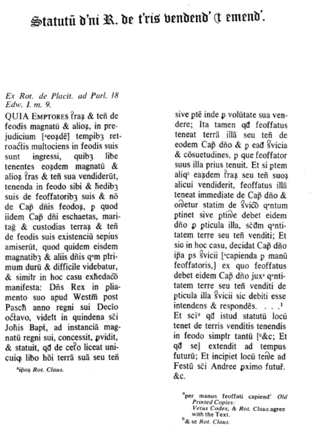
Quia Emptores (1290)

1290 CHAPTER 1 18 Edw 1

III [X1]Mortmain prohibited.

. . . . [F1] And It is to wit, that this Statute extendeth but only to Lands [[X2]holden] in Fee Simple; and that it extendeth to the time coming; and it shall begin to take effect at the Feast of Saint Andrew the Apostle next coming. [Given the eighteenth year of the Reign of King Edward, Son to King Henry.]


Statutū d'ni R. de t'ris vendend' & emend'.

Ex Rot. de Placit. ad Parl. 18 Edw. I. m. 9.

QUIA EMPTORES t̃raꝝ & teñ de feodis magnatū & alioꝝ, in prejudicium [ᵃeoꝝdē] tempib3 retroactis multociens in feodis suis sunt ingressi, quib3 libe tenentes eoꝝdem magnatū & alioꝝ t̃ras & teñ sua vendiderūt, tenenda in feodo sibi & hedib3 suis de feoffatorib3 suis & nō de Cap̄ dñis feodoꝝ, p quod iidem Cap̄ dñi eschaetas, maritağ & custodias terraꝝ & teñ de feodis suis existenciū sepius amiserūt, quod quidem eisdem magnatib3 & aliis dñis qᵃm ptrimum durū & difficile videbatur, & simitr in hoc casu exhedacō manifesta: Dñs Rex in pliamento suo apud Westm̄ post Pasch̄ anno regni sui Decio octavo, videlt in quindena sc̄i Johis Bapt̄, ad instanciā magnatū regni sui, concessit, pvidit, & statuit, qđ de ceťo liceat unicuiq; libo hōi terrā suā seu teñ sive ptē inde p volūtate sua vendere; Ita tamen qđ feoffatus teneat terrā illā seu teñ de eodem Cap̄ dño & p eađ s̃vicia & cōsuetudines, p que feoffator suus illa prius tenuit. Et si ptem aliqᵒ eaꝝdem t̃raꝝ seu teñ suoꝝ alicui vendiderit, feoffatus illā teneat immediate de Cap̄ dño & onetur statim de s̃vicō qᵃntum ptinet sive ptine debet eidem dño p pticula illa, sc̄dm qᵃntitatem terre seu teñ venditi; Et sic in hoc casu, decidat Cap̄ dño ip̄a ps s̃vicii [ᵃcapienda p manū feoffatoris,] ex quo feoffatus debet eidem Cap̄ dño juxᵃ qᵃntitatem terre seu teñ venditi de pticula illa s̃vicii sic debiti esse intendens & respondēs. . . .[1]
Et sciᵈ qđ istud statutū locū tenet de terris venditis tenendis in feodo simplr tantū [ᵇ&c; Et qđ se] extendit ad tempus futurū; Et incipiet locū tene ad Festū sc̄i Andree pximo futur̃. &c.

ᵃip̄oꝝ *Rot. Claus.*

ᵃper manus feoffati capiend' *Old Printed Copies: Vetus Codex, & Rot. Claus.* agree with the Text.
ᵇ& se *Rot. Claus.*

Editorial Information

X1 Marginal note no longer accurate

X2 Variant reading of the text noted in *The Statutes of the Realm* as follows: *sold to be holden*

Textual Amendments

F1 Words repealed by Charities Act 1960 (c. 58), **Sch. 7 Pt. II**

Status:
Point in time view as at 01/02/1991.

Changes to legislation:
There are currently no known outstanding effects for the Quia Emptores (1290), Section III.