

or be removed as aforesaid; any thing in this Act to the contrary notwithstanding.

Order of retirement of Directors.

XII. And be it enacted, That the number of Directors of the said Company shall be *nine*, and at the said annual meeting, three of the said *nine* Directors shall annually retire in rotation, the retirement of the said first elected *nine* Directors being decided by lot, but the Directors then or at any subsequent time retiring shall be eligible for re-election: Provided always, that no such retirement shall have effect except the Shareholders at such general meeting proceed to fill up the vacancies thus occurring in the direction. 5 10

Quorum of Directors.

XIII. And be it enacted, That any meeting of the said Directors, at which not less than five Directors shall be present, shall be competent to do and perform all and any of the powers hereby vested in the said Directors of the said Company.

Qualification of Directors.

XIV. And be it enacted, That the Stock Qualification of Shareholders to be Directors of the said Company, shall be *twenty* shares, of six pounds five shillings currency each, of the Capital Stock. 15

Appointment of Auditors.

XV. And be it enacted, That every such annual general meeting shall have power to appoint not exceeding three Auditors, to audit all accounts of money laid out and disbursed on account of the said undertaking, by the Treasurer, Receiver and Receivers, and other officer and officers to be by the said Directors appointed, or by any other person or persons whatsoever, employed by or concerned for or under them, in and about the said undertaking, and to that purpose shall have power to adjourn themselves over from time to time, and from place to place, as shall be thought convenient by them. 20 25

Calls limited.

XVI. And be it enacted, That no call of money from the Shareholders shall exceed the sum of per share of six pounds five shillings.

Evidence in suits by or against the Company in L. C.

XVII. And be it enacted, That in all actions or suits at law, by or against the Company, instituted in Lower Canada, recourse shall be had to the Rules of Evidence laid down by the laws of England, as recognized by the courts in Lower Canada in commercial cases, and no Shareholder shall be deemed an incompetent witness, either for or against the Company, unless he be incompetent otherwise than as a Shareholder. 30 35

As to writs of *Saisie-Arrêt*; order for *Faits et Articles* &c. served on the Company.

XVIII. And be it enacted, That if any Writ of *Saisie-Arrêt* or attachment shall be served upon the said Company, it shall be lawful for the Secretary or Treasurer in any such case to appear in obedience to the said Writ, to make the Declaration in such case by Law required according to the exigency of each case, which said Declaration, or the Declaration of the President, shall be taken and received in all Courts of Justice in Lower Canada, as the Declaration of the Company; and in causes where Interrogatories *sur faits et articles*, or *serment décisoire*, may have been or may hereafter be served upon the Company, the Directors shall 40 45