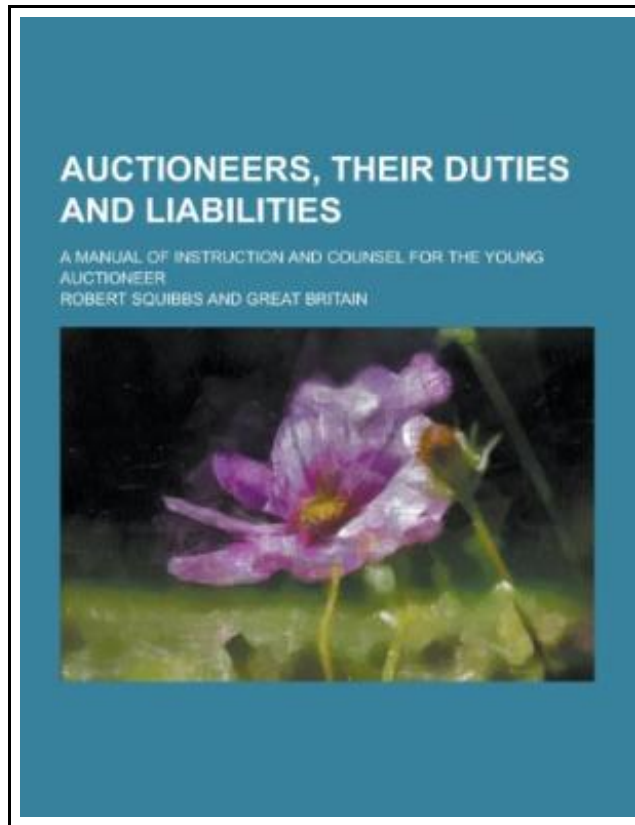


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AUCTIONEERS, THEIR DUTIES AND LIABILITIES; A MANUAL OF INSTRUCTION AND COUNSEL FOR THE YOUNG AUCTIONEER




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Theclassics.Us, United States, 2013. Paperback. Book Condition: New. 246 x 189 mm. Language: English . Brand New Book ***** Print on Demand *****.This historic book may have numerous typos and missing text. Purchasers can usually download a free scanned copy of the original book (without typos) from the publisher. Not indexed. Not illustrated. 1891 edition. Excerpt: . CHAPTER III. THE AUCTIONEER AND THE LAW. (1) The Contract of Sale. As the sales conducted in the auction-room constantly include lands and houses, and as the value of many a lot of goods put up for sale will often exceed 10 in value, it is important that an auctioneer should be familiar with certain provisions of the Act of Parliament (29 Charles II. c. 3) known as the Statute of Frauds (so called because it was passed for the prevention of many fraudulent practices which are commonly endeavoured to be upheld by perjury and subornation of perjury), so far as they relate to contracts of sale. And in the case of *Pierce v. Corf* (see next page), a high judicial authority, Mr. Justice (now Lord) Blackburn laid it down as the duty of the auctioneer to take reasonable and proper care that a contract of sale of which he has the charge is binding under the statute. The two sections of the statute which mainly concern the auctioneer are the 4th and the 17th. By s. 4 it was enacted that no action shall be brought, whereby to charge any person upon any contract or sale of lands, tenements, or hereditaments, or any interest in or concerning them, unless the agreement upon which such action shall be brought, or some memorandum or note thereof, shall be in writing, and signed by the party to be charged therewith, or some other person...

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