

for the purposes of this Ordinance.

execution of the said Statutes or either of them, and for the purposes of this Ordinance, but not otherwise, be considered and dealt with as a felony.

Passed in Council this fourteenth day of February, one thousand eight hundred and thirty-three.

LEWIS GRANT.

PHILIP D. SOUPER,

*Colonial Secretary.*

## No. 9.—1836.

AN ORDINANCE for assimilating the Laws respecting Bills of Exchange and Promissory Notes to the Laws of England in like cases.

(L. S.) G. F. HILL.

All questions arising in any Court in this Colony respecting Bills of Exchange or Promissory Notes for the Payment of Money, to be decided according to English Laws.

WHEREAS it is expedient that the laws of England respecting bills of exchange, drafts, orders, and promissory notes for the payment of money, should, with certain exceptions, be extended to and enforced in this Colony: Be it, therefore, and it is hereby enacted by His Excellency the Right Honorable Sir George Fitzgerald Hill, Baronet, Lieutenant-Governor and Commander-in-Chief in and over the said Island and its Dependencies, Vice-Admiral thereof, by and with the advice and consent of the Council of Government thereof, That from and after the passing of this Ordinance, whenever any question shall arise in any court or tribunal of this Colony, touching or concerning the making or drawing of any bill of exchange, draft, order, or promissory note for the payment of money, made or drawn after the passing of this Ordinance, or the construction of any such bill, draft, order, or note, or of any paper-writing, or document alleged or pretended to be such bill, draft, order, or note, or of the indorsement or acceptance of any such bill, draft, order, or note, or the presentation for payment, or the non-acceptance or non-payment thereof, or the notice of or

protest for such non-acceptance or non-payment, or the liability of any person or persons as the maker or makers, drawer or drawers, acceptor or acceptors, indorser or indorsers of any such bill, draft, order, or note, or the consideration for the making, drawing, accepting, or endorsing thereof; in every such case the court or tribunal before whom such question shall arise, shall decide the same according to the laws of England in the like cases, and not according to any Law, Ordinance, Order in Council, Proclamation, or other provisions or enactments whatsoever, or any custom now in force in this Colony, which may be in any manner repugnant to or different from the laws of England in like cases.

2. Provided always, and be it further enacted, That nothing herein contained shall in any manner or wise make null and void, or otherwise prejudicially affect, or be held or construed to make null and void, or otherwise prejudicially affect, any such bill of exchange, draft, order, or promissory note for the payment of money, or render any party thereto, or any other person, liable to any penalty by reason of any such bill of exchange, draft, order, or promissory note not having been stamped as required by the laws of England in such cases, or on account of the sum of money specified in such bill of exchange, draft, order, or promissory note, or remaining undischarged thereon, being of such small amount as would render the same void and of no effect, or render any of the parties thereto liable to any penalty by the laws of England in such cases, or by reason of the persons parties to any such bill, draft, order, or note, exceeding a certain number, and the sum of money specified therein or remaining undischarged thereon being made payable within certain limits in such manner that the issuing or negotiation thereof is restrained or prohibited by the laws of England in such cases.

Proviso, that the Laws of England respecting stamps, and limiting the issue of notes under certain values and in certain places, are not to be in force in this Colony.

3. Provided always, and be it further enacted, That nothing herein contained shall in any manner prevent the holder or holders of any foreign bill of exchange duly protested for non-payment, or of any promissory note, from demanding and having judgment for damages at the rate of ten per centum, and for interest in respect of any such protested bill, or for interest in

Interest and Damages on Foreign Bills of Exchange, and Interest on Promissory Notes, to be paid as at present.

Section 3  
Repealed  
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respect of any such Promissory Note, in the same manner and to the same amount as if this Ordinance had not been passed.

Ordinance not to affect the rights or liabilities of married women parties to Bills and Notes.

4. Provided always, and be it further enacted, That nothing herein contained shall extend or be held or construed to extend to alter or affect the liability of any married woman in respect of any such bill of exchange, draft, order, or promissory note, made, accepted, or indorsed by such married woman, as a sole trader or with the consent of her husband, in manner and form required by law, or the rights of any such married woman as the payee, drawee, indorsee, acceptor, holder of, or otherwise party to, any such bill, draft, order, or note.

All laws repugnant to this Ordinance repealed so far as they are inconsistent with its Provisions, and no further.

5. And be it further enacted, That the several provisions of the thirteenth and fourteenth chapters of the Ordenanzas de Bilbao, the second and tenth Laws of the twelfth Title of the fifth Partida, the tenth Law of the first Title of the Tenth Book of the Novíssima Recopilacion de Castilla, and of all other Laws, Ordinances, Orders in Council, and Proclamations of Government, and all customs in force in the said Island, in so far as the same are in any manner inconsistent with or repugnant to the provisions of this Ordinance, and no further, shall be, from and after the promulgation of this Ordinance, as the same are hereby declared to be, revoked and repealed.

Passed in Council this twenty-third day of August, one thousand eight hundred and thirty-six.

THOMAS F. JOHNSTON,

*Clerk of Council.*