

Summary of Contents

PART I. MORTGAGE AT COMMON LAW AND IN EQUITY

- Chapter 1. Introductory
- Chapter 2. Mortgage at Common Law
- Chapter 3. Mortgage in Equity
- Chapter 4. Law and Equity in Upper Canada
- Chapter 5. Equitable Mortgages
- Chapter 6. Mortgages of Leasehold

PART II. PRIORITIES

- Chapter 7. Priorities in Equity
- Chapter 8. Priorities under the Registry Act and the Land Titles Act
- Chapter 9. Consolidation and Tacking
- Chapter 10. Environmental Issues Affecting the Mortgagee

PART III. PERSONS CLAIMING UNDER THE MORTGAGEE

- Chapter 11. Assignee of the Mortgage
- Chapter 12. Execution Creditors of the Mortgagee
- Chapter 13. Persons Entitled on Death of the Mortgagee

PART IV. PERSONS CLAIMING UNDER THE MORTGAGOR

- Chapter 14. Transferee of the Equity of Redemption
- Chapter 15. Leases of Mortgaged Lands
- Chapter 16. Execution Creditors of the Mortgagor
- Chapter 17. Persons Entitled on Death of the Mortgagor
- Chapter 18. Spousal Rights in Mortgaged Land

PART V. EXTINGUISHMENT OF MORTGAGE

- Chapter 19. Discharge of Charge
- Chapter 20. Assignment of Mortgage Instead of Discharge
- Chapter 21. Merger

PART VI. MORTGAGE ACTIONS

- Chapter 22. Action for Possession

- Chapter 23. Actions on the Covenant
- Chapter 24. Action for Foreclosure or Sale
- Chapter 25. Foreclosure: Parties to the Action: Pleadings
- Chapter 26. Judgment for Foreclosure
- Chapter 27. Action or Judgment for Sale
- Chapter 28. Mortgage Enforcement in an Insolvency Context
- Chapter 29. Action for Redemption
- Chapter 30. Limitation of Actions

PART VII. MORTGAGE ACCOUNTS

- Chapter 31. Accounting in a Mortgage Action
- Chapter 32. Mortgagee in Possession
- Chapter 33. Regulation of Mortgage Interest
- Chapter 34. Costs

PART VIII. STATUTORY OR CONTRACTUAL RIGHTS

- Chapter 35. Sale under Power of Sale
- Chapter 36. Appointment of Receiver
- Chapter 37. Attornment and Distress
- Chapter 38. Insurance
- Chapter 39. Condominiums

PART IX. SUPPLEMENTARY

- Chapter 40. Immovables in the Conflict of Laws
- Chapter 41. Mortgages and Subdivision Control under the Ontario Planning Act
- Chapter 42. Deemed Trusts
- Chapter 43. Commercial Title Insurance
- Chapter 44. Residential Lender Policy

Appendices

- Appendix IF. Issues in Focus
- Appendix SLL. Selected Legal Literature
- Appendix WPJ. Words and Phrases
- Appendix WPL. Legislatively Defined Terms

Table of Cases

Index