

ANNO SEXTO & SEPTIMO

GULIELMI IV. REGIS.

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CAP. XLIII.

An Act to provide for the taking of Judicial Ratifications of *Scottish* Deeds on Oath as heretofore. [28th *July* 1836.]

WHEREAS an Act was passed in the Fifth and Sixth Year of the Reign of His present Majesty, intituled *An Act to repeal an Act of the present Session of Parliament, intituled 'An Act for the more effectual Abolition of Oaths and 'Affirmations taken and made in various Departments of the State, 'and to substitute Declarations in lieu thereof, and for the more 'entire Suppression of voluntary and extra-judicial Oaths and Affida-'vits;' and to make other Provisions for the Abolition of unnecessary Oaths:* And whereas by the said recited Act it is enacted, that from and after the Commencement thereof it should not be lawful for any Justice of the Peace or other Person to administer or cause or allow to be administered, or to receive or cause or allow to be received, any Oath, Affidavit, or solemn Affirmation touching any Matter or Thing whereof such Justice or other Person hath not Jurisdiction or Cognizance by some Statute in force at the Time being: And whereas by the Law and Practice of *Scotland* Judicial Ratifications by Married Women upon Oath are Acts of voluntary Jurisdiction which may be proceeded in before any Judge: And whereas the said recited Act may be construed to apply to the Oaths taken in such Ratifications, and it is expedient that such Law and Practice should not be affected

5 & 6 W. 4. c. 62.

affected or rendered doubtful: Be it therefore enacted 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 nothing in the said recited Act contained shall prevent or be construed to prevent the taking of Oaths in Judicial Ratifications by Married Women as the same might by the Law and Practice of *Scotland* have heretofore been taken, nor shall any thing in the said recited Act contained invalidate or be construed to invalidate any such Ratification on Oath taken according to such Law and Practice since the Commencement of the said recited Act; and every such Ratification taken under a Declaration since the passing of the said recited Act shall be of the same Force and Effect as if such Ratification had been taken on Oath.

Nothing in recited Act to prevent the taking of Oaths by Married Women in Judicial Ratifications, as heretofore.

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