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FRAUDULENT TRANSFERS AVOIDANCE

CHAPTER 62 OF THE LAWS

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CHAPTER 62.

FRAUDULENT TRANSFERS AVOIDANCE.

ARRANGEMENT OF SECTIONS.

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To Provide for the Setting Aside of Transfers of Property Made to Hinder Creditors.

1949 Cap. 95.

[24th April, 1886.]

Short title

1. This Law may be cited as the Fraudulent Transfers Avoidance Law.

Interpretation.

2. In this Law—

"creditors of a debtor" means not only the persons to whom he is actually indebted, but also every sheriff, and every person acting for a sheriff, who shall lawfully put into execution any judgment given against the debtor, and also every person (if any) in whom the property of the debtor or the right to sell and dispose of it shall either by his own act or by operation of law become vested for the common benefit of all the persons to whom he is indebted;

"judgment debt" means not only a debt for the payment of which a judgment has been given by a competent Court, but also every debt in respect of which the person to whom it is due has duly established his right to rank as a creditor of the person from whom it is due on the distribution of the property of the last-mentioned person under any law providing for the distribution of the property of bankrupts or insolvent persons among their creditors.

Avoidance of fraudulent transfers.

3. (1) Every gift, sale, pledge, mortgage or other transfer or disposal of any movable or immovable property made by any person with intent to hinder or delay his creditors