



ANNO QUINQUAGESIMO

GEORGI II. REGIS.

Cap. 32.

An Act to alter and explain an Act made in the Forty-seventh Year of His present Majesty, to enable the Provident Institution to sue in the Name of their Managing Director, and to enrol Annuities. [6th April 1810.]

WHEREAS an Act was passed in the Seventeenth Year of His present Majesty's Reign, intituled, *An Act for registering the Grants of Life Annuities, and for the better Protection of Infants against such Grants*; whereby it is required that a Memorial of every Instrument granting any such Annuity or Rent Charge as is therein mentioned, should within the Time then limited, be inrolled in the High Court of Chancery, and that such Memorial should, among other Particulars, contain the Names of all the Parties, and for whom any of them are Trustees: And by the said Act it is also required, that in every Deed, Instrument or other Assurance, whereby any Annuity or Rent Charge should, from and after the passing of the said Act, be granted, or attempted to be granted, the Consideration really and *bonâ fide* paid (which should be in Money only); and also the Name or Names of the Person or Persons by whom and on whose Behalf the said Consideration, or any Part thereof should be advanced, should be fully and truly set forth and described in Words, at length: And whereas by an Act passed in the Forty-seventh Year of the Reign of His present Majesty, intituled, *An Act to enable the Provident Institution to sue in the Name of their Managing Director, and to inroll Annuities*; after reciting, in Part, the said Act of the Seventeenth Year of the Reign of His present Majesty, and that the said Society or Partnership, by reason of the Number of Persons who were or might be interested therein, was unable to comply with the Requisitions of the said Act of the Seventeenth Year of the Reign of His present Majesty, and was prevented thereby from rendering the Contracts of the said Society or Partnership for the Purchase

17G.3.c.26.

47 G.3.S. 1.
c. 34.

[Loc. & Per.]

or

or Sale of Annuities effectual and valid; it was amongst other Things enacted, " That it should and might be lawful to and for the said Society or Partnership to inrol in the High Court of Chancery a Memorial of every Deed, Bond, Instrument or other Assurance whereby any Annuity or Rent Charge should from and after the passing of the now reciting Act be granted to or by the said Society or Partnership for One or more Life or Lives, or for any Term of Years or greater Estate, determinable on One or more Life or Lives in the Names of the Parties to such Deed, Bond, Instrument or other Assurance, and that such Inrollment should (all other Requisites of the said recited Act of the Seventeenth Year of His present Majesty being duly complied with,) be as good and effectual to all Intents and Purposes as if the Names of all the Persons for whom such Parties respectively, or any or either of them, should be Trustees or a Trustee, were or was stated therein, any Law, Statute, or Custom to the contrary notwithstanding. And whereas Doubts have arisen whether the said recited Act of the Forty-seventh Year of the Reign of His present Majesty, is in all Respects effectual for the Purpose for which the same was intended, wherefore, for obviating and removing such Doubts, May it please Your Majesty, That it may be enacted, and be it enacted and declared by the King's Most Excellent Majesty, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That from and immediately after the passing of this Act, in all Deeds, Bonds, Instruments, and other Assurances whatsoever, by which any Annuity or Yearly Rent Charge hath been or shall be granted, limited or secured to, or in Trust for, or for the Benefit of the said Society, called *The Provident Institution*, or to any Person or Persons acting for or on the behalf of the said Society, or by which any Annuity or Yearly Rent hath been or shall be granted, limited or secured by the said Society, called *The Provident Institution*, or by any Person or Persons acting for or on behalf of the said Society, and in all Memorials of the said Assurances respectively the Names of the Members of the said Society, and of all other Persons interested therein, and of all Persons acting on the Part or behalf of the said Society, or who have been or shall be Trustees thereof, shall for all the Purposes of the said Act of the Seventeenth Year of the Reign of His present Majesty, be considered to be sufficiently contained, set forth and described, within the Provisions of the said Act of the Seventeenth Year of the Reign of His present Majesty, and the true Intent and Meaning of the same, if in the Assurances or any One of the Assurances, by which such Annuities or Rent Charges respectively have been and shall be respectively granted or secured, and in the Memorials of such Assurances respectively, it is expressed or appears, or shall be expressed or shall appear that the Annuity or Yearly Rent Charge so granted or secured, is thereby granted or secured by or on behalf of the said Society, or to or for the Benefit of the said Society, as the Case may be, and that the Consideration for the same is paid, advanced or given to, or by or on the behalf, or on the Account of the said Society, as the Case may be; and thereupon (the other Requisites of the said Act of the Seventeenth Year of the Reign of His said Majesty, being complied with) the said Deeds and

Grants of Annuities sufficient, if expressed to be for the—
Provident Institution.

and Assurances and the Memorials of the same, shall be as valid and effectual to all Intents, Effects, Constructions and Purposes whatsoever, as if the Names of all the Members of the said Society and other Persons interested therein, and of the Persons who have acted or shall act for or on the behalf of the said Society, or have been or shall be Trustees thereof, or have paid or shall pay the Money or other Consideration for the said Annuities respectively, were stated in the said Assurances and Memorials respectively in the Manner prescribed by the said Act.

II. And be it further enacted, That the Provisions contained in this present Act, as well as the Provisions contained in the said recited Act of the Forty-seventh Year of His present Majesty, shall extend and be construed to extend to the said Society called *The Provident Institution*, at all Times during the Continuance of the said Society, whether the same from Time to Time hath been, or be now, or shall be hereafter composed of all or some of the Persons who were the original Members thereof, or interested therein, or of all or some of those Persons together with some other Persons, or shall be composed altogether of Persons who were not original Members thereof, or interested therein; and whether the Constitution of the said Society shall continue according to the Terms of the Deed or Deeds of the Constitution thereof already entered into, or shall at any Time, or from Time to Time be varied, under any of the Provisions of the said Deed or Deeds, or by Agreement of the Parties interested.

Provisions of former Act and this Act always to extend to the Institution.

III. Provided always, That nothing herein contained shall extend to incorporate the said Society, or to relieve or discharge the said Society, or any of the Members thereof, or Dealers with the same respectively, from any Contracts, Duties, Obligations or Responsibility whatsoever, which by Law they are or hereafter shall be subject or liable to, either as between such Society and others, or between the individual Members of such Society, or any of them, and others, or among themselves, or in any other Manner whatsoever, except so far as the same is affected by the Provisions of the said recited Act and this present Act, and the true Intent and Meaning of the same respectively.

Act not to incorporate the Institution.

IV. And be it further enacted, That this Act shall be deemed and taken to be a Public Act, and shall be judicially taken Notice of as such by all Judges, Justices and others, without being specially pleaded.

Public Act.

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