

1885-6.

Legislative Council.

TRUSTEE ACT AMENDMENT BILL.

*(New Clauses to be proposed in Committee of the Whole by  
MR. NORTON.)*

2. Whenever the person entitled to recover or receive payment of any money secured by mortgage upon real or personal property or any interest therein whether such person shall be the original mortgagee or some person claiming through him shall personally or by attorney sign a receipt for the mortgage debt or for any sum of money in satisfaction thereof or an acknowledgment that such mortgage has been satisfied the mortgaged property shall be thereby discharged from such mortgage and from all powers thereby granted and from all principal interest and other moneys thereby secured but shall be and remain subject to all uses and trusts declared by any deed previously executed in respect of such property.

3. Every acknowledgment of the payment of the mortgage debt in full or of any less sum in satisfaction thereof heretofore endorsed on any mortgage by an executor administrator assignee attorney or other representative of the original mortgagee and attested and registered as required by the said section fifty-two of the "Trustee Act 1852" shall be and be deemed to have been as effectual as if the same had been signed by the original mortgagee in person.



TRUSTEE ACT AMENDMENT BILL

This Bill is proposed to be introduced in the Legislative Council of the Western Australia  
Mr. NORTH

2. Wherever the person entitled to receive a trustee payment of any trust fund is a minor or person of unsound mind or person of any age who is under age the trustee or trustees of the trust shall be the trustee or trustees of any person (being a minor or person of unsound mind or person of any age) who is for the purpose of the trust a trustee of the trust and who is for the purpose of the trust a trustee of the trust and who is for the purpose of the trust a trustee of the trust and who is for the purpose of the trust a trustee of the trust.

It being a condition of the payment of the trustee that an affidavit of any loss or in satisfaction thereof shall be filed on any trust, by an executor, administrator, assignee or other representative of the original trustee and shall be registered as required by the said section 11 of the "Trusts Act 1932" shall be deemed to have been obtained if the same has been signed by the original trustee in power.