

## EXPLANATORY NOTES.

**1.** This is a new paragraph defining "Department" for the purpose of simplifying subsequent provisions dealing with the filing of annual statements.

**2.** The present section reads as follows:

"6. Every loan company incorporated by Act in the Form set forth in Schedule A is a body corporate by the name contained in its Act of incorporation, capable forthwith of exercising all the functions of an incorporated company and is invested with all the powers, privileges and immunities and is subject to all the liabilities and provisions set forth in this Act."

The change is made in consequence of the change made in clause 11 repealing Schedule B. Some words have been deleted because the substance of the words is included in the Model Bill.

**3.** The present subsection reads as follows:

"10. (1) As soon as not less than one hundred thousand dollars of the capital stock has been *bona fide* subscribed, and not less than fifty thousand dollars has been paid thereon in cash, the provisional directors may call a general meeting of the shareholders to be held at the place named in the Act of incorporation as the head office of the company."

The change will remove references to specific amounts of capital and will refer instead to the capital requirements in the Act of incorporation of the company. The specific amounts mentioned in the present Act were determined many years ago and are no longer appropriate.

**4.** The present subsection reads as follows:

"13. (1) The company shall not borrow or lend money or otherwise carry on business by exercising any of the powers set forth in sections 60 and 62 until it has obtained from the Minister a certificate permitting it to do so, and no application for such certificate shall be given until it has been shown to the satisfaction of the Minister by affidavit or otherwise that