

on the day appointed for payment, then such Stockholder shall be liable to pay interest for the same at the rate allowed by law from the day appointed for the payment thereof 5 to the time of the actual payment.

liable to pay
interest
thereon.

XXXII. And be it enacted, That if default shall be made by any Stockholder in the payment of any call at the time appointed by the Directors for the payment thereof, then it 10 shall be lawful for the Company to sue such Stockholder for the amount of such call, in any Court of Law in this Province (having competent jurisdiction in regard to the amount to be recovered,) and to recover the same 15 with lawful interest, and if the Company shall elect to sue any Stockholder under the authority of this Act, such suit shall not in any way interfere with the forfeiture of the share or shares of such Stockholders as provided 20 by the section of this Act.

Company may
sue Stock-
holders neg-
lecting to pay.

XXXIII. And be it enacted, That in any action or suit to be brought by the Company against any Stockholder to recover any money due for any call, it shall not be necessary 25 to set forth the special matter, but it shall be sufficient for the Company to aver that the defendant is the holder of one share or more (stating the number of shares) in the Capital Stock of the Company, and that he is indebted to the Company in the sum of money to 30 which the calls in arrear shall amount in respect of one call or more upon one share or more (stating the number and amount of each of such calls), whereby an action hath ac- 35 crued to the Company by virtue of this Act.

Not necessary
to set forth
special matter
in actions
brought by
Company.

XXXIV. And be it enacted, That on the trial or hearing of such action, it shall be sufficient for the Company to prove that the Defendant at the time of making such call, was 40 a holder of one share or more in the undertaking, (and when there has been no transfer of the shares, then the proof of subscription to the original agreement to take stock

What it shall
be necessary
to prove.