

Bills of Exchange Act 1882

CHAPTER 61

BILLS OF EXCHANGE ACT 1882

PART I

PRELIMINARY

- 1 Short title
- 2 Interpretation of terms

PART II

BILLS OF EXCHANGE

Form and Interpretation

- 3 Bill of exchange defined
- 4 Inland and foreign bills
- 5 Effect where different parties to bill are the same
- 6 Address to drawee
- 7 Certainty required as to payee
- 8 What bills are negotiable
- 9 Sum payable
- 10 Bill payable on demand
- 11 Bill payable at a future time
- 12 Omission of date in bill payable after date
- 13 Ante-dating and post-dating
- 14 Computation of time of payment
- 15 Case of need
- 16 Optional stipulations by drawer or indorser
- 17 Definition and requisites of acceptance
- 18 Time for acceptance
- 19 General and qualified acceptances

- 20 Inchoate instruments
- 21 Delivery

Capacity and Authority of Parties

- 22 Capacity of parties
- 23 Signature essential to liability
- 24 Forged or unauthorised signature
- 25 Procuration signatures
- 26 Person signing as agent or in representative capacity

The Consideration for a Bill

- 27 Value, and holder for value
- 28 Accommodation bill or party
- 29 Holder in due course
- 30 Presumption of value and good faith

Negotiation of Bills

- 31 Negotiation of bill
- 32 Requisites of a valid indorsement
- 33 Conditional indorsement
- 34 Indorsement in blank and special indorsement
- 35 Restrictive indorsement
- 36 Negotiation of overdue or dishonoured bill
- Negotiation of bill to party already liable thereon
- 38 Rights of the holder

General duties of the Solder

- 39 When presentment for acceptance is necessary
- 40 Time for presenting bill payable after sight
- 41 Rules as to presentment for acceptance, and excuses f presentment
- 42 Non-acceptance
- 43 Dishonour by non-acceptance and its consequences
- 44 Duties as to qualified acceptances
- 45 Rules as to presentment for payment
- 46 Excuses for delay or non-presentment for payment
- 47 Dishonour by non-payment
- 48 Notice of dishonour and effect of non-notice
- 49 Rules as to notice of dishonour
- 50 Excuses for non-notice and delay
- 51 Noting or protest of bill
- 52 Duties of holder as regards drawee or acceptor

Liabilities of Parties

- 53 Funds in hands of drawee
- 54 Liability of acceptor
- 55 Liability of drawer or indorser
- 56 Stranger signing bill liable as indorser
- 57 Measure of damages against parties to dishonoured bill
- 58 Transferor by delivery and transferee

Discharge of Bill

- 60 Banker paying demand draft whereon indorsement is forged
- 61 Acceptor the holder at maturity
- 62 Express waiver
- 63 Cancellation
- 64 Alteration of bill

Acceptance and Payment for Honour

- 65 Acceptance for honour supra protest
- 66 Liability of acceptor for honour
- 67 Presentment to acceptor for honour
- 68 Payment for honour supra protest

Lost Instruments

- 69 Holder's right to duplicate of lost bill
- 70 Action on lost bill

Bill in a Set

71 Rules as to sets

Conflict of Laws

72 Rules where laws conflict

PART III

CHEQUES ON A BANKER

- 73 Cheque defined
- 74 Presentment of cheque for payment
- 75 Revocation of banker's authority

Crossed Cheques

- 76 General and special crossings defined
- 77 Crossing by drawer or after issue
- 78 Crossing a material part of cheque
- 79 Duties of banker as to crossed cheques
- 80 Protection to banker and drawer where cheque is crossed
- 81 Effect of crossing on holder
- 82 Protection to collecting banker

PART IV

PROMISSORY NOTES

- 83 Promissory note defined
- 84 Delivery necessary
- 85 Joint and several notes
- 86 Note payable on demand
- 87 Presentment of note for payment
- 88 Liability of maker
- 89 Application of Part II to notes

PART V

SUPPLEMENTARY

- 90 Good faith
- 91 Signature
- 92 Computation of time
- 93 When noting equivalent to protest
- 94 Protest when notary not accessible
- 95 Dividend warrants may be crossed
- 96 Repeal
- 97 Savings
- 98 Saving of summary diligence in Scotland
- 99 Construction with other Acts, &c
- 100 Parole evidence allowed in certain judicial proceedings in Scotland

SCHEDULES.

FIRST SCHEDULE —

SECOND — Enactments repealed SCHEDULE