

Laws of His Majesty's Province of Upper Canada, passed in the year 1821. York: R. C. Horne, 1821.

2 George IV – Chapter 14

An Act to enable Married Women more conveniently to convey their Real Estate. Passed 14th April, 1821.

Whereas by an Act passed in the forty-third year of His late Majesty's Reign, entitled "*An Act to enable Married Women having Real Estate, more conveniently to alien and convey the same,*" it is enacted, that no Deed shall have any force or effect to bar such Married Woman or her said husband or her heirs during the continuance of the coverture, or after the dissolution thereof, or shall have any force or effect whatsoever, unless such Married Woman shall appear in open Court, in the Court of King's Bench, or before any Judge thereof at his chambers, or before a Judge of Assize at the Sittings of the Home District or on his circuit, and shall be examined by the said Judge, touching her consent to alien and depart with such Estate, and whereas much inconvenience has arisen from such provision, Be it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, entitled "*An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, entitled, 'An Act for making more effectual provision for the Government of the Province of Quebec, in North America, and to make further provision for the Government of the said Province,*" and by the authority of the same, That from and after the passing of this Act it shall be lawful for any Married Woman having Real Estate in this Province, to appear before the Quarter Sessions of the Peace in the District in which she may at the time be resident, or before the General Quarter Sessions of the Peace in any District in this Province, in cases in which the party resides out of this Province, at any time within twelve months after her execution of the Deed conveying away her Real Estate, and being examined by the Chairman of the Quarter Sessions in open Court, touching her consent to alien and depart with her Real Estate, as in such Deed may be mentioned, it shall and may be lawful for the said Chairman to certify the same, in like manner as the same may at present be certified by the Court of King's Bench, or any Judge thereof, and the said certificate shall have the same force and effect, and be as valid in Law as any certificate given under and by virtue of the above recited Act, any Law or usage to the contrary in anywise notwithstanding.

II. And be it further enacted by the authority aforesaid, That the Clerk of the Peace shall be entitled to receive the sum of five shillings for drawing every such certificate and no more.