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VICTORIÆ REGINÆ.

A.D. 1885.

No. 343.

An Act to amend the Law relating to the Lien of
Unpaid Vendors, and for other purposes.

[Assented to, November 11th, 1885.]

BE it Enacted by the Governor of the Province of South
Australia, with the advice and consent of the Legislative
Council and House of Assembly of the said province, in this present
Parliament assembled, as follows:

1. The delivery of a warrant for goods, endorsed by the person
or persons to whom the same has been issued, or by the lawful
holder or holders thereof, or by his or their attorney or agents, to a
bonâ fide assignee for valuable consideration, shall hereafter be
deemed to pass the possession as well as the property in the goods,
wares, or merchandise, described and mentioned in such warrant;
and no unpaid vendor of such goods, wares, or merchandise shall
have any right to resume the possession of, or to exercise any lien in
respect of the same, or any part thereof, after such endorsement
and delivery of any such warrant for goods.

Delivery of warrant
to pass possession as
well as property in
goods therein men-
tioned.

2. From and after the passing of this Act no goods, wares, or mer-
chandise in the possession of or under the control of any warehouse-
keeper or wharfinger as bailee thereof, shall be deemed to be in the
possession, order, or disposition of any insolvent debtor by reason
only of the same being or remaining in the name of such insolvent
debtor in the books of the warehousekeeper or wharfinger, or by
reason only of no notice of any change of ownership in the said
goods, wares, or merchandise having been given to such warehouse-
keeper or wharfinger.

Goods in possession
of a warehouse-keeper
not to be deemed in
disposition of any
insolvent merely
because standing in
his name, or because
no notice given of
change of ownership.

3. In

Lien of Unpaid Vendors Act.—1885.

Interpretation.

3. In the construction of this Act the expression, "Warrant for goods," shall include every warehouse-keeper's certificate, wharfinger's certificate, dock warrant, bonded certificate, storage receipt, holding order, and also all warrants or orders for the delivery of goods or other document used in the ordinary course of business, and given by such warehousekeeper in respect of goods held by him as bailee thereof, as proof of the possession or control of goods, and authorising or purporting to authorise by endorsement the possessor of such document to transfer or receive the goods thereby represented.

Short title.

4. This Act may be cited for all purposes as the "Lien of Unpaid Vendors Act, 1885."

In the name and on behalf of Her Majesty, I hereby assent to this Bill.

JAS. P. BOUCAUT, Deputy Governor.