Mr. CAHAN: Since the Canadian act was passed in 1927 certain amendments were made in 1929 to the English act. We followed that act in the first place and we are now endeavouring to maintain conformity in order that the English decisions may provide guidance to our legal fraternity.

Mr. JACOBS: I understand the hon. member for West Middlesex (Mr. Elliott) was referring to the amendment to the Bankruptcy Act. I assume that these provisions do not conflict with that act.

Mr. CAHAN: These are not in conflict with the Bankruptcy Act and they are also in conformity with the Companies' Creditors Arrangement Act passed a year ago.

Section agreed to.

On section 125—Books to be prima facie evidence.

Mr. CAHAN: In the fourth line the word "the" should be "be." I have another suggestion to make for a new subsection 2. Some of the legal fraternity have suggested that it might be held that this section would limit the meaning and effect of section 106, and in order to make it clear I suggest that the following be added as subsection 2:

Nothing in this section contained shall limit the meaning or effect of section 106.

Mr. DUPRE: I move those two amendments.

Amendments agreed to.

Section as amended agreed to.

On section 126—Proof of service by registering letter.

Mr. CAHAN: I have no suggestion to make except that the word "registering" should be deleted in the marginal note. This word is not included in the section itself.

Section agreed to.

Sections 127 to 132 inclusive agreed to.

On section 133—Time from which service reckoned.

Mr. MERCIER (St. Henri): Why should not this be by registered letter?

The CHAIRMAN (Mr. Sullivan): That is covered by section 126.

Mr. CAHAN: This is simply the notice of meeting and we thought the ordinary mail would be sufficient. The usual procedure is for the secertary to make affidavit at the opening of the meeting that he has posted the notices and delivered them to the post office.

Mr. MERCIER (St. Henri): That is covered by section 131, and I am satisfied.

Section agreed to.

Sections 134 to 138 inclusive agreed to.

On section 139—Application of part.

Mr. CAHAN: This section is intended to apply to all corporations incorporated under it, and to certain others, so that after the word "applies" in the first line I suggest that we should insert the words "to all corporations incorporated under it and," so as to make its meaning clear. Part of the line was dropped out in the printing.

Mr. DUPRE: I move that amendment.

Amendment agreed to.

Section as amended agreed to.

On section 140—Application without purpose of gain.

Mr. JACOBS: There are important amendments to section 140.

Mr. CAHAN: With regard to applications for incorporation for certain purposes, provided the company operates without pecuniary gain and for objects of a national, patriotic, religious, philanthropic, charitable, scientific character, and so on, that provision had previously been inserted by an amendment in the main provisions of the Companies Act. Difficulties arose by incorporating these provisions in the Companies Act, and therefore to obviate these difficulties and prevent confusion, part 1 deals with the incorporation of companies for commercial and industrial purposes, having share capital, and we have taken out from the old Companies Act those provisions which applied to corporations without share capital, and have inserted those provisions in part 2, which applies exclusively to corporations without share capital. That is the only change made, I think.

Mr. BUTCHER: Subsection 4 in the present act provides that

By-laws or regulations not embodied in the letters patent may be repealed or amended, but such repeal or amendment shall not be in force or acted on until the approval of the Secretary of State has been obtained.

Why was this subsection deleted?

Mr. CAHAN: In clause (c) of subsection 2 of section 141 we have provided that the application for the charter and the charter shall provide the mode of repealing or amending by-laws, with special provision that the repeal or amendment of bylaws not embodied