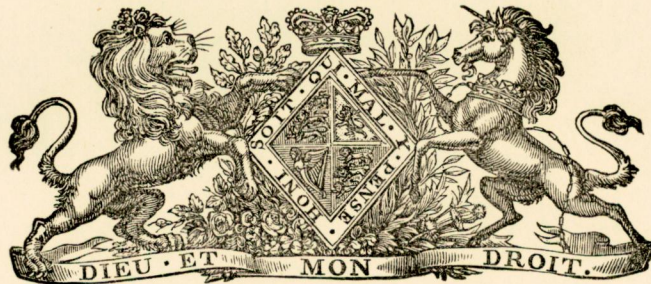


*This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.*

*Legislative Assembly Chamber,  
Sydney, 4 September, 1863.* }

CHA. TOMPSON,  
*Clerk of Legislative Assembly.*

## New South Wales.



ANNO VICESIMO SEPTIMO

## VICTORIÆ REGINÆ.

\*\*\*\*\*

No. .

An Act to render valid certain Orders of Sequestration in  
Insolvency.

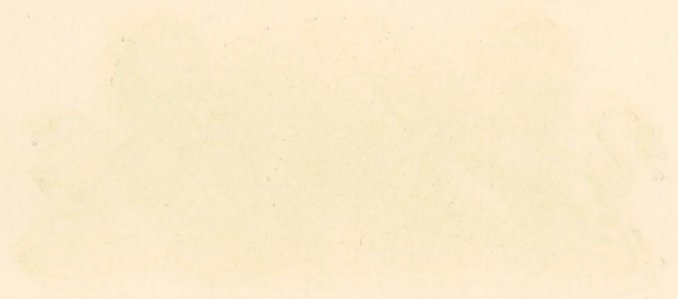
**W**HEREAS certain orders and adjudications have been made by Preamble.  
the Chief Commissioner of Insolvent Estates whereby the  
estates of certain persons have been ordered to be placed under  
sequestration and whereas doubts exist as to the validity of such orders  
5 and adjudications by reason of the matters required to be proved to  
the satisfaction of the said Commissioner before the making of any  
such order or adjudication not having been so proved And whereas  
it is expedient to declare such orders and adjudications to be valid  
Be it therefore enacted by the Queen's Most Excellent Majesty by and  
10 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. All orders heretofore made by the Chief Commissioner Certain sequestra-  
tions without  
previous proof made  
valid.  
whereby the estate of any person shall have been ordered to be placed  
15 under sequestration and all adjudications by the said Commissioner  
whereby any such estate shall have been adjudged to be sequestrated  
shall be deemed to have been lawfully made although the matters  
required to be proved to the satisfaction of the said Commissioner  
before the making of any such order or any such adjudication shall  
20 not have been so proved.

87—

[Price, 3d.]

THE GREAT BRITAIN



BY APPOINTMENT TO HER MAJESTY THE QUEEN

# VICTORIA REGINA

BY THE KING OF GREAT BRITAIN

1842

PRINTED BY RICHARD CLAY AND COMPANY, BUNGAY, SUFFOLK

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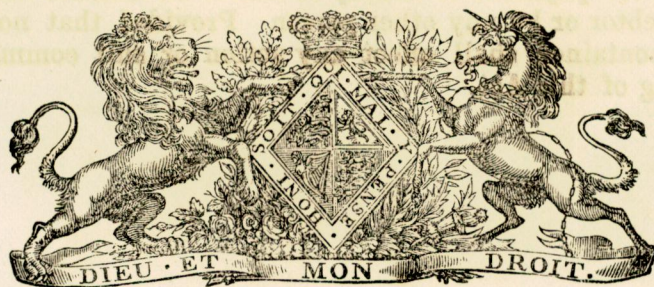
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Legislative Assembly Chamber,  
Sydney, 4 September, 1863. }

CHA. TOMPSON,  
Clerk of Legislative Assembly.

## New South Wales.



ANNO VICESIMO SEPTIMO

# VICTORIÆ REGINÆ.

\*\*\*\*\*

No. .

*(As amended in Committee of the Whole.)*

An Act to render valid certain Orders of Sequestration in  
Insolvency and for other purposes.

**W**HEREAS certain orders and adjudications have been made by Preamble.  
the Chief Commissioner of Insolvent Estates whereby the  
estates of certain persons have been ordered to be placed under  
sequestration and whereas doubts exist as to the validity of such orders  
5 and adjudications by reason of the matters required to be proved to  
the satisfaction of the said Commissioner before the making of any  
such order or adjudication not having been so proved And whereas  
it is expedient to declare such orders and adjudications to be valid  
And whereas doubts have arisen as to the meaning of the word "payment"  
10 in the first and second clauses of the Act twenty-fifth Victoria number  
eight Be it therefore enacted by the Queen's 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:—

15 1. All orders heretofore made by the Chief Commissioner Certain sequestra-  
whereby the estate of any person shall have been ordered to be placed tions without  
under sequestration and all adjudications by the said Commissioner previous proof made  
whereby any such estate shall have been adjudged to be sequestrated valid.  
shall not be deemed to have been ~~lawfully~~ unlawfully made although  
20 by reason that the matters required to be proved to the satisfaction  
of

NOTE.—The words proposed to be omitted are ruled through; the words to be inserted are printed in  
black letter.

*Orders of Sequestration in Insolvency Validating.*

of the said Commissioner before the making of any such order or any such adjudication shall not have been so proved by affidavits not made in due manner and form.

2. And whereas it is expedient to define the meaning of the word "payment" used in the first and second sections of the Act twenty-fifth Victoria number eight Be it enacted that in the construction of the said sections of the said Act the word payment shall mean and be deemed to include the transfer or delivery by way of payment by any debtor or by any person on his behalf to a creditor or to any person on behalf of a creditor of any gold silver or copper money bank notes bankers' drafts bank post bills or any bankers' cheques or orders for payment of money to bearer on demand made or drawn by such debtor or by any other person Provided that nothing in this section contained shall affect any action or suit commenced before the passing of this Act.

Definition of the word "payment" in sections 1 and 2 of 25 Vic. No. 8.

ORDERS OF SEQUESTRATION IN INSOLVENCY VALIDATING BILL.

*SCHEDULE of the Amendments made by the Legislative Council in the Bill intituled,  
"An Act to render valid certain Orders of Sequestration in Insolvency," returned  
to the Legislative Assembly, with Message of 30 September, 1863.*

R. O'CONNOR,  
Clerk of the Legislative Council.

Title. At the end of title *add* "and for other purposes."

Preamble, line 8. *After* "valid" *insert* "And whereas doubts have arisen as to the  
"meaning of the word 'payment' in the first and second clauses of the  
"Act twenty-fifth Victoria number eight."

Page 1, clause 1, line 19. *After* "shall" *insert* "not"

" " line 19. *Omit* "lawfully"; *insert* "unlawfully"

" " line 19. *Omit* "although"; *insert* "by reason that"

Page 2, " line 2. *Omit* "not"

" " line 2. *After* "proved" *add* "by affidavits not made in due manner  
"and form."

" *After* clause 1, *add* the following new clause:—

"2. And whereas it is expedient to define the meaning of the word  
" 'payment' used in the first and second sections of the Act twenty-fifth  
" Victoria number eight Be it enacted that in the construction of the  
" said sections of the said Act the word payment shall mean and be deemed  
" to include the transfer or delivery by way of payment by any debtor or  
" by any person on his behalf to a creditor or to any person on behalf of a  
" creditor of any gold silver or copper money bank notes bankers' drafts  
" bank post bills or any bankers' cheques or orders for payment of money  
" to bearer on demand made or drawn by such debtor or by any other  
" person Provided that nothing in this section contained shall affect any  
" action or suit commenced before the passing of this Act."

Definition of the  
word "payment"  
in sections 1 and  
2 of 25 Vic. No. 8.



This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

Legislative Assembly Chamber, }  
Sydney, 4 September, 1863. }

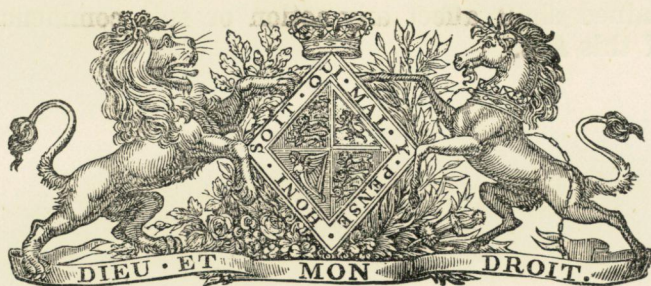
CHA. TOMPSON,  
Clerk of Legislative Assembly.

The LEGISLATIVE COUNCIL has this day agreed to this Bill with Amendments.

Legislative Council Chamber, }  
Sydney, 30 September, 1863. }

R. O'CONNOR,  
Clerk of Legislative Council.

## New South Wales.



ANNO VICESIMO SEPTIMO

# VICTORIÆ REGINÆ.

\*\*\*\*\*

No. .

An Act to render valid certain Orders of Sequestration in  
Insolvency and for other purposes.

**W**HEREAS certain orders and adjudications have been made by <sup>Preamble.</sup> the Chief Commissioner of Insolvent Estates whereby the estates of certain persons have been ordered to be placed under sequestration and whereas doubts exist as to the validity of such orders and adjudications by reason of the matters required to be proved to the satisfaction of the said Commissioner before the making of any such order or adjudication not having been so proved And whereas it is expedient to declare such orders and adjudications to be valid **And whereas doubts have arisen as to the meaning of the word "payment" in the first and second clauses of the Act twenty-fifth Victoria number eight** Be it therefore enacted by the Queen's 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. All orders heretofore made by the Chief Commissioner whereby the estate of any person shall have been ordered to be placed under sequestration and all adjudications by the said Commissioner whereby any such estate shall have been adjudged to be sequestrated shall ~~not~~ be deemed to have been ~~lawfully~~ **unlawfully** made ~~although~~ by reason that the matters required to be proved to the satisfaction of

Certain sequestrations without previous proof made valid.

NOTE.—The words proposed to be omitted are ruled through; the words to be inserted are printed in black letter.

*Orders of Sequestration in Insolvency Validating.*

of the said Commissioner before the making of any such order or any such adjudication shall not have been so proved by affidavits not made in due manner and form.

2. And whereas it is expedient to define the meaning of the word "payment" used in the first and second sections of the Act twenty-fifth Victoria number eight Be it enacted that in the construction of the said sections of the said Act the word payment shall mean and be deemed to include the transfer or delivery by way of payment by any debtor or by any person on his behalf to a creditor or to any person on behalf of a creditor of any gold silver or copper money bank notes bankers' drafts bank post bills or any bankers' cheques or orders for payment of money to bearer on demand made or drawn by such debtor or by any other person Provided that nothing in this section contained shall affect any action or suit commenced before the passing of this Act.

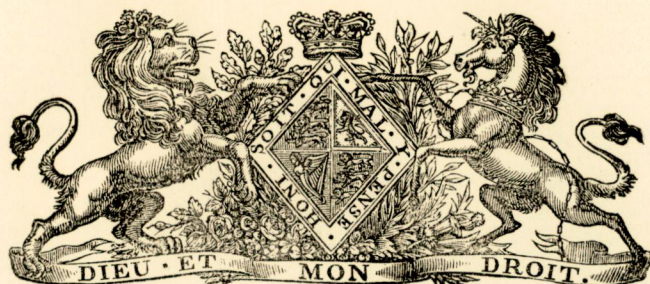
Definition of the word "payment" in sections 1 and 2 of 25 Vic. No. 8.

Sydney :—Thomas Richards, Government Printer,—1863.

[Price, 3d.]



# New South Wales.



ANNO VICESIMO SEPTIMO

## VICTORIÆ REGINÆ.

\*\*\*\*\*

### No. IV.

An Act to render valid certain Orders of Sequestration in  
Insolvency. [Assented to, 18th December, 1863.]

**W**HEREAS certain orders and adjudications have been made by Preamble.  
the Chief Commissioner of Insolvent Estates whereby the  
estates of certain persons have been ordered to be placed under  
sequestration and whereas doubts exist as to the validity of such orders  
and adjudications by reason of the matters required to be proved to  
the satisfaction of the said Commissioner before the making of any  
such order or adjudication not having been so proved And whereas  
it is expedient to declare such orders and adjudications to be valid  
Be it therefore enacted by the Queen's 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. All orders heretofore made by the Chief Commissioner  
whereby the estate of any person shall have been ordered to be placed  
under sequestration and all adjudications by the said Commissioner  
whereby any such estate shall have been adjudged to be sequestrated  
shall be deemed to have been lawfully made although the matters  
required to be proved to the satisfaction of the said Commissioner  
before the making of any such order or any such adjudication shall  
not have been so proved. Certain sequestra-  
tions without  
previous proof made  
valid.

By Authority: THOMAS RICHARDS, Government Printer, Sydney, 1863.

[Price, 3d.]

