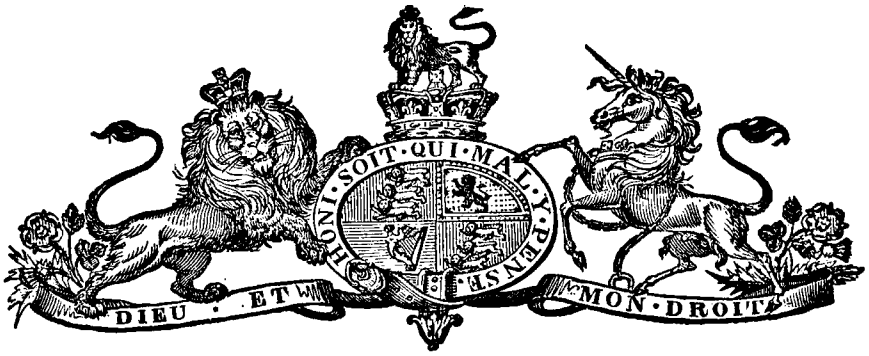


ANNO VICESIMO PRIMO & VICESIMO SECUNDO

VICTORIÆ REGINÆ.

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CAP. LXXVII.

An Act to amend and extend the Settled Estates Act of 1856. [2d *August* 1858.]

WHEREAS it is expedient to amend and extend the Settled Estates Act of 1856 (Nineteenth and Twentieth *Victoria*, Chapter One hundred and twenty,) in certain Particulars: Be it enacted by the Queen'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, as follows: 19 & 20 Vict. c. 120.

I. For the Purposes of the Definitions of "Settlement" and "Settled Estates" contained in the First Section of the said Act, all Estates or Interests in remainder or reversion not disposed of by the Settlement, and reverting to a Settlor, or descending to the Heir of a Testator, shall be deemed to be Estates coming to such Settlor or Heir under or by virtue of the Settlement. Definitions of "Settlement" and "Settled Estates."

II. The Term "Building Lease" in the said Act shall be deemed to include a Repairing Lease, so that no Repairing Lease shall be made for a Term exceeding Sixty Years. "Building Lease" to include Repairing Lease.

III. All the Powers to authorize and to grant Leases contained in the said Act and this Act shall be deemed to include Powers to the Lords of Settled Manors to give Licences to their Copyhold or Customary Tenants to grant Leases of Lands held by them of such Manors to the same Extent and for the same Purposes as Leases may Powers of Leasing to extend to Copyhold and Customary Tenants of Manors.

may be authorized or granted of Freehold Hereditaments under the said Act and this Act.

Extension of Power under Section 2. of recited Act as to Term for Building Leases.

IV. The Power given to the Court by the Second Section of the said Act to extend the Term thereby prescribed for Building Leases, where it shall be satisfied that it is the usual Custom of the District, and beneficial to the Inheritance, to grant Building Leases for longer Terms, shall be extended and may be exercised with respect to all the other Leases in the same Section mentioned, except Agricultural Leases, provided the Court shall be satisfied that it is the usual Custom of the District and beneficial to the Inheritance to grant such Leases for longer Terms.

As to Surrender of Leases.

V. The Power conferred by the Fifth Section of the said Act to surrender Leases granted under the Provisions of the said Act shall be deemed to extend to all Leases, whether granted in pursuance of the said Act or otherwise.

As to taking Examinations of married Women.

VI. Whenever a married Woman is resident out of the Jurisdiction of the Court of Chancery of *England* or the Court of Chancery of *Ireland* respectively, as the Case may be, her Examination, under the Thirty-eighth Section of the Act, may be made by any Person appointed for that Purpose by the Court, whether he is or is not a Solicitor of the Court; and the Appointment of any such Person, not being a Solicitor, shall afford conclusive Evidence that the married Woman was at the Time of such Examination resident out of the Jurisdiction of the Court.

Extension of Power to rescind General Rules and Orders.

VII. The Power contained in the said Act to make and rescind General Rules and Orders shall extend to the Matters to which this Act relates; and such Rules and Orders may, so far as may be found expedient, alter the Procedure prescribed by the said Act and this Act.

As to Validity of Demises under Section 33. of recited Act.

VIII. In addition to the Persons expressly enumerated in the Thirty-third Section of the said Act against whom Demises authorized by the Thirty-second Section are to be valid, such Demises, in the Case of unsettled Estates, shall be valid against the Wife of any Husband making such Demise of Estates to which he is entitled in right of such Wife.

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