



ANNO QUADRAGESIMO NONO

GEORGI II. REGIS.

Cap. 125.

An Act to alter and explain Two Acts for enabling the Albion Fire and Life Insurance Company to sue in the Name of their Secretary, 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 a 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 Albion Fire and Life Insurance Company, to sue in the Name of their Secretary, and to inrol Annuities*, after reciting the said Act of the Seventeenth Year

[Loc. & Per.]

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of His present Majesty, and that 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 Assurance, whereby any Annuity or Rent Charge should from and after the passing of the now reciting Act be granted, to, or by the said Society 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 Purposes, as if the Names of all the Persons for whom such Parties respectively, 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 notwithstanding:” And whereas another Act was passed in the said Forty-seventh Year of the Reign of His present Majesty, intituled

47G.3.c.86. *An Act to explain an Act of the Forty-seventh Year of His present Majesty, for enabling the Albion Fire and Life Insurance Company to sue in the Name of their Secretary, 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 Society or Partnership, called, ‘ The Albion Fire and Life Insurance Company;’ whether such Society or Partnership should be composed of all or of some of the Persons who at the Time of passing the said Act were Members of the said Society or Partnership, or should be composed of all or of some of those Persons together with some other Persons, or be composed of Persons all of whom should have become Members of the said Society or Partnerships 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 Albion Fire and Life 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 Albion Fire and Life 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

Grants, &c.
of Annuities
sufficient if
expressed to
be for the
Albion Fire
and Life In-
surance
Company.

of the said Society or Partnership, and of all the Persons interested 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, 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.

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 Albion Fire and Life 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.

Provisions always to extend to the Albion Fire and Life Insurance Company.

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.

Not to incorporate the Society or Partnership.

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.

LONDON: Printed by GEORGE EYRE and ANDREW STRAHAN, Printers to the King's most Excellent Majesty. 1809.