

only of such person, shall file in the office of the Registrar of each County in which he trades or intends to trade, a declaration in writing in the form or to the effect of Schedule B, signed by him and containing his name, surname, addition and residence, and the name or style under which he trades or intends to trade, or signs, or intends to sign, negotiable paper; and if such person be a married woman, then the same shall contain the name, surname, addition and residence of her husband, and shall also be signed by him. 5

Married women.

When to be filed. 5. Such declaration shall be so signed and filed within sixty days next after the passing of this Act, or within a like period after such person has commenced to trade under, or has assumed in any manner such name or style. 10

Penalty for non compliance with the foregoing requirements. 6. Each and every member of any partnership with regard to which the requirements of this Act are not complied with, and each and every person who fails to comply in every respect with such requirements, shall be severally liable to a penalty of two hundred dollars, to be recovered before any court having jurisdiction in civil cases to the amount of such penalty, on behalf of Her Majesty or by any person suing as well in his own behalf as on behalf of Her Majesty; and one moiety of such penalty shall belong to the Crown for the uses of the Province, and the other moiety to the party suing for the same, unless the suit be brought on behalf of the Crown only, in which case the whole of the penalty shall belong to Her Majesty for the uses aforesaid. 20 25

Registration of declaration, and fees. 7. The registrar shall enter each such declaration as aforesaid, in a book to be by him kept for that purpose, which shall be at all times, during office hours, open to the inspection of the public, gratuitously; and for registering each such declaration the registrar shall be entitled to demand the sum of fifty cents if it does not contain more than two hundred words, and an additional fee of five cents per hundred words for all above the number of two hundred; and he shall be entitled to make similar charges and no more for a copy of any such declaration, with a certificate of Registration appended thereto. 30 35

Effect of the declaration so filed. 8. The allegations contained in such declaration shall not be controvertible by any person who has signed the same; nor shall any such signer, nor any person declared by any such declaration to be a partner and actually being a partner in any partnership, be deemed to have ceased to be a partner therein, until a new declaration has been made and filed under this Act, in the form or to the effect of Schedule C, stating the alteration in the partnership. 40

Actions against partnerships as to which a de- 9. If any persons have been or are associated as partners for trading purposes, and no declaration is filed within the periods aforesaid with regard to such partnership, then any 45