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No. 63

4th Session, 6th Parliament, 24 Victoria, 1861.

BILL.

An Act to amend the Joint Stock Companies Judicial Incorporation Act.

Received and read, first time, Thursday,
4th April, 1861.

Second reading, Monday, 8th April, 1861.

Mr. DUNKIN.

QUEBEC:

PRINTED BY THOMPSON, HUNTER & CO.,
ST. URSULEE STREET.

An Act to amend the Joint Stock Companies Judicial Incorporation Act.

WHEREAS it is expedient to amend the Joint Stock Companies Judicial Incorporation Act, in the particulars hereinafter set forth, therefore Her Majesty, &c. Preamble.

1. In place of acknowledging the Declaration of the Company in
 5 manner and form as prescribed by the third section of the Joint Stock Companies Judicial Incorporation Act, the parties signing such Declaration may acknowledge the same in duplicate before the Registrar or Deputy Registrar of any City, County or Division
 10 wherein the major part of such persons are domiciled, or wherein any operations of the Company are to be carried on, although the same be not that wherein its chief place of business is situate, or before the Prothonotary of the Superior Court in and for any District in Lower Canada, wherein the major part of such persons are domiciled, or where-
 15 in any such operations are to be carried on, or the Clerk of the County Court of any County in Upper Canada wherein the major part of such persons are domiciled, or wherein any such operations are to be carried on; and such Registrar, Deputy Registrar, Prothonotary or Clerk shall receive such acknowledgement and grant certificate thereof.

How the declaration required by 23 V. c. 31 may be acknowledged.

2. In such case, both the duplicates of the Declaration, duly certified
 20 by such Registrar, Deputy Registrar, Prothonotary or Clerk, shall forthwith thereafter be exhibited to the Registrar or Deputy Registrar of the City, County or Division wherein the chief place of business of the Company is situate, or wherein its operations are to be wholly carried on, as the case may be; and one of such duplicates shall be filed by
 25 such last mentioned Registrar or Deputy Registrar, and a transcript thereof shall be made by him in the book kept by him in terms of the said Act; and the other of such duplicates, with a proper further certificate of such filing and registration endorsed thereon, shall forthwith be
 30 transmitted to and filed in the office of the Prothonotary of the Superior Court in and for the District wherein such registration has been made, if in Lower Canada,—or of the Clerk of the County Court of the County wherein such registration has been made, if in Upper Canada. And thereafter, all such further proceedings shall be had there-
 35 on, as in and by the said Act are prescribed in respect of Declarations acknowledged in terms of the third section thereof.

Registration of the declaration; how effected.

3. The concluding paragraph of the first section of the said Act is hereby so amended as to read thus:

Sect. 1, of 23 V. c. 31, amended.

“6. The names in full, and the address and calling, of each of the persons making the Declaration; with special mention,—*firstly*, of the
 40 amount of stock taken by each, the aggregate thereof not being less than one-half of the total amount of the stock of the Company,—and *secondly*, of the names of not less than three nor more than nine of such persons, who are to be the first Directors of the Company, and the major

part of whom must be resident in this Province, and subjects of Her Majesty by birth or naturalization."

Sect. 18 of 23
V. c. 31
amended

4. The eighteenth section of the said Act is hereby so amended as to read thus :

"No person shall be elected or named as a Director thereafter, unless he is a shareholder, owning stock absolutely in his own right, and not in arrear in respect of any call thereon. And the major part of the Directors of the Company shall, further, at all times, be persons resident in this Province, and subjects of Her Majesty by birth or naturalization."

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This Act to
form one Act
with 23 V. c.
31.

5. This Act shall be construed and applied, to all intents, as though embodied in and forming part of the said Act hereby amended ; and the expression "*The Joint Stock Companies Judicial Incorporation Act*" shall constitute a sufficient citation as well of this Act as of the said Act hereby amended.

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