



Bills of Sale Act 1878

1878 CHAPTER 31 41 and 42 Vict

6 Certain instruments giving powers of distress to be subject to this Act.

Every attornment, instrument, or agreement, not being a mining lease, whereby a power of distress is given or agreed to be given by any person to any other person by way of security for any present, future, or contingent debt or advance, and whereby any rent is reserved or made payable as a mode of providing for the payment of interest on such debt or advance, or otherwise for the purpose of such security only, shall be deemed to be a bill of sale, within the meaning of this Act, of any personal chattels which may be seized or taken under such power of distress.

Provided, that nothing in this section shall extend to any mortgage of any estate or interest in any land, tenement, or hereditament which the mortgagee, being in possession, shall have demised to the mortgagor as his tenant at a fair and reasonable rent.

Modifications etc. (not altering text)

C1 S. 6 excluded by [Law of Property Act 1925 \(c. 20\), s. 189\(1\)](#)

Changes to legislation:

There are currently no known outstanding effects for the Bills of Sale Act 1878, Section 6.