ANNO QUADRAGESIMO NONO

GEORGII III. REGIS.

Cap. 123.

An Act to alter and explain Two Acts to enable the Globe Insurance Company to sue in the Name of their Treasurer, and to inrol Annuities.

[27th *May* 1809.]

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 was and is required, that a Memorial of every Instrument granting any such Annuity or Rent Charge as is therein mentioned, should, within the Time therein mentioned, 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 were 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 Globe Insurance Company to sue in the Name of their Treasurer, and to inrol Annuities*; after reciting the said Act of the Seventeenth Year of His present Majesty, and that

17 G. 3.

47 G. 3. c. 30.

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 His preſent Majeſty, and was prevented thereby from rendering the Contracts of the ſaid Society or Partnerſhip for the Purchaſe or Sale of Annuities effectual and valid, it was 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 "Aſſurances whereby any Annuity or Rent Charge ſhould, from and "after the paſſing of the now reciting Act, be granted to or by the ſaid So-"ciety 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 Enrolment 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 Pur-"poſes, as if the Names of all the Perſons for whom ſuch Parties reſpec-"tively, 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 not-"withſtanding:" And whereas another Act was paſſed in the ſaid Forty-
47 G. 3. c. 87. ſeventh Year of the Reign of His preſent Majeſty, intituled *An Act to explain an Act of the Forty-ſeventh Year of His preſent Majeſty, for enabling the Globe Inſurance Company to ſue in the Name of their Treaſurer, and to inrol Annuities*, whereby it was enacted, "That the ſaid Act, "and the Proviſions and Powers therein contained, ſhould extend and be "conſtrued to extend to the ſaid Company called "The Globe Inſur-"ance Company," whether the ſaid Company ſhould be compoſed of all "or ſome of the Perſons who at the Time of paſſing the ſaid Act were "Members of the ſaid Company, or ſhould be compoſed of all or of "ſome of thoſe Perſons together with ſome other Perſons, or be com-"poſed of Perſons all of whom ſhould have become Members thereof "ſince the paſſing of the ſaid Act:" And whereas Doubts have ariſen whether the ſaid recited Acts of the Forty-ſeventh Year of His preſent Majeſty are in all Reſpects effectual for the Purpoſes for which the ſame were 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 Agreements, Covenants, Contracts, Bonds, Obligations, Warrants, Judgments, Grants, Charges, Surrenders, Fines, Recoveries, Conveyances, and other Aſſurances whatſoever, by which any Annuity or yearly Rent hath been, or ſhall be ſold, limited, or otherwiſe aſſured to, or in Truſt for, or for the Benefit of the ſaid Society or Partnerſhip called "The Globe Inſurance Company;" or to any Perſon or Perſons acting for, or on the Behalf of the ſaid Society or Partnerſhip, or by which any Annuity or yearly Rent hath been, or ſhall be granted, ſold, limited, or otherwiſe aſſured by the ſaid Society or Partnerſhip called "The Globe Inſurance Company," or by any Perſon or Perſons acting for, or on the Behalf of the ſaid Society or Partnerſhip; and in all Memorials of the ſaid Aſſurances reſpectively, the Names of the Members of the ſaid Society or Partnerſhip, and of all the Perſons intereſted

Grants, &c. of Annuities, ſufficient, if expreſſed to be for the Benefit of the Globe Inſurance Company.

terested in the same, or acting on the Part or Behalf of the said Members, or other Persons, or any of them, or for whom they, or any of them are Trustees, 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 mentioned, expressed, and contained 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 Rents respectively shall be sold and secured, and in the Memorials of the same respectively, it is or shall be expressed, or appears, or shall appear, that the Annuity or yearly Rent so granted, sold, limited or otherwise assured, is thereby granted, sold, limited, or otherwise assured by the said Society or Partnership, or to or for the Benefit of the said Society or Partnership, 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 or Partnership, 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 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 or Partnership, and of all the Persons interested in the said Society or Partnership, or represented by them, or for, or on the Behalf of whom they, or any of them have acted, or been Trustees, or paid or advanced, or given the Money, or other Consideration for the said Annuities, or shall act or be Trustees, or pay or advance, or give the Money or other Consideration for the said Annuities, were stated in the said Assurances and Memorials respectively, in the Manner prescribed by the said Act.

Provisions always to extend to Globe Insurance Company.

II. And be it further enacted, That the Provisions contained in this present Act as well as the Provisions contained in the said Two recited Acts of the Forty-seventh Year of His present Majesty, shall extend, and be construed to extend to the said Society or Partnership called the Globe Insurance Company, at all Times during the Continuance of the said Society or Partnership, 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 or Partners thereof, 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 or Partners of the same.

Not to incorporate the Society.

III. Provided always, That nothing herein contained shall extend, or be construed to extend, to incorporate the said Society or Partnership, or to relieve or discharge the said Society or Partnership, 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 or Partnership and others, or between the individual Members of such Society or Partnership, or any of them and others, or among themselves, or in any other Manner whatsoever, except so far as the same is effected by the Provisions of the present Act, and the true Intent and Meaning of the same.

IV. And

Public Act. 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.

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