

AUSTRALIAN CAPITAL TERRITORY

LAW OF PROPERTY (MISCELLANEOUS PROVISIONS) ORDINANCE 1958

EXPLANATORY MEMORANDUM

No. 7 of 1958

The purpose of this Ordinance is to adopt certain sections of the Conveyancing Act, 1919-1954 of the State of New South Wales as laws of the Territory, pending the making of a comprehensive property law for the Territory.

(Section 9 of the Act deals with equitable waste; section 10 with merger by operation of law; section 11 with the power of a mortgagor to sue in his own name only, in certain cases; section 22 with assignments of debts and choses in actions; section 13 with stipulations in contracts as regards their being the essence of the contract; section 24 makes provision for the assurance of property to one's self or to one's self and others; section 25 gives power for corporations to hold property as joint tenants; section 26 provides for the construction of instruments that dispose of property beneficially to two or more persons together; section 27 covers the cases of tenants in common of an equitable estate acquiring the legal estate; section 51A provides for the execution of instruments by or on behalf of corporations; section 15 provides for the giving of receipts by married infants in certain circumstances).