Seizure of holding. 140. If at a sale under section 137 the amount recovered is insufficient to discharge the debt due by the owner to the Crown together with the costs of seizure and sale, the Government Agent or a person authorized by him in writing may seize the holding.

Seizure, how effected.

- (1) A seizure of a holding shall be effected by serving upon the owner thereof a notice substantially in the prescribed form and by affixing a copy of such notice in a conspicuous position on such holding. A copy of such notice may also be served on any other person interested in the holding or affected by the seizure
- (2) If the owner of a holding who has to be served with a notice under subsection (1) cannot by the exercise of due diligence be found, the notice shall be deemed to be duly served on that owner if a copy thereof is left with some adult member of his family or with his servant residing with him; and, if there is no member of the family or servant of that owner on whom the notice can be so served by way of substitution for personal service, the notice shall be deemed to be duly served on that owner if a copy thereof is affixed to some conspicuous part of the house or homestead in which he ordinarily resides.
- (3) No holding shall be seized if the defaulting owner thereof surrenders free and unclaimed movable property to satisfy the entirety of the amount due from

Registration of seizure.

142.

143.

seizure.

- (1) Every seizure of a holding shall be registered.
- (2) No disposition of a holding shall be valid if it is effected or registered after the seizure of that holding has been registered.

Seizure of protected holding operates as cancellation of grant thereof and vests holding in the Crown

(1) The seizure of a protected holding under this Chapter shall operate as a cancellation of the grant thereof and shall vest such holding absolutely in the Crown free from all encumbrances; but the person who was the owner of such holding at the time of seizure shall be entitled to a reconveyance thereof upon payment within a period of one year reckoned from the date of that seizure of the total amount due in respect of such holding together with the costs of

Where the owner dies before the expiry of the period of one year herein before specified, the right to a reconveyance of the holding may be* exercised by the successor of that owner on the same terms and within the same period.

(2) The reconveyance referred to in subsection (1) may be effected by an endorsement substantially in the prescribed form made by the Government Agent on the grant relating to such protected holding. Every such endorsement shall be registered.

not to be sold. Sale of unprotected holding. Moneys realized by sale to be paid to Government

Protected holding 144. No protected holding shall be sold by the Crown under this Chapter.

145. An unprotected holding, which has been seized under section 141, may be sold at the instance of the Government Agent by public auction in such manner as may be prescribed.

146. All moneys realized by the sale of an unprotected holding shall be paid to the Government Agent who shall, after deducting the amount due to the Crown including the costs of the seizure and sale of such holding, pay the balance, if any, to the person who was the owner of such holding before the sale.

Certificate of sale. 147.

Agent.

- (1) A certificate substantially in the prescribed form shall, when signed by the Government Agent, be sufficient to vest in the purchaser the title of the owner against whom the unprotected holding was sold under section 145.
- (2) Such certificate shall be liable to the stamp duty payable on conveyances of immovable property and to any registration or other charges authorized by law. Such duty and all such charges shall be paid by the purchaser.

Purchase of unprotected holding by the Crown.

148. An unprotected holding sold under section 145 may be purchased by the Crown and the Government Agent may authorize any person in writing to bid for and purchase such holding on behalf of the Crown, but no stamp duty or other charges referred to in section 147 (2) shall be payable by any person who so purchases an unprotected holding on behalf of the Crown.

Cancellation of sale.

149.

(1) Where the Crown purchases an unprotected holding sold under section 145, it shall be lawful for the Government Agent, at any time before such holding shall have been re-alienated, on payment by the owner against whom such holding was sold of the total amount due to the Crown in respect of such holding (including the costs of seizure and sale), together with interest thereon at the rate of nine per centum per annum, by endorsement on a certified copy