

THE INSOLVENT ACT OF 1875.

38 VICT. CHAP. 16, 1875.

An Act respecting Insolvency.

[Assented to 8th April, 1875.]

HER MAJESTY, by and with the advice and consent of the Senate and House of Commons of Canada, enacts as follows:

1. This Act shall apply to traders and to trading co-partnerships and to trading companies whether incorporated or not, except Incorporated Banks, Insurance, Railway, and Telegraph Companies.

The following persons and partnerships or companies exercising like trades, callings or employments, shall be held to be traders within the meaning of this Act:

Apothecaries, auctioneers, bankers, brokers, brickmakers, builders, carpenters, carriers, cattle or sheep salesmen, coach proprietors, dyers, fullers, keepers of inns, taverns, hotels, saloons or coffee-houses, lime burners, livery stable keepers, market gardeners, millers, miners, packers, printers, quarrymen, sharebrokers, ship-owners, shipwrights, stockbrokers, stock-jobbers, victuallers, warehousemen, wharfingers, persons insuring ships or their freights or other matters against perils of the sea, persons using the trade of merchandise by way of bargaining, exchange, bartering commission, consignment or otherwise, in gross or by retail, and persons who, either for themselves or as agents or factors or others, seek their living by buying and selling or buying and letting for hire goods or commodities, or by the workmanship or the conversion of goods or commodities, or trees; but a farmer, grazier, common laborer, or workman for hire shall, not, nor shall a member of any partnership, association or company which cannot be adjudged insolvent under this Act, be deemed as such, a trader for the purpose of this Act:

All such persons, co-partnerships, or companies, having been traders as aforesaid, and having incurred debts as such, which have not been barred by the Statutes of limitations or prescribed, shall be held to be traders within the meaning of this Act; but no proceedings in liquidation shall be taken against such traders,