

ANNO TERTIO & QUARTO

GULIELMI IV. REGIS.

****

CAP. LXX.

An Act to alter and amend an Act of the Forty-first Year of His Majesty King *George* the Third, for the better Regulation of Public Notaries in *England*. [28th *August* 1833.]

WHEREAS by an Act passed in the Forty-first Year of the Reign of His late Majesty King *George* the Third, intituled *An Act for the better Regulation of Public Notaries in* England, it is enacted, that after the First Day of *August* One thousand eight hundred and one no Person shall be sworn, admitted, and inrolled as a Public Notary unless such Person shall have been bound by Contract in Writing or by Indenture of Apprenticeship to serve as a Clerk or Apprentice for the Term of not less than Seven Years to a Public Notary, or a Person using the Art and Mystery of a Scrivener (according to the Privilege and Custom of the City of *London*, such Scrivener being also a Public Notary,) duly sworn, admitted, and inrolled, and shall have continued in such Service for the said Term of Seven Years; and certain other Enactments are contained in the said Act, regulating the Admission and Practice of Notaries Public: And whereas the Provisions of the said Act are in their Operation found to be extremely inconvenient in some Places distant from the City of *London:* 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 from and after the passing of this Act so much of the said recited Act as requires that Persons to be admitted Notaries Public shall have

41 G. 3. c. 79.

Recited Act limited to London and Ten Miles thereof.

have served a Clerkship or Apprenticeship for Seven Years, as herein-before mentioned, shall, so far as the same affects Persons being Attornies, Solicitors, or Proctors admitted as herein-after mentioned, be limited and confined to the City of *London* and Liberties of *Westminster*, the Borough of *Southwark*, and the Circuit of Ten Miles from the *Royal Exchange* in the said City of *London*.

Attornies may be admitted as Notaries out of those Limits.

II. And be it further enacted, That from and after the passing of this Act it shall and may be lawful for the Master of the Court of Faculties of His Grace the Lord Archbishop of *Canterbury* in *London* from Time to Time, upon being satisfied as well of the Fitness of the Person as of the Expediency of the Appointment, to appoint, admit, and cause to be sworn and inrolled in the said Court of Faculties any Person or Persons residing at any Place distant more than Ten Miles from the *Royal Exchange* in the said City of *London* who shall have been previously admitted, sworn, and inrolled an Attorney or Solicitor in any of the Courts at *Westminster*, or who shall be a Proctor practising in any Ecclesiastical Court, to be a Notary Public or Notaries Public to practise within any District in which it shall have been made to appear to the said Master of the Court of Faculties that there is not (or shall not hereafter be) a sufficient Number of such Notaries Public admitted or to be admitted under the Provisions of the said recited Act for the due Convenience and Accommodation of such District, as the said Master of the Court of Faculties shall think fit, and not elsewhere; any Law or Usage to the contrary notwithstanding.

Not to authorize Notaries appointed thereby to act in London or within Ten Miles thereof.

III. Provided always, and be it further enacted, That nothing herein contained shall extend to authorize any Notary who shall be admitted by virtue of this Act to practise as a Notary, or to perform or certify any notarial Act whatsoever, within the said City of *London*, the Liberties of *Westminster*, the Borough of *Southwark*, or within the Circuit of Ten Miles from the *Royal Exchange* in the said City of *London*.

Notary admitted under this Act, practising out of his District, to be struck off the Roll of Faculties.

IV. Provided always, and be it further enacted, That if any Notary admitted by virtue of this Act shall practise as a Notary, or perform or certify any notarial Act whatsoever, out of the District specified and limited in and by the Faculty to be granted to him by virtue of this Act, or within the City of *London*, the Liberties of *Westminster*, the Borough of *Southwark*, or the Circuit of Ten Miles from the *Royal Exchange* in *London* aforesaid, then and in every such Case it shall be lawful for the said Court of Faculties, on Complaint made in a summary Way, and duly verified on Oath, to cause every such Notary so offending to be struck off the Roll of Faculties, and every Person so struck off shall thenceforth for ever after be wholly disabled from practising as a Notary or performing or certifying any notarial Act whatsoever, any thing herein contained to the contrary notwithstanding.

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