

Proceeding when number of shares is not evenly divisible.

3. In every case wherein any shareholder holds such a number of existing shares as are not divisible into new shares without a remainder, and whenever such shareholder is unable to make arrangements with other shareholders by buying or selling or otherwise, as the case may be, so that he shall hold a number of shares which is so divisible without remainder: then such shareholder, together with any number of other shareholders in the same position, may surrender to the said Bank the surplus or indivisible shares held by them; and thereupon new stock therefor shall be issued to them or any of them conjointly, in order that they may dispose of the same for their joint benefit; and if on the first day of August next, any such surplus or indivisible shares remain unconverted the said Bank shall have the right to issue new shares in lieu thereof in the proportion aforesaid, and cause such new shares to be sold in such manner as the said Bank shall deem likely to produce the largest return therefor, and thereafter shall distribute the net proceeds of such sale among the shareholders entitled thereto on the execution by such shareholders respectively of suitable discharges for the same.

As to shares remaining unconverted after 15th Aug. 1878.

Confirmation of Act by shareholders required.

4. This Act shall have no force or effect until it has been confirmed by a resolution passed at a special general meeting of the shareholders of the Bank called for the purpose in the manner prescribed by law; which resolution may be validly passed, notwithstanding that the notices thereof may be published before the passage of this Act.

Rights of creditors saved.

5. Nothing in this Act shall be construed so as to lessen or vary the liability of the shareholders of the Merchants' Bank of Canada to the present creditors thereof.

CHAP. 24.

An Act respecting the Bank of Liverpool.

[Assented to 16th April, 1878.]

Preamble.

WHEREAS the Bank of Liverpool, by its petition, has represented that it has sustained heavy losses in the course of its business, whereby the value of its paid-up capital stock has been reduced; and that in order to enable it advantageously to continue business and to realize the largest possible returns for its existing shareholders, it is necessary that it should be authorized to effect a re-organization upon a different basis, to increase its capital stock, and to reduce the nominal value of its present shares, and otherwise to adjust and regulate the same, and has prayed for the passing