

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to amend and reenact § 8.7-209 of the Code of Virginia, relating to warehouseman's liens.*3
4 Approved

[H 7]

5 **Be it enacted by the General Assembly of Virginia:**6 **1. That § 8.7-209 of the Code of Virginia is amended and reenacted as follows:**

7 § 8.7-209. Lien of warehouseman.

8 (1) A warehouseman has a lien against the bailor on the goods covered by a warehouse receipt or on
9 the proceeds thereof in his possession for charges for storage or transportation (including demurrage and
10 terminal charges), insurance, labor, or charges present or future in relation to the goods, and for
11 expenses necessary for preservation of the goods or reasonably incurred in their sale pursuant to law. If
12 the person on whose account the goods are held is liable for like charges or expenses in relation to other
13 goods whenever deposited and it is stated in the receipt that a lien is claimed for charges and expenses
14 in relation to other goods, the warehouseman also has a lien against him for such charges and expenses
15 whether or not the other goods have been delivered by the warehouseman. But against a person to
16 whom a negotiable warehouse receipt is duly negotiated a warehouseman's lien is limited to charges in
17 an amount or at a rate specified on the receipt or if no charges are so specified then to a reasonable
18 charge for storage of the goods covered by the receipt subsequent to the date of the receipt.

19 (2) The warehouseman may also reserve a security interest against the bailor for a maximum amount
20 specified on the any receipt for charges other than those specified in subsection (1), such as for money
21 advanced and interest. Such a security interest is governed by the title on secured transactions (Title
22 8.9).

23 (3) (a) A warehouseman's lien for charges and expenses under subsection (1) or a security interest
24 under subsection (2) is also effective against any person who so entrusted the bailor with possession of
25 the goods that a pledge of them by him to a good faith purchaser for value would have been valid but
26 is not effective against a person as to whom the document confers no right in the goods covered by it
27 under § 8.7-503.

28 (b) A warehouseman's lien under subsection (1) on household goods for charges and expenses in
29 relation to the goods is also effective against all persons if the depositor was the legal possessor of the
30 goods at the time of deposit. The term "household goods" means furniture, furnishings, or personal
31 effects used by the depositor in a dwelling. Such lien shall be effective against a prior security interest
32 which has been otherwise perfected as required by law only to the extent of one hundred fifty dollars.

33 (4) A warehouseman loses his lien on any goods which he voluntarily delivers or which he
34 unjustifiably refuses to deliver.

ENROLLED

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