
CHAPTER 332

BILLS OF LADING

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CHAPTER 332

BILLS OF LADING

An Act to amend the law relating to Bills of Lading.

[Commencement 14th August, 1855]

*18 & 19 Vict. c.
111 extended by
23 of 1860*

Short title

Rights under
Bills of Lading to
vest in consignee
or endorsee.

1. This Act may be cited as the Bills of Lading Act.

2. Every consignee of goods named in a Bill of Lading, and every endorsee of a Bill of Lading to whom the property in the goods therein mentioned shall pass, upon or by reason of such consignment or endorsement, shall have transferred to and vested in him all rights of suit, and be subject to the same liabilities in respect of such goods as if the contract contained in the Bill of Lading had been made with himself.

3. Nothing herein contained shall prejudice or affect any right of stoppage *in transitu*, or any right to claim freight against the original shipper or owner, or any liability of the consignee or endorsee by reason or in consequence of his being such consignee or endorsee, or of his receipt of the goods by reason or in consequence of such consignment or endorsement.

Not to affect
right of stoppage
in transitu, etc.

4. Every Bill of Lading in the hands of a consignee or endorsee for valuable consideration representing goods to have been shipped on board a vessel shall be conclusive evidence of such shipment as against the master or other person signing the same, notwithstanding that such goods or some part thereof may not have been so shipped, unless such holder of the Bill of Lading shall have had actual notice at the time of receiving the same that the goods had not been in fact laden on board:

Bill of Lading in
hands of
consignee, etc.,
conclusive
evidence of the
shipment as
against master,
etc.

Provided that the master or other person so signing may exonerate himself in respect of such misrepresentation by showing that it was caused without any default on his part, and wholly by the fraud of the shipper, or of the holder, or some person under whom the holder claims.