



Sale of Land by Auction Act 1867

1867 CHAPTER 48 30 and 31 Vict

4 Where sales are invalid in law to be also invalid in equity.

And whereas there is at present a conflict between Her Majesty's courts of law and equity in respect of the validity of sales by auction of land where a puffer has bid, although no right of bidding on behalf of the owner was reserved, the courts of law holding that all such sales are absolutely illegal, and the courts of equity under some circumstances giving effect to them but even in courts of equity the rule is unsettled: And whereas it is expedient that an end should be put to such conflicting and unsettled opinions: Be it therefore enacted, that from and after the passing of this Act whenever a sale by auction of land would be invalid at law by reason of the employment of a puffer, the same shall be deemed invalid in equity as well as at law.

Changes to legislation:

There are currently no known outstanding effects for the Sale of Land by Auction Act 1867, Section 4.