
A BILL

To further amend the Law relative to the Registration of Deeds affecting Real Estate.

(Presented by MR. JOHNSON, 17 October, 1860.)

WHEREAS by section eighteen of the Act twenty-second Victoria Preamble.
number one it was enacted that no Instrument thereafter
executed and registered under the provisions of any Act in force for the 22 Vic. No. 1 sec. 18.
Registration of Deeds should lose any priority to which it would be
5 entitled by virtue of such registration by reason only of bad faith in the
conveying party if the party beneficially taking under such Instrument
acted *bonâ fide* and there was a valuable consideration for the same paid
or given And whereas it is expedient to extend the said provisions of
the said Act as herein provided Be it therefore enacted by the Queen's
10 Most Excellent Majesty by and with the advice and consent of the
Legislative Council and Legislative Assembly of New South Wales in
Parliament assembled and by the authority of the same as follows :—

1. No Instrument executed prior to the commencement of the
said hereinbefore mentioned Act and registered at any time under the
15 provisions of any Act in force for the Registration of Deeds shall lose or
be deemed to have lost any priority to which it would be entitled by
virtue of such registration by reason only of bad faith in the conveying
party if the party beneficially taking under such Instrument acted *bonâ
fide* and there was a valuable consideration for the same paid or given
20 Provided that nothing herein shall extend to any case where an adverse
title has been established by the judgment of any competent Court or
shall hereafter be established by any such judgment in any action or
suit now pending or which shall be commenced within six months after
the passing hereof.

Deeds registered prior to 22nd Vict. No. 1 not to lose priority by *mala fides* of conveying party.

Except where adverse title established by judgment of Court.

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