

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, 5 December, 1865. }

CHA. TOMPSON,
Clerk of Legislative Assembly.

New South Wales.



ANNO VICESIMO NONO

VICTORIÆ REGINÆ.

No. .

An Act to amend the Act 19 Victoria No. 2 relating to Secret Bills of Sale of Chattel Property.

WHEREAS the Act of Council nineteen Victoria number two Preamble. intituled "*An Act for preventing Frauds upon Creditors by Secret Bills of Sale of personal Chattels*" requires to be amended Be it therefore enacted by the Queen's Most Excellent Majesty by 5 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. Every Bill of Sale referred to in the first section of the said recited Act unless filed or recorded as thereby provided when the 10 same shall have been executed at any place within two hundred miles from Sydney within thirty days and when at any place beyond two hundred miles within sixty days from the time of the execution thereof shall except as against such person making or giving the same be absolutely void to all intents and purposes whatsoever.

15 2. Every such Bill of Sale filed or recorded as aforesaid shall be valid against all judgment creditors all assignees or trustees in 20 insolvency or bankruptcy or under any deed or deeds for the benefit of creditors and all other persons whomsoever and shall not be affected by or be subject to the provisions contained in the fifty-fifth section of the Act fifth Victoria number seventeen Provided that the same shall have been made and executed *bonâ fide* and for the consideration alleged in such Bill of Sale and shall not have been subsequently satisfied or shall not be otherwise affected under the provisions of the said Act fifth Victoria number seventeen except as herein contained

25 And provided also that no such Bill of Sale so filed or recorded as aforesaid

Amended Secret Bills of Sale Prevention.

aforesaid shall affect any law relating to landlords and tenants
 And provided also that the affidavit required to be filed or recorded
 with such Bill of Sale or copy thereof shall contain in addition to the
 particulars required by the said recited Act a statement of the place
 5 where such Bill of Sale was executed and its distance from Sydney.

3. The Prothonotary shall upon any person requiring to search
 in either of the books referred to in the third section of the said recited
 Act demand the name of the person required to be searched against
 in respect of any such Bill of Sale and shall not allow any other search
 10 or view to the same person without his furnishing the same particulars
 in respect thereto and without charging him the fees mentioned in the
 said recited Act for each and every such search or view as the case may
 be And no copy or extract from any Bill of Sale or filed copy thereof
 as provided by the fifth section of the said recited Act shall be furnished
 15 except by one of the officers of the Supreme Court and unless the
 person requiring the same shall first specify the names of the parties
 to the said Bill of Sale and its number as filed or recorded as
 aforesaid.

Searches to be made
 against individual
 names only.

4. This Act may be cited as the "Amended Secret Bills of Sale
 20 Prevention Act of 1865." Short Title.

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[Price, 3d.]

Sydney: Thomas Richards, Government Printer.—1865.