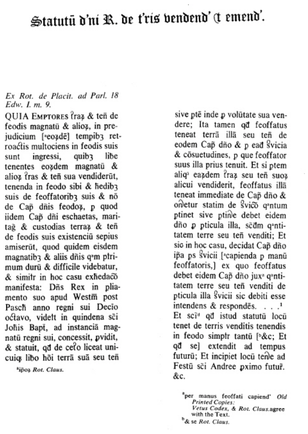
Quia Emptores (1290)

1290 CHAPTER 1 18 Edw 1

III [X1]Mortmain prohibited.

. . . . [F1] And It is to wit, that this Statute extendeth but only to Lands **[**[X2]holden**]** in Fee Simple; and that it extendeth to the time coming; and it shall begin to take effect at the Feast of Saint Andrew the Apostle next coming. [Given the eighteenth year of the Reign of King Edward, Son to King Henry.]



Statutū d'ni R. de t'ris vendend' ℭ emend'.

Ex Rot. de Placit. ad Parl. 18 Edw. I. m. 9.

QUIA EMPTORES t̃raꝝ & teñ de feodis magnatū & alioꝝ, in prejudicium [ᵃeoꝝdē] tempib3 retroactis multociens in feodis suis sunt ingressi, quib3 libe tenentes eoꝝdem magnatū & alioꝝ t̃ras & teñ sua vendiderūt, tenenda in feodo sibi & ħedib3 suis de feoffatorib3 suis & nō de Cap̄ dñis feodoꝝ, ꝑ quod iidem Cap̄ dñi eschaetas, maritag̃ & custodias terraꝝ & teñ de feodis suis existenciū sepius amiserūt, quod quidem eisdem magnatib3 & aliis dñis qᵃm pl̄rimum durū & difficile videbatur, & simil̄r in hoc casu exħedacō manifesta: Dñs Rex in pliamento suo apud Westm̄ post Pascħ anno regni sui Decīo octavo, videl̄t in quindena sc̄i Joħis Bapī, ad instanciā magnatū regni sui, concessit, ꝓvidit, & statuit, qđ de cet̃o liceat unicuiq; lib̃o hōi terrā suā seu teñ sive ptē inde ꝑ volūtate sua vendere; Ita tamen qđ feoffatus teneat terrā illā seu teñ de eodem Cap̄ dño & ꝑ eađ s̃vicia & cōsuetudines, ꝑ que feoffator suus illa prius tenuit. Et si ptem aliqᵃ eaꝝdem t̃raꝝ seu teñ suoꝝ alicui vendiderit, feoffatus illā teneat immediate de Cap̄ dño & onetur statim de s̃vicō qᵃntum ptinet sive ptine debet eidem dño ꝑ pticula illa, sc̄dm qᵃntitatem terre seu teñ venditi; Et sic in hoc casu, decidat Cap̄ dño ip̄a ps s̃vicii [ᵃcapienda ꝑ manū feoffatoris,] ex quo feoffatus debet eidem Cap̄ dño juxᵃ qᵃntitatem terre seu teñ venditi de pticula illa s̃vicii sic debiti esse intendens & respondēs. . . .[1] Et sc̄iᵈ qđ istud statutū locū tenet de terris venditis tenendis in feodo simpl̄r tantū [ᵇ&c; Et qđ se] extendit ad tempus futurū; Et incipiet locū tene ad Festū sc̄i Andree ꝓximo futur̃. &c.

ᵃipōꝝ *Rot. Claus.*

ᵃper manus feoffati capiend' *Old Printed Copies: Vetus Codex, & Rot. Claus.* agree with the Text.

ᵇ& se *Rot. Claus.*

Editorial Information

X1 Marginal note no longer accurate

X2 Variant reading of the text noted in *The Statutes of the Realm* as follows: *sold to be holden*

Textual Amendments

F1 Words repealed by Charities Act 1960 (c. 58), **Sch. 7 Pt. II**

Changes to legislation:
There are currently no known outstanding effects for the Quia Emptores (1290), Section III.