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No. 255.

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2nd Session, 3rd Parliament, 12 Victoria, 1849.

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## **BILL.**

An Act to regulate Foreign Insurances.

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Received and Read a first time, Tuesday, 17th  
April, 1849.  
Second Reading Thursday, 19th April, 1849.

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MR. MORRISON.

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PRINTED BY LOVELL AND GIBSON.

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**BILL.**
**An Act to regulate Foreign Insurances.**

**W**HEREAS it is expedient to regulate Foreign and other Insurances so as to compel the trying of actions in Upper Canada arising on Policies effected therein; Be it therefore enacted, &c. Preamble.

5 And it is hereby enacted by the authority of the same, That no person shall, as agent or otherwise for any individual, association, company or incorporated body residing or established in Great Britain or Ireland or in any Foreign Country, or in any other of the British Colonies, effect or  
 10 agree to effect any Insurance against loss or injury by fire upon any house, building, goods or other property situated or being in Upper Canada, unless the Policy issued or to issued therefor shall contain a clause or condition to the effect that in the event of an action being brought to recover  
 15 the amount mentioned in such Policy or any part thereof, the individual, association, company or incorporated body agree to accept process, and consent that upon service of such process upon their agent, the matter in dispute may be litigated and tried in Upper Canada, and in the District  
 20 in which the Policy was effected or such other District as may be agreed upon, or may be ordered by any competent Court or a Judge thereof, and shall also agree to pay whatsoever sum may be finally adjudged in such action and costs, to the assured or his assigns, within ninety days  
 25 from the rendering final judgment in such action.

II. And be it enacted, That every person who shall, as agent or otherwise, on the behalf of any individual, association, company or incorporated body aforesaid, effect, agree to effect or procure any Insurance specified in the preceding section of this Act, the policy of which shall not contain the clauses or conditions mentioned in the preceding section, shall incur a penalty of *fifty pounds*. Penalty for contravening this Act.

III. And be it enacted, That if any such individual, association, company or incorporated body shall neglect or refuse to pay whatever sum and costs may be finally adjudged to the assured or his assigns in pursuance of the clause or condition referred to in the first preceding section of this Act, for ninety days after the entering of final judgment in any such action, such individual, association, company or incorporated body shall be deemed to be prohibited from effecting any Insurance in Upper Canada, and any person effecting or agreeing to effect any Insurance, as agent or otherwise, on the behalf of such individual, association, company or incorporated body refusing or neglecting to pay as aforesaid after such ninety days, such person knowing or having notice of such refusal or neglect, shall incur a penalty of *fifty pounds*. Penalty for refusing to pay the sum finally adjudged.