

February 19, 1973

ENGLISH STATUTES IN FORCE IN ALBERTA

INTRODUCTION

We have been asked by the Institute to prepare a list of the English statutes which probably are in force in Alberta today as part of the law of England adopted by the law of Alberta. The general problem is described in the memo to the Institute of Law Research and Reform attached to Mr. Hurlburt's letter of October 31, 1968. We have not felt that Imperial statutes in force of their own power (and not as English law of July 15, 1870), such as the Statute of Westminster, or the Imperial Shipping Acts, were part of our task.

Because of the existence of Her Majesty's Stationery Office's published chronological list and index to the statutes in force 1870 there is little difficulty in arriving at a complete list of the statutes in force in England on the 15th of July, 1870, or in arriving at a subject index to those statutes. The Stationery Office's list only omits a dozen or so statutes which were passed between the cut-off date of that list and the 15th of July in the same year. Nor is there any particular problem in arriving at a fairly complete list of English statutes which have been held to be in force and not to be in force by the Courts of various Commonwealth countries other than the United Kingdom. One of us prepared such a list sometime ago and it is over 200 pages in length.

Neither of these lists is completely satisfactory for the practitioner, however. The latter list includes a number of statutes which were repealed before the 15th of July, 1870, and omits a good many statutes which must be of practical importance but happen not to have been considered by the courts. The former is far too all-embracing as it omits nothing. Yet many of the statutes which were in force in England on the 15th of July, 1870, were of little significance in England and probably of none whatever outside England. For one thing the process of pruning the deadwood out of the English statute books by means of Law Revision Acts was only in its early stages in 1870. What is far more important the law which is in force in Alberta is only so much of the law of England on the 15th of July, 1870, (a) as applicable to Alberta, and (b) as not repealed or modified by subsequent Canadian or provincial statutes. The precise meaning of these two terms is a very involved question (which one of us has discussed at some length in an unpublished monograph) but the general import of it is easy enough to see.

Therefore, the task has been to prepare a useful list of only such of the 15th of July, 1870, statutes as really appear still to be likely to have some practical effect in Alberta at the present time.

The two of us (with the assistance of Glen Acorn in the early stages) started work upon a preliminary list which one of us drew up some time ago. This latter list omitted categories of statutes which obviously were not applicable to Alberta, such as local or personal statutes

(many of which were passed under the nominal guise of public general statutes), revenue statutes, annual Militia Acts, and that sort of thing. In addition, in an intermediate stage, one of us pruned away a number of other old statutes which appeared clearly to be of no present significance. Both of us then considered each statute which remained and left it on the list only if it appeared likely to have some practical effect at the present day, and also did not appear (so far as we were able to discover) to have been replaced or repealed by Canadian or Alberta legislation. In searching for local repeal or amendment we were assisted by several law students doing summer work for the Institute.

The volume of statutes considered was very large and therefore often we were forced to consider a statute as a whole rather than considering each individual section separately. Where a statute has been included in the list as being probably applicable there are almost certainly individual sections in it which would not be applicable. On the other hand, where a statute appeared on the whole to be inapplicable we have felt reasonably safe in excluding it on the supposition that an individual isolated provision in it was likely to fall because of its general context and not to be applicable here. (There is authority in the cases for such an approach.) In a few cases we have, however, picked out isolated provisions which appeared as though they might be in force because they dealt with a topic distinct from that of the sections which surrounded them.

The knowledge of English law required to do a perfect job in this field would be limitless, and it is entirely possible that we have omitted from the list some statutes whose provisions we did not fully understand and whose significance therefore escaped us. For this reason we would be hesitant to recommend any form of blanket repeal of statutes not included in our list. In any event, such repeal would almost certainly require cooperation of Parliament as well as the provincial legislature and that would probably be impractical. Then again, if the statutes not included in our list really are inapplicable (as we believe) their existence without repeal is probably harmless to anyone. Until now their prime significance has been as a source of worry and possible overlooked law, and we trust that making available a list of statutes which we think may have some practical effect will largely remove this fear.

On the other hand, we must not be thought to warrant the usefulness of all the statutes which we have included. We have sometimes erred on the cautious side in including a statute, and at other times have included a statute simply because we believed that it had a fundamental or theoretical significance for basic underlying rules of law which everyone takes for granted and assumes to be part of the common law. Then again, on other occasions we have included a statute because some court had held it to be in force in some jurisdiction outside the United Kingdom even though we may have had considerable doubts as to its effect. On other occasions the statute may have been on a subject covered in part by local Canadian or provincial legislation so

that it would be arguable that the field was now occupied, and the English statute by implication repealed, but we have nevertheless left it in lest we should be wrong in this feeling.

We would therefore respectfully suggest that in lieu of any statutory action being taken, the chronological list of statutes we have thus pruned be made available to the public. This might be done through a supplement or addendum to the Revised Statutes of Alberta, 1970. The alphabetical subject index put out by Her Majesty's Stationery Office in 1870 could be appended, possibly with the deletion of certain subject headings which are plainly inapplicable (such as Ecclesiastical Law). The scope of that subject index would thus be wider than our list of statutes which we considered more likely to be in force but there would be no harm in that as it would be a double check on our work. We would also recommend that some of the English statutes which are almost certain to have a practical significance be reprinted in full or in part. An obvious example of this would be the Statute of Frauds, which is one of the most fundamental statutes for everyday practice and yet (since its virtual repeal in England in recent years) one whose text is hard to obtain, especially for a practitioner who does not have recourse to a large law library. How many of the statutes should be thus reprinted and how much of each should be reprinted is obviously a question of degree, and we think it really depends upon who is doing the publishing and how much space and money is available. It also depends upon how widely circulated the publication is. If the report or

extracts from it were to go to the profession in the form of an appendix to the Revised Statutes of Alberta, 1970, there would be some point in such a reprint of statutes otherwise usually inaccessible. On the other hand, if the report were merely to be made available to interested parties by the Institute of Law Research and Reform, it probably would not be widely consulted by persons who did not have access to large libraries and therefore such a reprinting might well be a waste of time and money. In any event, we have given some suggestions for reprinting on our list.

We have supplied to the Institute some brief notes of our reasons for including or excluding some of the statutes which we considered in the later stages. It did not seem worthwhile reproducing these reasons for general circulation, and therefore the list of applicable statutes which we have provided is simply a summary describing each statute by its regnal year and chapter, and short title or brief description of subject matter.

W. H. Hurlburt

J. E. Cote

ENGLISH STATUTES PROBABLY IN FORCE IN ALBERTA

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
Print?	52 Hen. 3 Stat. Marl.	c. 4	Unreasonable Distress
Print?	"	c. 15	Where distress may be made
	"	c. 23	Waste
	3 Ed. 1 Stat. Westm. Prim.	c. 24	Unlawful disseisin by civil servants
	6 Ed. 1 Stat. Glouc.	c. 1	Recovery of damages and costs for disseisin
	"	c. 5	Actions of waste
	13 Ed. Stat. 1 Westm. sec.	c. 23	Executors' Writ of Accompt, as deceased could have had
	18 Ed. 1 Stat. d'ni R. de T'ris &c (18 Ed. 1 St. 1 in Ruffhead)	cc. 1, 2, 3	Quia Emptores: restraint of subinfeudation
Print?	25 Ed. 1 Magna Carta (9 Hen. 3 in Ruffhead)	c. 1	Confirmation of liberties
	"	c. 8	Crown debt and sureties

REGNAL YEAR	CHAPTER	SUBJECT MATTER
25 Ed. 1 Magna Carta (9 Hen. 3 in Ruffhead) cont'd.	c. 29	Criminal and civil justice
"	c. 37	Confirmation of customs and liberties
25 Ed. 1 Stat. de Tallag (34 Ed. 1 St. 4 in Ruff- head)		Restraint on taxation, pur- veyance, etc.
28 Ed. 1 Artic. sup. Cart.	c. 11	Maintenance and champerty
"	c. 19	Restoration of issues of lands seized by Crown
33 Ed. 1 Ordin. de Consp. (St. 2 in Ruffhead)		Conspiracy, maintenance and champerty
17 Ed. 2 St. 2 Provisions Dist' s'cii between cc. 13 and 14 (51 Hen. 3 St. 4 in Ruffhead)		Distress
Statutes of Uncertain Date: Stat. de Consp.		Conspiracy

REGNAL YEAR	CHAPTER	SUBJECT MATTER
1 Ed. 3 St. 2	c. 14	Maintenance and Champerty
"	c. 8	Commands in delay of justice by Crown invalid
4 Ed. 3	cc. 3, 4	Compensation for expropriation of chattels
"	c. 9	Unlawful attachment etc. forbidden
14 Ed. 3 St. 1	c. 6	Amendment of records; errors do not produce nullity
20 Ed. 3 Ordinance for the Justices		Civil procedure and proper con- duct of judicial officers
25 Ed. 3 St. 1 (St. 2 Crown 7 Ruffhead)		Status of children born abroad
25 Ed. 3 St. 5	c. 2	Treason: arms and ammunition: riot
"	c. 5	Executors of executors

REGNAL YEAR	CHAPTER	SUBJECT MATTER
28 Ed. 3	c. 3	Liberty of the Subject
31 Ed. 3 St. II		Administration on intestacy
34 Ed. 3	c. 1	Justices of the peace
42 Ed. 3	c. 10	Naturalization of British subjects born abroad
1 Ric. 2	c. 4	Maintenance and champerty
5 Ric. 2 St. 1 (c. 8 in Ruffhead, c. 7 in Pickering)	c. 7	Forcible entry
"	c. 15	Maintenance and champerty
8 Ric. 2	c. 3	Magna Carta, justices not to take bribes
"	c. 4	False entries of pleas by clerks and judges
11 Ric. 2	c. 10	Foreign merchants

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
Print?	15 Ric. 2	c. 2	Forcible entry
	17 Ric. 2	c. 6	Damages for untrue suggestions in Chancery
	"	c. 8	Suppression of riots, duty of all to aid
	4 Hen. 4	c. 23	Judgments to continue in force until upset
	7 Hen. 4	c. 1	Confirmation of liberties
	2 Hen. 5	c. 8	Riot, duty to assist in suppressing
	9 Hen. 5 St. 1	c. 4	Amendment even after judgment
	2 Hen. 6	c. 1	Confirmation of liberties
Print?	8 Hen. 6	c. 9 (ss. 6, 7)	Forcible entry

REGNAL YEAR	CHAPTER	SUBJECT MATTER
8 Hen. 6	c. 10 (s. 4)	Malicious prosecution
8 Hen. 6	c. 12	Court records, erasures in, and theft of
8 Hen. 6	c. 15	Amendment of inadvertent errors
18 Hen. 6	c. 1	Dating of letters patent
4 Hen. 7	c. 20	"Actions popular"
11 Hen. 7	c. 1	Serving King for the time being not treason
19 Hen. 7	c. 7	Companies corporate restraining person(s) from suing in the courts
4 Hen. 8	c. 8 (s. 2)	Declaration of the privileges of Parliament
6 Hen. 8	c. 15	Application for letters patent

REGNAL YEAR	CHAPTER	SUBJECT MATTER
21 Hen. 8	c. 19	Allows a distress without naming the tenant
25 Hen. 8	c. 21	Transfers control in indulgences, etc. to King (In force <u>proprio vigore</u> in all Dominions)
27 Hen. 8	c. 10	The Statute of Uses
27 Hen. 8	c. 24 (ss. 1, 2)	King's prerogative to pardon and power to appoint judges
28 Hen. 8	c. 5 (s. 7)	Apprentice's covenant not to set up business without master's permission is forbidden
28 Hen. 8	c. 7 (ss. 11-13)	Prohibits marriage in cases of affinity and consanguinity
28 Hen. 8	c. 15 (s. 4)	Taking necessaries in return for bill not piracy
28 Hen. 8	c. 16	Confirms prohibition against marrying within the prohibited degrees

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
Print?	31 Hen. 8	c. 1	The Partition Act
	32 Hen. 8	c. 9 (ss. 2, 3)	(s. 2) Buying up pretended claims to land (s. 3) Maintenance, champerty, suborning witnesses
	32 Hen. 8	c. 30	Provides for judgments notwith- standing mispleadings, insuf- ficient pleading, etc.
Print?	32 Hen. 8	c. 32	Partition
Print?	32 Hen. 8	c. 34	Transferee of reversion gets lessor's rights against lessee
	32 Hen. 8	c. 37	Executor has right to distrain for and recover rent due at deceased's death
	32 Hen. 8	c. 38	Marriage is valid if consummated or if there are children des- pite conflicting betrothal

REGNAL YEAR	CHAPTER	SUBJECT MATTER
33 Hen. 8	c. 21 (ss. 3, 4)	King does not have to be present in person to assent to a Bill
33 Hen. 8	c. 27	Majority necessary to veto granting of a lease by corporation
33 Hen. 8	c. 39 esp. s. 74	Relation of the King and the subject and priority of Crown claims
34 & 35 Hen. 8	c. 8	The Herbalist Act
1 Ed. 6	c. 7	Demise of Crown does not termi- nate actions in Court
2 & 3 Ed. 6	c. 21	Approves marriage of the clergy
3 & 4 Ed. 6	c. 4	Exemplification or constat of enrollment to be of force and effect as first letters patent
5 & 6 Ed. 6	c. 12	Authorizes marriage of clergy

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	5 & 6 Ed. 6	c. 16	Penalizes sale of offices
	1 Mar. sess. 3	c. 1	King's powers may be vested in Queen Regnant
	1 & 2 Ph. & Mar.	c. 12	Taking a distress out of the hundred, etc.
	1 Eliz.	c. 1 (ss. 16, 27)	No foreign authority in the Queen's Dominions
	5 Eliz.	c. 9 (s. 12)	Convicted person's evidence not acceptable
	13 Eliz.	c. 4	Property charge for receipt of money accountable to Crown
Print	13 Eliz.	c. 5	The Fraudulent Conveyances Act
	13 Eliz.	c. 6	Exemplification or constat of letters patent admissible to prove the letters patent

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	14 Eliz.	c. 14	Misnaming of property left to "hospital" for relief of poor
	18 Eliz.	c. 5	Conduct of suit by common informer and prohibition on discontinuance
	18 Eliz.	c. 14	Slip rule statute relating to jury trials
	27 Eliz.	c. 3	Elaborates on 13 Eliz., c. 4 (charge on Crown debtors)
Print?	27 Eliz.	c. 4	Adds to Fraudulent Conveyances Act
	31 Eliz.	c. 5	Deals with common informers
Print?	31 Eliz.	c. 11	Forcible entry
	43 Eliz.	c. 8	Charge on person obtaining goods or debts of an intestate

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	7 Jac. 1	c. 12	Non-admissibility of shop book in evidence after one year
	7 Jac. 1	c. 15	Assignment of phoney debts by persons owing money to King or collecting for Crown
	21 Jac. 1	ç. 3	The Statute of Monopolies
	21 Jac. 1	c. 13	Judgments notwithstanding mispleadings, insufficient pleading, etc.
	21 Jac. 1	c. 14	Persons attacked by Crown by way of information of intrusion who have been in possession of Crown lands for twenty years
Print?	21 Jac. 1	c. 15	Forcible entry
	21 Jac. 1	c. 24	Creditor taking new execution against Executor of debtor
	21 Jac. 1	c. 25	Relief against forfeiture where lands held from Crown

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
Print?	3 Car. 1	c. 1	Petition of Right
Print?	16 Car. 1	c. 10	Abolishes star chamber and similar jurisdiction in other courts. Habeas Corpus
Print?	12 Car. 2	c. 24	Abolishes tenures except free and common socage
	13 Car. 2	c. 1	(1) Sedition; (2) Royal assent
	18 Car. 2	c. 8	Death of a party between verdict and judgement
	19 Car. 2	c. 6	Absence for seven years where there is an estate for life
Print	29 Car. 2	c. 3 (ss. 1-4, 7-11, 13-16)	The Statute of Frauds
	29 Car. 2	c. 7	Lord's Day Act and service of process

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	30 Car. 2	c. 7	Allows creditors to recover debts from executors
	31 Car. 2	c. 1 (s. 54)	No billeting of troops
Print	31 Car. 2	c. 2	The Habeas Corpus Act
	1 Will. & Mar.	c. 30 (s. 4)	Gold or silver mine not necessarily a royal mine
Print?	1 Will. & Mar., Sess. 2	c. 2	The Bill of Rights
Print?	2 Will. & Mar.	c. 5	The right to sell under distress (s. 3) Allows seizure in the nature of the distress (s. 4) Trivial damages for pound-breach (s. 5) Double damages for wrongful sale
	4 Will. & Mar.	c. 16	Second mortgages
	4 & 5 Will. & Mar.	c. 24 (s. 12)	Makes perpetual, extends and interprets 30 Car. 2, c. 7

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	5 Will. & Mar.	c. 6	Accompanies 1 Will. & Mar., c. 30
	7 Will. 3	c. 3	Treason statute and limitations
	7 & 8 Will. 3	c. 7	Action against officers in a Parliamentary election
Print?	9 Will. 3	c. 15	Arbitration Act
	10 Will. 3 (Ruffhead 10 & 11 Will. 3, c. 16)	c. 22	Marriage settlement includes posthumous children
	10 Will. 3 (Ruffhead 10 & 11 Will. 3, c. 17)	c. 23	Informers' action re lotteries
	12 & 13 Will. 3	c. 2	The Act of Settlement
	1 Anne (Ruffhead c. 8)	c. 2	A demise of The Crown Act continuing offices
	4 & 5 Anne (Ruffhead 4 Anne, c. 16)	c. 3	(s. 9) Grants and conveyances valid without attourment by tenants (s. 10) Tenants not bound until they get notice

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	4 & 5 Anne (Ruffhead 4 Anne, c. 16) cont'd.	c. 3 cont'd.	(s. 12) Late payment of bond (s. 13) Payment after commence- ment of action (s. 19) Persons gone beyond the seas (s. 27) Joint tenant or tenant in common's account
	6 Anne (Ruffhead c. 18)	c. 72	Order the life tenant to produce the cestqui que vie
	7 Anne	c. 12	Prohibits actions against ambas- sadors, public ministers of foreign princes, etc.
Print?	8 Anne (Ruffhead c. 14)	c. 18	(s. 1) Landlord has priority over execution creditor (s. 2) Pursuit of distrainable chattels clandestinely removed (s. 3) Stops landlord from attacking sale of such goods (s. 4) Action for the rent against a tenant for life (s. 5) Sale of chattels seized under distress (s. 6) Permits distraint after termination of lease (s. 7) Limits the above to six months (s. 8) Preserves the Crown's rights

REGNAL YEAR	CHAPTER	SUBJECT MATTER
9 Anne	c. 6	(s. 56) Informer's actions against unlawful lotteries (s. 57) Setting up "assurances" or "insurances" on births, marriages, etc.
9 Anne (Ruffhead c. 14)	c. 19	Avoids notes and securities for money won by or lent for gaming
9 Anne (Ruffhead c. 20)	c. 25. (ss. 4, 5)	Provide for information in the nature of quo warranto
1 Geo. 1 St. 2	c. 5	(s. 3) Persons who happen to maim or hurt rioters (s. 6) Owners of buildings damnified by a riot may sue city
1 Geo. 1 St. 2	c. 56	Prohibits persons holding Crown pensions for a term of years from being elected, . . .
5 Geo. 1	c. 8	Where a husband leaves a wife or child and also property it may be seized

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	8 Geo. 1	c. 2	Persons convicted of holding a lottery forfeit £500 on informer's action
	9 Geo. 1	c. 19 (s. 4)	Informer's action in case of foreign lotteries
	11 Geo. 1	c. 4	Where municipal elections are not held on time
Print?	2 Geo. 2	c. 22 (s. 13)	Set-off
	4 Geo. 2	c. 26	All proceedings in Courts of Justice in England must be in English
Print?	4 Geo. 2	c. 28	Double damages for overholding, remedies, renewal of leases without surrender
	5 Geo. 2	c. 7	Use of affidavits to prove debts of colonists to residents of Great Britain and enforcement of debts
	6 Geo. 2	c. 14	Allows ordinary language in Courts of Justice

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	6 Geo. 2	c. 35 (ss. 29-32)	Penalties for lottery offences, common informer gets one- third of fine
	7 Geo. 2	c. 20	Permits mortgagor to be re- lieved against forfeiture
	8 Geo. 2	c. 24	(s. 5) Adds to 2 Geo. 2, c. 22 relating to set-off
Print?	11 Geo. 2	c. 19	Goods fraudulently removed by tenants, houses broken open, over-holding tenant, etc.
	11 Geo. 2	c. 24	Allows actions against members of House of Commons and House of Lords
	12 Geo. 2	c. 28	Penalties for games, common informer provision
	13 Geo. 2	c. 19	Gaming Act
	15 Geo. 2	c. 30	Avoids marriages of lunatics

REGNAL YEAR	CHAPTER	SUBJECT MATTER
18 Geo. 2	c. 34	Extends penalties of 12 Geo. 2, c. 28
19 Geo. 2	c. 37	Insurable interest in marine interest and re-assurance
24 Geo. 2	c. 23	Provides for the new style calendar (in force <u>proprio vigore</u>)
24 Geo. 2	c. 40 (s. 12)	Cannot sue for an account for liquor under 20 shillings
24 Geo. 2	c. 44 (s. 6)	Procedural protections to justices and substantive protection to constables
1 Geo. 3	c. 23	Continues commissions of Judges, etc.
9 Geo. 3	c. 16	Nullum Tempus Act--Crown cannot recover land after sixty years (repealed except for mines and minerals)

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	10 Geo. 3	c. 50	Actions may be brought against peers and members of the House of Commons except for imprisonment or debt
	13 Geo. 3	c. 22	Theft or destruction of turnips, potatoes, etc.
	14 Geo. 3	c. 20	Prisoners on acquittal, etc. to be immediately freed
Print	14 Geo. 3	c. 78 (s. 86)	Fires spreading
	15 Geo. 3	c. 39	Justices of Peace may administer oaths to levy penalties or make distresses
	22 Geo. 3	c. 75	Grant by patent of office in colony or plantation
	25 Geo. 3	c. 35	Enforcement of claims against Crown debtors
	27 Geo. 3	c. 37	Regulates pawnbrokers

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	32 Geo. 3	c. 56	Penalty for persons giving forged letters of reference or knowingly mistating facts
	32 Geo. 3	c. 58	Six year limitation on information in nature of a quo warranto
	33 Geo. 3	c. 67	Riotous assembly and intimidation, etc. by seamen
	37 Geo. 3	c. 127	Time for calling Parliament, demise of Crown after expiration of Parliament
	38 Geo. 3	c. 87	Executor outside jurisdiction a year after testator's death
Print	39 & 40 Geo. 3	c. 98	The Accumulations Act
	39 & 40 Geo. 3	c. 99	Pawnbrokers' Act
	41 Geo. 3	c. 24	Indemnity of persons injured by destruction of property by rioters

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	43 Geo. 3	c. 141	Writ of habeas corpus for bringing prisoner from goal before court martial, commissioner in bankruptcy, etc.
	44 Geo. 3	c. 102	Habeas corpus to bring witness before the Court
Print	46 Geo. 3	c. 37	Witness must answer question even if it established he is subject to civil suit
	47 Geo. 3, Sess. 2	c. 24	Lawful to perform trusts attached to escheated lands
	48 Geo. 3	c. 88	Promissory notes and in land bills under twenty shillings void and an offence
	48 Geo. 3	c. 106	Extension of a temporary act where there is a continuing act introduced
	49 Geo. 3	c. 126	Prevention of sale of offices

REGNAL YEAR	CHAPTER	SUBJECT MATTER
52 Geo. 3	c. 101	Alleged breach of trust for charitable purposes
54 Geo. 3	c. 61 (ss. 1-3)	Amends 22 Geo. 3, c. 75
54 Geo. 3	c. 145	Takes away corruption of blood except where treason, murder, abetting, procuring, counselling occurs
54 Geo. 3	c. 168	Instruments exercising powers authorities or trusts or to signify consent or direction, proving execution
55 Geo. 3	c. 50	Fees payable by discharged prisoners abolished
56 Geo. 3	c. 100	Habeas Corpus
57 Geo. 3	c. 52	Extends 11 Geo 2, c. 19

REGNAL YEAR	CHAPTER	SUBJECT MATTER
59 Geo. 3	c. 46	Abolishes trial by battle
59 Geo. 3	c. 94	Explains and amends 47 Geo. 3, Sess. 2, c. 24
60 Geo. 3 & 1 Geo. 4	c. 8	Permits seizure of copies of criminal libels after verdict
1 Geo. 4	c. 93	Employers may not restrict or stipulate the manner of ex- pending wages
2 Geo. 4	c. 51	Award of costs for nuisance arising from operation of steam engines, alteration of construction of furnace
2 Geo. 4	c. 78	An acceptance payable at a bank is a general acceptance
3 Geo. 4	c. 39	A secret warrant of attorney to confess judgment is void
4 Geo. 4	c. 37	Justice may issue writ to other jurisdiction for seizure of goods where fines are imposed

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	4 Geo. 4	c. 52	Burial of suicides
	4 Geo. 4	c. 91	Marriages celebrated outside the dominions
	5 Geo. 4	c. 96	Disputes between employee and employer
	6 Geo. 4	c. 17	Granting out by Crown of land obtained by forfeiture
	7 Geo. 4	c. 6	No bearer promissory notes under £5
	8 Geo. 4	c. 28 (s. 6)	Benefit of clergy abolished in cases of felony
Print	9 Geo. 4	c. 14	Writing necessary to remove debt from statute of limitations, ratification of intants' promises must be in writing after majority

REGNAL YEAR	CHAPTER	SUBJECT MATTER
11 Geo. 4 & 1 Will. 4	c. 40	Executor holds residue on trust
11 Geo. 4 & 1 Will. 4	c. 46	Illusory appointments
11 Geo. 4 & 1 Will. 4	c. 65	Property of infants, idiots, lunatics, persons of unsound mind
11 & 12 Geo. 4 & 1 Will. 4	c. 68	Liability of mail contractors, stage coach proprietors, common carriers
1 Will. 4	c. 21 (s. 4, 5)	To improve proceedings in pro- hibition and mandamus
1 Will. 4	c. 22	Authorizes Courts in dominion to compel witnesses, provides for de bene esse evidence, . . .
1 & 2 Will. 4	c. 37	Provision for payment of arti- ficers in cash
2 & 3 Will. 4	c. 57	(s. 3) Appointing new trustees of a charitable trust

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	2 & 3 Will. 4	c. 69	Prohibits use of municipal corporate property for parliamentary elections and expenses of candidates
	2 & 3 Will. 4	c. 123 (s. 3)	Copy of forgery not necessary in indictment for forging
	3 & 4 Will. 4	c. 31	Election of officers of corporations on Sunday
Print?	3 & 4 Will. 4	c. 42	Abolition of wager of law, allowance of interest on debts, ...
	4 & 5 Will. 4	c. 22	Apportionment of rents on death of life tenants
	4 & 5 Will. 4	c. 76 (s. 57)	Must support children of woman you marry
	5 & 6 Will. 4	c. 41	Securities for considerations arising out of illegal transactions

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
Print?	5 & 6 Will. 4	c. 54	Marriages within prohibited degrees
	6 & 7 Will. 4	c. 58	Day of presentation of bills of exchange
	6 & 7 Will. 4	c. 66	Advertising of lotteries, common informer provision
	6 & 7 Will. 4	c. 89 (s. 2)	Attendance and remuneration of medical witnesses and coroners inquests
Print	6 & 7 Will. 4	c. 111	Introduction of evidence of previous convictions
	6 & 7 Will. 4	c. 114	Full answer and defence by persons indicted of felony
	1 Vict.	c. 73	Powers and immunities of chartered companies
	1 Vict.	c. 90 (s. 5)	Restricts solitary confinement

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	1 & 2 Vict.	c. 105	Form of oath given at time when prosecuted for perjury
Print?	1 & 2 Vict.	c. 110	Enforcement of judgments
	2 & 3 Vict.	c. 60	Authorization of mortgages, sales of estates of infant heirs or devisees
	3 & 4 Vict.	c. 54	(s. 3) Persons acquitted of misdemeanors of ground of insanity
	3 & 4 Vict.	c. 77	Court may allow changes in curriculum of private schools, apply revenues
Print?	3 & 4 Vict.	c. 82	Amends 1 & 2 Vict., c. 110
	6 & 7 Vict.	c. 67 (s. 3)	Obeying a peremptory writ of mandamus issued by Court having authority
	6 & 7 Vict.	c. 94	Power of Queen in any country outside her dominions

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	6 & 7 Vict.	c. 96	Private prosecutor in libel case, defendant acquitted on indictment entitled to costs
	7 & 8 Vict.	c. 24	Abolishes offences of badgering corn and vitables in one place and transporting them to make a profit, engrossing, forestalling, . . .
	7 & 8 Vict.	c. 45	Dissenters churches
	8 & 9 Vict.	c. 99	Crown lands, building built on Crown lands in ignorance
Print	8 & 9 Vict.	c. 106	Lease required by law to be in writing must be by way of deed
	8 & 9 Vict.	c. 109	The Gaming Act
	8 & 9 Vict.	c. 112	Satisfied terms cease to attend on the inheritance
	8 & 9 Vict.	c. 114	Extends abolition of fees payable by discharged prisoners

REGNAL YEAR	CHAPTER	SUBJECT MATTER
9 & 10 Vict.	c. 62	Abolishes deodands
11 & 12 Vict.	c. 42	Duties of Justices of the Peace
11 & 12 Vict.	c. 43	Summary jurisdiction of Justices of the Peace
12 & 13 Vict.	c. 68	Extends 4 Geo. 4, c. 91
12 & 13 Vict.	c. 92	Cruelty to animals
13 & 14 Vict.	c. 17	Acceptance of rent confirmation of lease
13 & 14 Vict.	c. 28	Property conveyed for purpose of religion or education to vest in successors without conveyance
13 & 14 Vict.	c. 60	Provisions relating to trustees
14 & 15 Vict.	c. 25	Regulates interests of tenants on termination (s. 1) Termination of leases from life tenants

REGNAL YEAR	CHAPTER	SUBJECT MATTER
14 & 15 Vict. cont'd.	c. 25 cont'd.	(s. 2) Crops seized and sold liabel for accruing rent (s. 3) Buildings and fixtures removed with landlord's consent
14 & 15 Vict.	c. 56	Proving service of notices of meetings of incorporated and charitable institutions
14 & 15 Vict.	c. 82 (s. 2)	Queen under Her Royal Sign Manuel may cause letters patent to be issued under the great seal of the U.K.
14 & 15 Vict.	c. 99	Parties are admissible witnesses, common law Courts may compel, inspection of documents, cer- tain documents admissible without proof of seal
15 & 16 Vict.	c. 5	No disqualification of councillor or alderman having shares in newspaper carrying advertisement relating to affairs of body
15 & 16 Vict.	c. 48	Further provisions for powers to deal with property of lunatics

REGNAL YEAR	CHAPTER	SUBJECT MATTER
15 & 16 Vict.	c. 55	Confers further powers and extends the Trustee Act, 1850
15 & 16 Vict.	c. 62	Regulations relating to public lands (s. 5) Conveyances of Crown land subject to conditions (s. 2) May release breaches of covenant in leases
15 & 16 Vict.	c. 86	Procedure in Chancery
16 & 17 Vict.	c. 83	Husbands and wives admissible witnesses
16 & 17 Vict.	c. 119	Interprets or extends the Gaming Act
16 & 17 Vict.	c. 87	Provides for charity commissioners, confers powers to deal with charitable trusts on Court

REGNAL YEAR	CHAPTER	SUBJECT MATTER
17 & 18 Vict.	c. 80 (s. 58)	Vital Statistics Act for Scotland. Extracts of entries admissible as evidence in all dominions
17 & 18 Vict.	c. 112	Provides for transfer of land to establish institutions to pro- mote literature, science, fine arts, . . .
17 & 18 Vict.	c. 125	Regulates empeachment of own witness (s. 78) Specific delivery of chattel (s. 8) Power to send back to an arbitrator
18 & 19 Vict.	c. 15	Amends 3 & 4 Vict., c. 82. Purchasers not affected by judgments.
18 & 19 Vict.	c. 90	The Crown is entitled to costs if successful as is defendant, where Crown sues
18 & 19 Vict.	c. 122 (s. 109 (3))	Preserves 14 Geo. 3, c. 78, ss. 83, 86

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	19 & 20 Vict.	c. 25	Gives effect to crossed cheques
Print?	19 & 20 Vict.	c. 97	The Mercantile Law Amendment Act, 1856
Print?	19 & 20 Vict.	c. 113	Take evidence in Court at request of a foreign tribunal, ambassador may certify as to proceedings
	19 & 20 Vict.	c. 120	Court may authorize leases of settled estates
	20 & 21 Vict.	c. 77	Establishes and confers power upon the Court of Probate
	20 & 21 Vict.	c. 85	The Matrimonial Causes Act, 1857
Print	21 & 22 Vict.	c. 27	Court grants damages in lieu of or in addition to an injunction or specific performance
	21 & 22 Vict.	c. 77	Amends and extends the Settled Estates Act of 1856

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	21 & 22 Vict.	c. 79	Crossed cheques
	21 & 22 Vict.	c. 90 (s. 46)	Original Medical Professions Act
	21 & 22 Vict.	c. 93	Applications to Court for declarations or legitimacy, validity or invalidity of marriage, . . .
	21 & 22 Vict.	c. 118	Amends the Matrimonial Causes Act (s. 17) Extends appeal right to nullity
Print?	22 Vict.	c. 20	Provides for letters rogatory from other jurisdictions
	22 Vict.	c. 27	Allows transfer of land to trustees for public grounds and playgrounds
	22 Vict.	c. 32	Crown may remit any sums of money to be imposed as a penalty or forfeiture on a convicted offender

REGNAL YEAR	CHAPTER	SUBJECT MATTER
22 & 23 Vict.	c. 21 (s. 25)	Crown may re-enter on lands without inquisition taken and without actual re-entry
22 & 23 Vict.	c. 35 (s. 1-3) (s. 4-8)	Licenses to do things which would create a forfeiture Insurance
22 & 23 Vict.	c. 59	Machinery for railways to settle their differences with other railway companies by arbitration
22 & 23 Vict.	c. 61 (s. 4) (s. 5)	Amendment to the Matrimonial Causes Act, 1857 Court may make provision for custody, maintenance and education of children after final decree of separation, nullity or divorce Application of property in ante nuptial or post nuptial settlements
22 & 23 Vict.	c. 63	An action in one Court in Her Majesty's dominions involving the law of another part of Her Majesty's dominions

REGNAL YEAR	CHAPTER	SUBJECT MATTER
23 & 24 Vict.	c. 11	Trustees or Governors of endowed schools can admit children of parents not in communion with church, sect or denomination involved
23 & 24 Vict.	c. 34	Procedure for petition of right, effect of a judgment
23 & 24 Vict.	c. 38	Real property
23 & 24 Vict.	c. 126	Common law procedure act
23 & 24 Vict.	c. 127 (s. 27)	Court may order payment of interest on costs under decree
	(s. 28)	Court may give a charging order for costs
23 & 24 Vict.	c. 145 (ss. 1-10)	Powers of trustees, methods and proceeds of sale
	(ss. 11-24)	Powers relating to mortgages

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	24 & 25 Vict.	c. 11	Ascertainment of foreign law
	24 & 25 Vict.	c. 62	Removes some limitations in 9 Geo. 3, c. 16
Print?	24 & 25 Vict.	c. 100 (s. 45)	If person is prosecuted for assault he cannot be sued
	24 & 25 Vict.	c. 20	Issue out of England of writs of habeas corpus
	25 & 26 Vict.	c. 67	Provides for actions for declaration of title
	25 & 26 Vict.	c. 108	Sale by trustee of land where there is a mineral reservation
	26 & 27 Vict.	c. 76	Letters patent not effective prior to signification by proclamation or public notice
	26 & 27 Vict.	c. 113	Penalty for sale and use of poisoned grain or seed, provision for informer's action

REGNAL YEAR	CHAPTER	SUBJECT MATTER
27 & 28 Vict.	c. 29	Amends 3 & 4 Vict., c. 54
27 & 28 Vict.	c. 45	Amends 19 & 20 Vict., c. 120
27 & 28 Vict.	c. 115	Extends poisoned grain prohibition Act to cover poisoned meat
27 & 28 Vict.	c. 117	Metric weights and measures Act, 1864
28 & 29 Vict.	c. 60	Liability of owners of dogs
28 & 29 Vict.	c. 63	Colonial Laws Validity Act, 1865
28 & 29 Vict.	c. 64	Marriage contracted in British possession
28 & 29 Vict.	c. 116	Amends foreign jurisdiction Act
28 & 29 Vict.	c. 127	Gaol in lieu of a fine
29 & 30 Vict.	c. 69	Carriage and deposit of dangerous goods Act, 1866

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
Print?	30 & 31 Vict.	c. 3	The British North America Act
	30 & 31 Vict.	c. 29	Contracts for the sale of shares of joint stock banking companies
	30 & 31 Vict.	c. 35 (s. 6)	Amplifies 11 & 12 Vict., c. 42
	30 & 31 Vict.	c. 48	Validity of sales by auction where a "puffer" is employed; prevents Courts of equity from reopening biddings
	30 & 31 Vict.	c. 127 (s. 4)	Railway companies' rolling stock exempt from seizure
	30 & 31 Vict.	c. 141	Master and Servant Act
	31 & 32 Vict.	c. 4	Purchase of a reversion
Print	31 & 32 Vict.	c. 40	The Partition Act
	31 & 32 Vict.	c. 90	Disposal of pay allowances or annuities of deceased civil servants

	REGNAL YEAR	CHAPTER	SUBJECT MATTER
	31 & 32 Vict.	c. 105	The Ruperts' Land Act
	32 & 33 Vict.	c. 11	Regulation by colonial legislatures of coasting trade (in force <u>proprio vigore</u>)
	32 & 33 Vict.	c. 24	Keeps in force 6 & 7 Will. 4, c. 76, s. 19. Libel by newspapers
Print?	32 & 33 Vict.	c. 46	Specialty and simple contract debts of deceased persons rank equally
	32 & 33 Vict.	c. 62 (ss. 4-10)	Abolishes imprisonment for debt with certain exceptions. Part 3 governs consent judgements.
	32 & 33 Vict.	c. 68	Amends the law of evidence
	32 & 33 Vict.	c. 110	Charitable Trusts Act
	"	ss. 12, 13	Empowers a majority of trustees to act

REGNAL YEAR	CHAPTER	SUBJECT MATTER
33 & 34 Vict.	c. 23	Abolishes forfeiture for a felony
33 & 34 Vict.	c. 28	Remuneration of attorneys and solicitors