

CHAPTER 158.

PLANTATION (PROPRIETORS) GOVERNMENT
LOANS.

[No. IX of 1893.]

[28th June, 1893.]

Short title.

1. This Ordinance may be cited as the Plantation (Proprietors) Government Loans Ordinance.

Interpretation.

2. In this Ordinance, unless the context otherwise requires,—

“plantation” means any plantation or piece of land charged with and liable for the repayment of any government loan;

“government loan” means any loan made from public moneys under the sanction of the Legislative Council, and includes any instalment of the loan and any interest accrued due thereon or any instalment thereof.

Right of summary recovery over by one co-proprietor of a plantation paying government loan for another co-proprietor:

3. Where a proprietor of a plantation which is owned by more proprietors than one, either in separate portions, being less than halves, or in undivided shares, or in both those ways, pays any portion of a government loan charged upon the plantation which is properly payable by a co-proprietor of the plantation, the proprietor so paying shall have against his co-proprietor for whom he pays the same remedies for the recovery of the amount so paid as the Colonial Treasurer, or any other public officer, has against the plantation for the recovery of the government loan charged upon the plantation :

Proviso.

Provided that the right of summary recovery over shall only attach where the proprietor paying for a co-proprietor has so paid in good faith and solely for the purpose of preventing proceedings by parate execution being taken against the plantation.

4. Where any plantation is owned in separate halves, the proprietor of either half, on paying one moiety of the government loan charged upon the plantation, shall be discharged from all further liability in respect of the amount so paid; but the payment shall not affect the subsistence of the lien for the unpaid moiety of the loan on the other half of the plantation.

Right to pay moiety of government loan.