

6. No extra-provincial corporation coming within class V. or VI. shall carry on within Manitoba any of its business unless and until a license under this Act so to do has been granted to it, and unless such license is in force; and no company, firm, broker, agent or other person shall, as the representative or agent of or acting in any other capacity for any such extra-provincial corporation, carry on any of its business in Manitoba unless and until such corporation has received such license and unless such license is in force; provided that taking orders for or buying or selling goods, wares and merchandise by travellers or by correspondence, if the corporation has no resident agent or representative and no office or place of business in Manitoba, shall not be deemed a carrying on of business within the meaning of this Act; provided further that this section shall not apply until the first day of November, A.D. 1900, to any such corporation which at the date of the commencement of this Act is carrying on business in Manitoba, provided also that the onus of proving that a corporation has no resident agent or representative and no office or place of business in Manitoba, or that it was at the date of the commencement of this Act carrying on business in Manitoba, shall, in any prosecution for an offence against this section, rest upon the accused.

7. An extra-provincial corporation coming within class V. or VI. may apply to the Lieutenant-Governor-in-Council for a license to carry on its business or part thereof, and exercise its powers or part thereof in Manitoba, and upon the granting of such license such corporation may thereafter, while such license is in force, carry on in Manitoba the whole or such parts of its business and exercise in Manitoba the whole or such parts of its powers as may be embraced in the license; subject, however, to the provisions of this Act and to such limitations and conditions as may be specified in the license.

FORMALITIES.

8. Any such company, institution or corporation applying for such license shall file in the office of the Provincial Secretary of Manitoba a certified copy of the charter, Act of incorporation or articles or memorandum of association of such company, institution or corporation, with a declaration or proof that said company, institution or corporation is still in existence and legally authorized to transact business under its said charter or Act of incorporation or articles or memorandum, and a copy of the last auditor's report; and shall also file, as aforesaid, a power of attorney to the principal agent or the intended manager of said company, institution or corporation in this Province, signed by the President or vice-president or managing director or two directors and by the secretary thereof, sealed with the corporate seal (if any) of the said company, institution or corporation and verified as to its authenticity by the statutory declaration of the principal agent or manager of such company, institution or corporation, or of any person cognizant of the facts necessary for such verification; which power of attorney must expressly authorize such agent or manager within the said Province to accept process in all suits and proceedings against such company, institution or corporation within the province, and must declare that service of process on such agent or manager in respect of such suits or proceedings shall be legal and binding on such company, institution or corporation, to all intents and purposes whatever, and waiving all claims of error by reason of such service; and such company, institution or corporation may from time to time, by a new or other power of attorney verified as aforesaid, and accompanied by similar declaration as aforesaid, to replace the agent or manager formerly appointed.

(a) After such certified copy of the charter and such power of attorney in this province are filed as aforesaid, any process in any suit or proceedings against such company, institution or corporation, for any liability, may be served upon such manager or agent, until he be so replaced as aforesaid, and thereafter upon his successor from time to time duly appointed thereunder, in the same manner as process may be served upon the proper officer of any company, incorporated in the Province; and all proceedings may be had thereupon to judgment and execution in the same manner as in any civil suit in the Province.