurance, unless such Appointment or Choice of Assignees, or Act and Warrant of Confirmation, (in the Case of Bankruptcy,) or Vesting or other Order, or Nomination, Appointment, or Choice of Assignee or Assignees, (in the Case of Insolvency,) as is authorized to be registered under this Act, be duly registered under this Act before the Registration of such Assurance as aforesaid, or within Two Calendar Months after the Date of the first Appointment, or Act and Warrant of Confirmation, (in Bankruptcy,) or Order, Nomination, Appointment, or Choice, (in Insolvency,) under which the Estate and Effects of the Bankrupt or Insolvent shall vest in any Assignee or Assignees or any Trustee under the Bankruptcy or Insolvency.

The Priority given by the preceding Clauses to be enforced in Equity, notwithstanding Notice.

XXIX. And be it enacted, That the Priority given by the Provisions herein-before contained to any Person claiming for valuable Consideration, without Fraud, under a subsequent Assurance, shall not be taken away by any Court of Equity in consequence of such Person having been affected with Notice; and where, under the Provisions herein-before contained, Priority shall be given to any Person claiming for valuable Consideration under a subsequent Assurance an equitable Estate or Interest, such Priority shall be enforced in Equity, although the Person claiming under such subsequent Assurance shall have been affected with Notice.

Purchaser for valuable Consideration not to be affected by Notice of Uses or Trusts not manifested by a registered Assurance, nor by Uses or Trusts declared by reference to an unregistered Assurance.

XXX. And be it enacted, That where any Estate or Interest in Lands in *Ireland* is vested in any Person under any Assurance registered under this Act, no Purchaser for valuable Consideration, without Fraud, claiming under any Assurance made by the Person in whom such Estate or Interest is so vested, shall be affected or bound by reason of Notice of any Use, Trust, or Confidence affecting such Estate or Interest not manifested or proved by such first-mentioned Assurance, or some other Assurance duly registered under this Act before the Registration of the Assurance under which such Purchaser so claims; and where in any Assurance registered under this Act any Use, Trust, or Confidence affecting any Estate or Interest in Lands in *Ireland* vested in any Person under any Assurance registered under this Act is declared or created by reference to and depends for its Validity or for the Terms thereof upon some other Assurance executed after the Commencement of Registration under this Act, no Purchaser for valuable Consideration, without Fraud, claiming under any Assurance made by the Person in whom such Estate or Interest is so vested, shall be affected by such Use, Trust, or Confidence, unless the Assurance by reference to which such Use, Trust, or Confidence is so declared or created be registered under this Act before the Registration of the Assurance under which such Purchaser so claims.

Persons interested under Uses or Trusts affecting Estates vested under a registered Assurance may enter an Inhibition against Alienation.

XXXI. And be it enacted, That where any Person is interested under any Use, Trust, or Confidence affecting any Estate or Interest in Lands in *Ireland* which is vested in any Person under any Assurance registered under this Act, and such Use, Trust, or Confidence is not manifested or proved by any Assurance registered under this Act, or is in any Assurance registered under this Act declared and created by reference to and depends for its Validity or for the Terms thereof upon some other Assurance executed after the Commencement of Registration under this Act, and not registered under this Act, any Person so interested as aforesaid may, by a Requisition in Writing under his Hand, delivered at the said Register Office together with such Affidavit as herein-after mentioned, require an Inhibition in respect of any Lands to be mentioned in such Requisition to be entered in the said Register Office against any Person to be mentioned in such Requisition in whom such Estate or Interest is vested as aforesaid, inhibiting such last-mentioned Person from alienating, charging, or affecting such Lands by virtue of such Estate or Interest, without Notice being first given by the said Registrar to the Person signing such Requisition, or some Person on his Behalf, at some Office or Place to be mentioned in such Requisition, and situate within Ten Miles of the said Register Office; and such Requisition shall specify the Date of and

Parties

Parties to the Assurance under which such Estate or Interest is vested, and the Head under which the same is entered in the Index of Titles; and the Affidavit to be delivered with such Requisition shall be made by the Person signing such Requisition, and such Person shall therein swear that he believes that he is interested under such Use, Trust, or Confidence as aforesaid, and such Affidavit shall be sworn before any Person or Persons before whom any other Affidavit authorized to be deposited in the said Register Office under this Act may be sworn; and all Requisitions for Inhibitions shall, together with the respective Affidavits delivered therewith, be from Time to Time made up into Books or Parcels, and numbered, the Affidavit delivered with each Requisition being numbered with the same Number as the Requisition.

Inhibition to be entered in Index of Titles.

XXXII. And be it enacted, That where an Inhibition is so required to be entered as aforesaid an Entry shall be made in the Index of Titles under the same Head and expressing the like Particulars as if the same were an Assurance to be registered under this Act.

Provision for cancelling Inhibition.

XXXIII. And be it enacted, That any Person against whom such Inhibition is so entered as aforesaid, or any Person interested in the Lands to which the same relates, may, by Writing signed by such Person, and lodged at the said Register Office, require the said Registrar to cancel the Entry in the said Index of Titles of such Inhibition; and the said Registrar shall, within Two Days after such Requisition, give Notice thereof to the Person on whose Requisition the Inhibition has been entered, and shall state in such Notice that on the Expiration of Fourteen Days after the Service thereof the Inhibition will be cancelled; and the Service of such Notice at the Office or Place mentioned in the Requisition for the Inhibition shall be deemed good Service thereof; and at the Expiration of the said Period of Fourteen Days after such Service the said Registrar, unless sooner restrained by the Order of the Court of Chancery as herein-after mentioned, shall cancel the Entry in the Index of Titles of the said Inhibition.

Court of Chancery may restrain Registrar from cancelling Inhibition.

XXXIV. And be it enacted, That it shall be lawful for the Court of Chancery in *Ireland*, upon the Application of any Party interested, by Motion or Petition in a summary Way, without Bill filed, to restrain the Registrar of the said Register Office from cancelling the Entry of any Inhibition entered under this Act: Provided always, that the said Court of Chancery shall have full Power, upon the Application of any Party, to discharge or vary such Order, and to award such Costs on such Application as such Court may see fit, and generally to make such Order in relation to the Premises as to the same Court may seem fit.

Persons claiming under Assurances made while Inhibition is on the Register to be affected by Uses, &c. as in registered Deed.

XXXV. And be it enacted, That any Person claiming, under any Assurance made by any Person against whom any Inhibition is entered as aforesaid, by virtue of any Estate or Interest in Lands in *Ireland* vested in such last-mentioned Person in relation to which such Inhibition is entered, shall, where such Assurance is executed after the Entry of such Inhibition, and before the same is cancelled, be affected by and take, subject to the Uses, Trusts, and Confidences affecting such Estate and Interest, in like Manner as if such Uses, Trusts, and Confidences had been manifested by a registered Deed.

Assurances registered at same Time to have Priority as executed.

XXXVI. And be it enacted and declared, That where any Two or more Assurances to be registered under this Act shall be registered at the same Time, such Assurances shall have Priority according to the Order of Time in which the same shall have been executed.

Protection to extend to Persons who claim under Purchasers.

XXXVII. And be it enacted and declared, That every Person who shall claim without valuable Consideration under any Person who shall have claimed for valuable Consideration shall be entitled to the same Preference, Protection, and Advantage under the Provisions of this Act as the Person who shall have so claimed for valuable Consideration.

Protection by legal Estate and tacking not to be allowed.

XXXVIII. And be it enacted, That in any Case in which Priority or Protection might but for this Act have been given or allowed in Equity to any Estate or Interest in Lands in *Ireland*, by reason or on the Ground of such Estate or Interest being protected by or tacked to any legal or other Estate or Interest in such Lands, no such Priority or Protection

shall, after the Commencement of Registration under this Act, be so given or allowed, except as against any Estate or Interest which shall have existed prior to such Commencement; and full Effect shall be given in every Court of Equity to this present Provision, although the Party claiming such Priority or Protection as aforesaid shall claim as a Purchaser for valuable Consideration, and without Notice.

Power for any Person to require an Entry to be made under any Head in Index of Titles referring to any Assurance indexed under any other Head.

XXXIX. And be it enacted, That when any Assurance has been registered under this Act in the said Register Office, any Person may, by a Requisition in Writing under his Hand delivered at the said Register Office, require the Registrar to make an Entry of such Assurance in the Index of Titles, under any Head or Heads to be specified in such Requisition; and such Entry shall express the Year and Day of the Month when the same is made, and the Book or Parcel in which such Assurance is made up, and the Number of such Assurance in such Book or Parcel, and, where such Assurance is entered in the Index of Titles, the Number of the Head under which such Assurance has been indexed.

An Assurance which would have the Effect of merging any Interest not to have such Effect as against a subsequent Purchaser of such Interest, unless an Entry be made to lead such Purchaser to the Assurance.

XL. And be it enacted, That where any Lands which shall be affected by an Assurance by this Act authorized to be registered shall be subject to any Term of Years or other particular Estate (whether vested or contingent or executory), or to any Charge (whether vested or contingent or executory), and such Assurance would (so far as this present Enactment does not operate) have the Effect, either immediately or at any Time afterwards, of merging or extinguishing such Term of Years or other particular Estate, or of releasing or extinguishing such Charge or any Part thereof, or any Interest therein or in any Part thereof, the same Assurance shall not have such Effect as against any Person claiming for valuable Consideration under any subsequent Assurance duly registered, whereby such Term of Years or other particular Estate or such Charge or Interest shall be assigned or otherwise affected by any Person, who, if such Merger, Release, or Extinguishment had not taken place, would have been entitled to make such Assurance, unless before the Registration of such subsequent Assurance an Entry of the Assurance which would have the Effect of merging, releasing, or extinguishing such Term of Years or other particular Estate, or Charge or Interest, or Part respectively, be made in the Index of Titles under the existing Head (if any) under which an Assurance of such Term of Years or other particular Estate, or Charge or Interest, if the same were subsisting, ought under the Provisions of this Act to be indexed or entered.

Power to enter a Caveat.

XLI. And be it enacted, That any Person may, by a Requisition in Writing under his Hand, delivered at the said Register Office, require a Caveat in respect of any Lands to be mentioned in such Requisition to be entered in the said Register Office in favour of any Person described in such Requisition; and the Requisitions for Caveats shall from Time to Time be made up into Books or Parcels, and numbered.

Mode of entering Caveats.

XLII. And be it enacted, There where a Caveat is so required to be entered an Entry shall be made in the Index of Titles under the same Head (whether an existing or new Head) and expressing the like Particulars as if the same were an Assurance to be registered under this Act affecting the Lands mentioned in the Requisition for such Caveat, and made by the Person requiring such Caveat to be entered; and where an Entry in the Land Index would be required under this Act if the Entry so made in such Index of Titles were an Entry of such Assurance, the like Entry shall be made in the Land Index in the Case of such Entry in such Index of Titles of such Caveat.

Extent of Protection to be afforded by Caveats.

XLIII. And be it enacted, That where a Caveat is duly registered under this Act as to any Lands, every Person claiming for valuable Consideration under any Assurance affecting the same Lands to be made by the Person by whom the Entry of the Caveat has been required, or any Person claiming under him, to or with the Concurrence of the Person in whose Favour the Caveat was so entered, or his Heirs, Executors, Administrators, or Assigns, and registered in the Manner directed by this Act within Three Calendar Months after the Caveat has been so entered as to such Lands, shall be entitled to the same Preference, Protection, and Advantage under the Provisions of this Act as if such Assurance had been executed and so registered as aforesaid at the Time of entering the Caveat.

XLIV. Pro-

The Protection of Caveats restricted to specified Cases.

XLIV. Provided always, and be it enacted, That no Caveat which shall be entered under the Provisions of this Act shall be of any Force or Effect, except by way of Protection to a Contract entered into at or before the Date of the Entry of the Caveat, or by way of Protection to an Assurance for valuable Consideration made or executed in pursuance of such Contract, or by way of Protection to any Assurance for valuable Consideration which at the Date of the Entry of the Caveat shall have been executed by some One or more of the Parties by whom the Lands shall be conveyed or otherwise affected, or by way of Protection to any Assurance for valuable Consideration which shall have been in contemplation at the Date of such Entry; and no Caveat shall have any Force or Effect as against the Operation of the Bankruptcy or Insolvency of the Person requiring any Caveat to be entered, or any Act under such Bankruptcy or Insolvency.

A Seal to be kept, and the Impressions to be taken judicial Notice of.

XLV. And be it enacted, That there shall be made and kept at the said Register Office a Seal, to be called "The Seal of the Register Office," and judicial Notice shall be taken of the Impressions thereof in all Courts, without any Evidence of the said Seal having been impressed, or any other Evidence in relation thereto.

Duplicates of deposited Documents may be compared at the Office, and certified.

XLVI. And be it enacted, That where there are duplicate Originals of any Assurance which is registered under this Act, it shall be lawful for any Person to bring or send to the said Register Office any duplicate Original which has not been deposited in the said Register Office, in order that the same may be compared with the deposited Original, and thereupon the Document so brought or sent shall be compared accordingly, and any Variances which may be found shall be noted in the Margin of such Document; and in every such Case the Seal of the Register Office shall be impressed on each Skin or Sheet of the Document brought or sent to be compared as aforesaid; and a Certificate, signed by the proper Officer of the said Register Office, shall be written at the Head or in the Margin of such Document, or shall be endorsed on the same, which Certificate shall contain a Statement that a Duplicate of the Document in or upon which the same is written has been deposited in the said Register Office, and shall state the Parties by whom the deposited Original appears to have been executed, and shall specify the Book or Parcel in which the same is made up, and the Number of the Document in such Book or Parcel; and every Document so sealed, with such Certificate thereon, containing such Statement, and purporting to be so signed as aforesaid, shall in all Cases be Evidence that another Part of the same Assurance has been deposited in the said Register Office, and is made up in the Book or Parcel mentioned in such Certificate, and is numbered in the said Book or Parcel as in such Certificate is specified.

Every Document so certified to be received as Evidence that another Part of the same Assurance has been deposited.

Copies of and Extracts from deposited Instruments to be provided, on Application, and to be certified.

XLVII. And be it enacted, That the Registrar shall cause to be provided for any Person applying for the same Copies or Extracts from any Document which has been deposited in the said Register Office under this Act; and in every Case when a Copy or Extract is so provided the Seal of the said Register Office shall be impressed on each Sheet of such Copy or Extract; and a Certificate, signed by the proper Officer of the said Register Office, shall be written at the Head or in the Margin of such Copy or Extract, or shall be endorsed on the same, which Certificate shall contain a Statement that the Copy or Extract on which the same is written is an examined Copy of or Extract from a Document deposited in the said Register Office, and shall specify the Book or Parcel in which such Document is made up, and the Number of such Document in such Book or Parcel; and every Document so sealed, with such Certificate thereon, containing such Statement and purporting to be so signed as aforesaid, shall be Evidence that such Document is a Copy or Extract from a Document deposited in the said Register Office, and made up in the Book or Parcel specified in such Certificate, and numbered in such Book or Parcel as in such Certificate is expressed, and of the Contents of the Document deposited in the said Register Office, or of such Part thereof as is purported to be extracted.

The Seal of the Office, with a Certificate, to be Evidence of such Copies and Extracts.

Where there are Duplicates of a registered Assurance, One Duplicate to be exempted from Stamp Duty,

XLVIII. And be it enacted, That where there are duplicate Originals of any Assurance which has been registered under this Act, and the duplicate Original which has not been deposited in the said Register Office is brought or sent to the said Register Office for the Purpose of being compared, such duplicate Original shall be exempted from the Stamp Duty or Duties payable thereon, provided the proper Stamp or Stamps has or have been impressed

provided the deposited Document is duly stamped.

impressed on the deposited Original; and upon the duplicate Original which has not been deposited being brought or sent to the said Register Office for the Purpose of being compared as aforesaid, the proper Officer of the said Register Office shall endorse on such duplicate Original a Certificate specifying the Description and Amount of the Stamp or Stamps which has or have been impressed on the deposited Original, which Certificate shall be stamped with the Seal of the said Register Office, and signed by the Officer by whom the same is given; and every such Certificate sealed and purporting to be signed as aforesaid shall be sufficient Evidence in all Courts and before all Persons that the Stamp or Stamps specified in such Certificate is or are impressed on the Original deposited in the said Register Office as aforesaid, and that the Document on which such Certificate is endorsed is the duplicate Original exempted from Stamp Duty under this Enactment: Provided always, that where any such Certificate as aforesaid is given under this Enactment the proper Officer of the said Register Office shall enter in the Margin of the Document deposited a Memorandum that a Duplicate thereof has been exempted from Stamp Duty, and no Certificate shall afterwards be given for exempting from Stamp Duty any duplicate Original of such Document: Provided also, that no such Certificate as aforesaid shall be given for exempting from Stamp Duty the Duplicate of any Lease in any Case where either the duplicate Original deposited in the said Register Office, or the duplicate Original brought or sent to the said Register Office for the Purpose of being compared as aforesaid, is executed by the Lessee, unless another duplicate Original with the proper Stamp or Stamps (if any) shall at the same Time be produced at the said Register Office; and every Certificate which is so given in respect of any such Lease as aforesaid shall state the Names of the Parties by whom the Document on which such Certificate is endorsed appears at the Date of the Certificate to have been executed, and if such Document be afterwards executed by any other Person the Certificate shall no longer be of any Force or Effect.

The Exemption not to apply to Duplicates of Leases where either Part is executed by Lessee.

Memorials, Office Copies, Extracts, and Requisitions to be exempt from Stamp Duty.

XLIX. And be it enacted, That all Memorials and Copies to be registered pursuant to this Act, and all Copies and Extracts of or from any of the Documents to be deposited in the said Register Office, and all Extracts from any of the Indexes to be kept at the said Register Office, and all Certificates of the Result of Searches in the said Indexes, and all Requisitions for such Copies, Extracts, and Searches respectively, shall be exempt from Stamp Duty.

Documents deposited at the Register Office not to be removed except on legal Process.

L. And be it enacted, That no Document deposited in the said Register Office under this Act shall be removed from the same, except in obedience to any legal Process for the Production thereof, and none of the Indexes to be kept at the said Register Office as aforesaid shall be removed from the same on any Account whatsoever.

Wills deposited at the Register Office may be removed for the Purpose of being proved, &c.

LI. Provided always, and be it enacted, That where any Will has been registered under this Act by the Deposit of the original Will, the Registrar shall, upon the Request of any Person entitled to prove such Will, or to take out Letters of Administration to the Testator with such Will annexed, such Request to be testified by some Writing signed by and containing the Address of the Person making such Request, and specifying the Court in which the Will is desired to be proved, or in which Administration to the Testator with the Will annexed is desired to be taken out, cause such Will, together with a Certificate of the same having been deposited in the said Register Office, which Certificate shall be sealed with the Seal of the Register Office, and signed by the Registrar or an Assistant Registrar, to be transmitted to the Court so specified, in order that the same may be proved in such Court, or that Administration to the Testator with such Will annexed may be granted by such Court; and the Registrar or other the Chief Officer of the Court to which the same Will is so transmitted, or his Deputy, shall, immediately after such Will has been proved in such Court, or after Letters of Administration of the Effects of the Testator with such Will annexed have been granted by such Court, or immediately after the Termination of the Proceedings in such Court, cause the same Will to be returned to the said Register Office.

After being proved, &c. the Will is to be returned.

Searches of the Indexes to be permitted, and Inspections of deposited

LII. And be it enacted, That, subject to such Regulations as may be made from Time to Time by the Commissioners of Her Majesty's Treasury, every Person, on Application at the said Register Office, shall be allowed to inspect and search any of the Indexes to be kept at the said Register Office as aforesaid, and to examine and inspect any of the Documents

to

to be deposited in the said Register Office as aforesaid, and to take Extracts from any such Indexes or Documents as aforesaid; and the said Registrar shall, upon the Delivery of such Requisitions as under such Regulations may be required in this Behalf, give negative and other Certificates of the Result of Searches; and every such Certificate shall be sealed with the Seal of the said Register Office, and signed by the Registrar or an Assistant Registrar of the said Register Office.

Instruments allowed.

Searches of the Indexes to be made on Requisition, and Certificates given.

LIII. And be it enacted, That in every Case in which it shall be the Duty of any Attorney, Solicitor, or certificated Conveyancer to make any Search in any of the Indexes to be kept at the said Register Office, such Attorney, Solicitor, or certificated Conveyancer shall be held to have fulfilled his Duty in that Behalf by making an Application at the said Register Office for such Search to be made, and obtaining a Certificate of the Result of the same, and shall not be responsible for any Error or Mistake in the Result of such Search as stated in such Certificate; and in all other Cases every Attorney, Solicitor, or certificated Conveyancer shall stand indemnified in relying on the Accuracy of any Certificate to be made or given in pursuance of this Act.

The Duties of Attornies, &c. to be fulfilled by causing an Office Search to be made.

Attornies, &c. indemnified in relying on the Accuracy of Certificates.

LIV. And be it enacted, That for facilitating the making up into Books or Parcels of the several Documents to be deposited at the said Register Office as aforesaid, and for the Convenience of Reference thereto, it shall be lawful for the Registrar from Time to Time (either before or after the Commencement of Registration under this Act), by a Notice to be published at least Four Times in the "*Dublin Gazette*," of which the last Time shall be not less than Three Calendar Months before the Time when the same is intended to take effect, to order and direct that all Documents of any Description to be specified in such Notice which shall be brought or sent to the said Register Office in order to be deposited in the same under this Act (with any Exceptions which shall be specified in such Notice) shall be written or engrossed bookwise, or in such other Manner as shall be specified in such Notice, and shall be written or engrossed either on Paper, Vellum, or Parchment, as shall in that Behalf be in such Notice directed, and to order and direct that such Paper, Vellum, or Parchment shall be of such Description and of such Shape and Dimensions as in such Notice shall be specified; and if in any Case after the Time when any Notice to be given in pursuance of this Power has taken effect any Document within the Meaning of such Notice be brought or sent to the said Register Office to be deposited as aforesaid, which is not conformable with the Direction or Directions in respect of the same contained in such Notice, the Person by whom the Application for the Registration or for entering the Caveat is made shall pay, in addition to the ordinary Fee herein-after made payable for the same, such extra Fee as the Registrar may in each Case think fit, not exceeding the Amount of the said ordinary Fee.

Power to the Registrar to order that Documents to be deposited shall be written bookwise, or otherwise, &c.

Additional Payment on Persons sending Documents to be deposited which shall not be conformable with such Order.

LV. And be it enacted, That it shall be lawful for the Registrar from Time to Time, either before or after the Commencement of Registration under this Act, by a Notice to be published not less than Four Times in the "*Dublin Gazette*" (of which the last Time shall be at least Three Calendar Months before the Time when the same shall be intended to take effect), to require that any Statements which may appear to the said Registrar necessary or proper for directing or regulating the Entries to be made on Registration, and for affording Information for the making of such Entries, shall be made and brought or sent to the said Register Office; and it shall also be lawful for the Registrar by any such Notice to specify the Form of such Statements as aforesaid, and to require that the same shall be signed by the Persons respectively requiring the Registration, and shall contain the Address of such Persons respectively, and also to require that the same shall be either written in or endorsed on the Documents to be deposited as aforesaid, or written on separate Papers, as the Registrar shall think fit.

Power to the Registrar to require Statements for regulating the Entries to be sent with Assurances.

LVI. And be it enacted and declared, That nothing in this Act contained shall render the Registrar or any other Officer of the said Register Office in any way responsible or liable in respect of any Loss or Damage which may be sustained or incurred by any Person in consequence of the Omission of any Entry or Reference required by this Act on the Registration of any Assurance, or in consequence of any Delay in making any such Entry or Reference, or in consequence of any Error in any such Entry or Reference, in any Case where

No Officer of the Register Office to be responsible for Omissions or Mistakes occasioned by Defects in the Statement.

where no Statement has been sent to the said Register Office conformably with any such Order as aforesaid, or in any Case where such Statement has been so sent as aforesaid and Entries or References in conformity therewith have been made.

Treasury to fix Fees to be taken under this Act.

LVII. And be it enacted, That it shall be lawful for the Commissioners of Her Majesty's Treasury, by an Order to take effect on the Commencement of Registration under this Act, to fix the Fees to be taken in the said Register Office in respect of Documents to be registered, Searches, Certificates, Office Copies, and other Matters to be done in the said Office under this Act; and the Powers contained in the said Act of the Third Year of King *William* the Fourth, of reducing, altering, or varying Fees established in the said Register Office, and establishing other Fees, shall extend to the Fees to be fixed as aforesaid; and the Fees to be taken under this Act shall be accounted for and applied according to the Provisions of the said Act.

Power for the Treasury to make Regulations as to numbering Documents, making Entries, examining Documents, making Copies, Extracts, and Searches, granting Certificates, &c.

LVIII. And be it enacted, That it shall be lawful for the Commissioners of Her Majesty's Treasury to make such Orders, Rules, and Regulations as they from Time to Time deem proper, as to the Mode and Time in and at which the Documents herein-before directed to be made up into Books or Parcels and numbered shall be so made up and numbered; and as to the Manner and Time in and at which the Entries hereby directed to be made shall be made; and as to the Use of the Seal of the said Register Office; and as to the Examination and Comparison of duplicate Originals of deposited Documents, and the granting of Certificates with reference thereto; and as to the making of Copies of and Extracts from deposited Documents, and the granting of Certificates with reference thereto, and the Restrictions and Conditions under which such Copies, Extracts, or Certificates shall be given; and as to the making Searches of and providing and issuing Extracts from any of the Indexes to be kept at the said Register Office, and granting Certificates with reference thereto; and as to the Forms of Requisitions for such Copies, Extracts, or Searches as aforesaid, and the giving of Receipts for Documents received at the said Register Office; and as to the Mode in which and the Restrictions and Conditions under which Searches of the Indexes kept at the said Office, and Inspection of the Documents deposited there, shall be permitted; and as to the Payment and Application of the Fees received by the Registrar or by the said Office; and as to the Expenses and Disbursements of the said Office, and the auditing of the Accounts thereof; and as to all other Matters and Things whatsoever connected with the Regulation and Management of the said Register Office and the Execution of this Act, not specially hereby provided for; and from Time to Time to alter, vary, or revoke any such Order, Rule, or Regulation, and make any new Orders, Rules, and Regulations for the Purposes aforesaid; and by any such Order, Rule, or Regulation as herein-before mentioned to leave or refer any of the several Matters aforesaid, or any other Matter connected with the Execution of this Act, to the Discretion of the Registrar.

Registration under this Act to have the same Effect against Acts prior to Commencement of Registration as Registration under former Acts.

LIX. And be it enacted, That the Registration under this Act of any Assurance executed after the Commencement of Registration under this Act, or of any Will of any Testator who shall die after such Commencement of Registration, or of any Appointment, Choice, Act and Warrant, Nomination or Order, made after such Commencement, in any Bankruptcy or Insolvency, shall have the same Effect in giving Validity and Priority to such Will or other Assurance, Appointment, Choice, Act and Warrant, Nomination or Order, as against Persons claiming under any Assurance made before the Commencement of Registration under this Act, or under any Will made by any Testator who has died before such Commencement, as the Registration of a Memorial of such Assurance executed after such Commencement, or of such Will of any Testator who shall die after such Commencement, or the Registration of the proper Document evidencing such Appointment, Choice, Act and Warrant, Nomination or Order, so respectively made after such Commencement, would have had in case this Act had not been passed, and such Memorial or Document had been registered at the Time at which such Assurance, Will, Appointment, Choice, Act and Warrant, Nomination or Order, shall be registered under the Provisions of this Act.

Entries of Decrees, Judgments, Rules, Statutes, Recognizances,

LX. Provided always, and be it enacted, That, except as herein particularly mentioned, no Decree or Order of any Court of Equity, and no Judgment, Rule, Statute, or Recognizance, (whether the same be obtained or entered into in the Name or upon the Account of

of Her Majesty, Her Heirs or Successors, or of any other Person,) and no Inquisition and no Obligation or Specialty made to Her Majesty, Her Heirs or Successors, and no Acceptance of Office whereby the Lands of the Officer become chargeable, and no Lis pendens, shall be registered under the Provisions of this Act, but every such Decree, Order, Judgment, Rule, Statute, Recognizance, Inquisition, Obligation, Specialty, Acceptance of Office, and Lis pendens entered or registered under the Provisions of an Act passed in the Session of the Seventh and Eighth Years of the Reign of Her present Majesty, intituled *An Act for the Protection of Purchasers against Judgments, Crown Debts, Lis pendens, and Commissions of Bankruptcy, and for providing One Office for the registering all Judgments in* Ireland, *and for amending the Laws in* Ireland *respecting Bankrupts and the Limitation of Actions*, as amended by the said Act of the Twelfth Year of Her Majesty, to facilitate the Transfer of Landed Property in *Ireland*, and the Act of the present Session, to amend the Laws concerning Judgments in *Ireland*, shall have the same Protection and Priority as if this Act had not been passed, a Registration of any Assurance, Will, or other Act under the Provisions of this Act being for the Purposes of this Enactment to be deemed to have the same Effect as a Registration by Memorial or otherwise under the Provisions of the Acts now in force for the Registration of such Assurance, Will, or Act respectively.

Crown Debts, and Acceptances of Office under 7 & 8 Vict. c. 90. not affected.

LXI. Provided also, and be it enacted, That such Transfers and other Assurances of or relating to Shares in any public or private Works or Undertaking of any Corporation, Company, or Society, as by virtue of any local or other Act of Parliament are or shall be required to be registered or otherwise entered or minuted in the Books of the Corporation, Company, or Society, shall not be affected in any Manner whatever by reason of the same not having been registered under the Provisions of this Act.

Shares in Companies not to be affected.

LXII. And be it enacted, That if any Person shall forge, counterfeit, or imitate, or cause or procure to be forged, counterfeited, or imitated, or knowingly act or assist in forging, counterfeiting, or imitating, upon any Document upon which the Seal of the said Register Office is or shall be required or authorized to be impressed, the Impression or any Part of the Impression of the Seal of the said Register Office, or shall knowingly stamp or mark, or cause or procure to be stamped or marked, or knowingly act or assist in stamping or marking, any such Document with any forged or counterfeited Seal of the said Register Office, with the Intent to defraud any Person whomsoever, or shall forge or counterfeit, or cause or procure to be forged or counterfeited, or knowingly act or assist in forging or counterfeiting, the Name, Signature, or Handwriting of any Officer of the said Register Office, in any Case in which the Signature of such Officer is or shall be required or authorized to be made, or shall forge or counterfeit, or cause or procure to be forged or counterfeited, or knowingly act or assist in forging or counterfeiting, the Name, Signature, or Handwriting of any Person whomsoever to any Document which is or shall be required or directed to be signed by such Person, or shall, with an Intention to defraud any Person whomsoever, use any Document upon which any Impression or Part of the Impression of any Seal of the said Register Office shall have been forged, counterfeited, or imitated, knowing the same to be forged, counterfeited, or imitated, or any Document the Signature of which shall be so forged or counterfeited as aforesaid, knowing the same to be forged or counterfeited, every such Person so offending, being thereof lawfully convicted, shall be and is hereby declared and adjudged to be guilty of Felony, and being convicted thereof shall be liable, at the Discretion of the Court, to be transported beyond the Seas for Life, or for any Term not less than Seven Years, or to be imprisoned for any Term not exceeding Four Years nor less than One Year.

Punishment for forging Signatures required by this Act, or counterfeiting Impressions of the Seal of the Register Office.

LXIII. 'And whereas by the Operation of the Act of the present Session, "to amend 'the Laws concerning Judgments in *Ireland*," the Duties of the Office of the Registrar of 'Judgments will be diminished, and it may be expedient to discontinue the same as a 'separate Office:' Be it therefore enacted, That it shall be lawful for the Commissioners of Her Majesty's Treasury, if they see fit, to order the Consolidation with the said Register Office of the Office established under the said Act of the Seventh and Eighth Years of Her Majesty, and to transfer to the said Register Office all or any of the Officers and Clerks appointed or authorized to be appointed under such last-mentioned Act, and to order that the

Power to the Treasury to consolidate the Registrar of Judgments Office with the Office established under 7 & 8 Vict. c. 90.

the Offices of all or any of such Officers and Clerks shall be abolished upon the Persons who may hold such Offices respectively at the Time of the making of such Order ceasing to hold the same, and to make such Order for the Regulation of the Business to be transacted in the said Register Office upon such Consolidation as the said Commissioners may see fit; and the Officers to whom any Duties of the said Office established under the said Act of the Seventh and Eighth Years of Her Majesty shall be transferred under such Order shall have as full Powers and Jurisdiction for all official Purposes, and be subject to the like Liabilities in respect of such Duties and the Performance thereof, as the Officers whose Duties shall be so transferred enjoyed or were subject to before such Consolidation; and all Books belonging to the said Office established under the said Act of the Seventh and Eighth Years of Her Majesty shall, on such Day as shall be mentioned in any Order of the said Commissioners, be deposited in the said Register Office, subject to the like Right of Access thereto, and upon the like Payment, as if the same had remained in the Office from which the same shall be removed.

Interpretation of Terms.

LXIV. And be it enacted, That in the Construction of this Act the following Words and Expressions shall have the Meanings hereby assigned to them, unless such Meanings be repugnant to or inconsistent with the Context; (that is to say,) Words importing the Singular Number shall include the Plural Number, and Words importing the Plural Number shall include the Singular Number; Words importing the Masculine Gender shall include Females; the Word "Person," and Words applying to any Person or Individual, shall apply to and include Corporations, whether aggregate or sole; the Word "Lands" shall extend to all Manors, Messuages, Lands, Advowsons, Rectories, Tithes, Rents, and other Hereditaments whatsoever, whether corporeal or incorporeal, and also to any Estate or Interest in any such Manors, Messuages, Lands, Advowsons, Rectories, Tithes, Rents, or other Hereditaments, whether the same be a Freehold or a Chattel Interest, and whether legal or equitable; the Word "Assurance" shall extend to a Contract; the Word "Will" shall extend to a Codicil, and to an Appointment by Will or by Writing in the Nature of a Will in exercise of a Power; the Word "Person" shall extend to a Body Corporate as well as an Individual; the Word "Title" shall extend to a Power or Right to convey or otherwise affect Lands; the Word "Grantor" shall apply to any Person by whom Lands shall be conveyed, appointed, charged, or otherwise affected; and every Person claiming derivatively under any Assurance shall be considered as claiming under the same; and the Word "Addition" where the Addition of any Person whose Name is required by this Act to be entered in any Index to be kept at the said Register Office is hereby directed to be entered with such Name shall mean the Description as to Residence, Title, Rank, Profession, or Occupation.

Act may be amended, &c.

LXV. And be it enacted, That this Act may be amended or repealed in this present Session of Parliament.

CAP. LXXIII.

An Act to amend the Law relating to Proceedings by Process of Attachment of Goods in the Borough and other Courts of Record in *Ireland*.

[14th *August* 1850.]

3 & 4 Vict. c. 108.

'WHEREAS by an Act of the Third and Fourth Years of the Reign of Her present Majesty, intituled *An Act for the Regulation of Muncipal Corporations in* Ireland, it was amongst other things enacted that in all Cases of Debt or liquidated Damages, in which the Plaintiff should be desirous of proceeding in the Court of Record of any Borough, by Attachment of Goods, the Plaintiff, or One of the Plaintiffs, or some Person able to depose to the Facts of his own Knowledge, should first make an Affidavit, before the Recorder or the Mayor of such Borough, of the Cause of Action in manner therein provided, and that thereupon it should be lawful for such Recorder or Mayor to issue an Attachment, to be directed to the proper Officer of the Court, to attach the Goods of the Defendant within the Borough; and thereupon such Officer is by the said Act authorized