

WESTERN AUSTRALIA

ANNO TRIGESIMO TERTIO

VICTORIÆ REGINÆ

No. 1

An Ordinance to amend 'The Escheat Ordinance 1867.'
[Assented to 12th July, 1869.]

Preamble

31 Vic., No. 3

WHEREAS it has been deemed advisable to enable persons having claims or demands of a moral or equitable character, and which under ordinary circumstances would not be enforceable of right against property escheated under the said Ordinance: Be it therefore enacted by His Excellency the Governor of Western Australia and its Dependencies, by and with the advice and consent of the Legislative Council thereof:—

Escheated Estates and Practice in Escheat

1. The Governor in Executive Council may in all cases where any property real or personal shall have escheated to the Crown under the provisions of the said Ordinance order, on application in that behalf, that such property or (if sold) its proceeds or any portion thereof respectively be given, granted or paid in such shares, proportions and manner to such person or persons, and for such estate or interest as may in each case be deemed suitable and advisable: Provided that every gift, grant or payment to be made by virtue of such order be made in the name and on behalf of Her Majesty, her heirs and successors, and only to persons who may have a moral claim thereto, and who may have no legal or equitable claim thereto.

Governor in Executive Council may make orders as to escheated property or its proceeds

Proviso

2. This Ordinance shall be incorporated with and form part of 'The Escheat Ordinance 1867.'

Incorporated with 31 Vic., No. 3

J. BRUCE,
GOVERNOR.
