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HOME BANK NEVER A CORPORATE BODY

New Claim in Matter Affects
Shareholders Individu-
ally

Toronto, April 2.—Official liquidators of the Home Bank of Canada are proceeding with their work of realizing on the assets of the defunct bank, and are pressing claims for payment of the double liability upon shareholders, without regard for the new phase that has developed in the claim of certain interests that the bank had never been properly incorporated, and that, being insolvent in 1913, its charter could not be legally renewed under the bank act, and, therefore, it did not exist as a legally incorporated bank.

There are said to be interesting possibilities from the standpoint of the creditors and shareholders, in the event of this contention being upheld by the courts, for the bank, in the event of failure to determine its legal qualifications, would at once assume the status of a partnership, with each and every one of the shareholders a partner in the institution, and as such liable for the bank's liabilities up to the full extent of their individual resources.

Charles Garrow, K.C., master of the Supreme Court, has agreed to appoint a solicitor and counsel for all shareholders who are opposing the double liability, but the name of the appointee has not yet been announced.

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