

No. 25.—1865.

1st November.

AN ORDINANCE with regard to Trading Companies incorporated under the Law of England.

J. H. T. MANNERS-SUTTON.

November 2, 1865.

WHEREAS an Act was passed in the Session of Parliament held in the seventh and eighth years of the reign of Her Majesty the Queen, intituled "An Act for the Registration, Incorporation and Regulation of Joint-Stock Companies:" And whereas another Act was passed in the Session of Parliament held in the twenty-fifth and twenty-sixth years of the reign of Her Majesty the Queen, intituled "An Act for the Incorporation, Regulation and Winding Up of Trading Companies:" And whereas it is expedient that provision should be made for facilitating the proof in this Island of the incorporation of such companies, and of deeds and other instruments executed by or on behalf of such companies: Be it enacted by his Excellency the Governor, with the advice and consent of the Legislative Council, as follows:

1. It shall be lawful for any company already registered under either of the said recited Acts, or which may be hereafter registered under the last of the said recited Acts to deliver to the Registrar General of this Island to be registered by him a certificate of incorporation of such company under the hand of the Registrar for the time being of Joint Stock Companies at the place at which such companies shall have been registered, or a copy of such certificate of incorporation proved to be a true and correct copy by the oath or solemn declaration of the Secretary or other officer of such company, sworn or made before the Mayor or other chief magistrate of any city, town or borough in Great Britain or Ireland; and such certificate or copy of certificate duly registered or any office copy thereof

Certificates or copies of certificates of incorporation of companies delivered to the Registrar-General of this island and certified by him shall be conclusive evidence of the incorporation of such companies.

certified by the Registrar General of this Island, shall be conclusive evidence before all Courts in this Island of the incorporation of such company.

Copies of memorandum of association delivered to and certified by the Registrar General to be conclusive evidence before all courts in this Island.

2. It shall be lawful for any company already registered under either of the said recited Acts, or which may be hereafter registered under the last of the said recited Acts, to deliver to the Registrar General of this Island to be registered by him a copy of the memorandum of association, and a copy of the articles of association registered under either of the said Acts, and proved to be true and correct copies by the oath or solemn declaration of the Secretary or other officer of such company, sworn or made before the Mayor or other chief magistrate of any city, town or borough in Great Britain or Ireland; and every such copy duly registered by the Registrar General of this Island, or any office copy thereof certified by such Registrar General shall be conclusive evidence before all Courts in this Island of such memorandum of association and articles of association respectively, and of the signing thereof by the persons by whom the same shall respectively purport to be signed.

As to the execution out of this Island of deeds of incorporated companies and the proof thereof.

3. Any deed of any incorporated company registered under either of the said recited Acts which may be executed out of this Island, but which shall be registered in this Island, shall be executed under the common seal of such company in the presence of two witnesses; and the execution of such deed, and that the seal thereto affixed, is the common seal of the company, and that the same was affixed thereto by the authority of the Board of Directors or Managers of such company, and in conformity with the articles of association of such company, and the signatures of the Directors or Managers to any such deed (where such signatures are required by the articles of association of such company) and the signature to such deed of the Secretary or other officer by whom such seal may have been affixed may be proved by the affidavit or solemn declaration of one of such witnesses, or of the Secretary or other officer affixing such seal to be sworn or made before the Mayor or other chief magistrate of any city, town or borough in Great Britain or Ireland.

4. Every deed made in this Island on behalf of any such incorporated company, and executed under the hand and seal of any person empowered by instrument in writing under the common seal of such company, either generally or in respect of any specified matters as its attorney to execute deeds on its behalf in this Island shall be binding on such company, and have the same effect as if it were under the common seal of the company.

As to deeds of incorporated companies executed in this Island.

Passed in Council this first day of November, in the year of our Lord one thousand eight hundred and sixty-five.

DAVID B. HORSFORD,
Acting Clerk of the Council.

No. 26.—1865.

1st November.

AN ORDINANCE to facilitate Leases and Sales of Settled Estates.

(L. S.) J. H. T. MANNERS-SUTTON.

November 18, 1865.

WHEREAS it is expedient that the Supreme Civil Court should have power in certain cases to authorise leases and sales of settled estates, where it shall deem that such leases or sales would be proper and consistent, with a due regard for the interests of all parties entitled under the Settlement, and it is also expedient that persons in possession of land for certain limited interests should have power to grant agricultural or occupation leases thereof at rack-rent for a reasonable period: Be it enacted by His Excellency the Governor, with the advice and consent of the Legislative Council, as follows:

1. The word "Settlement," as used by this Ordinance, shall signify any deed, agreement, will, or other instrument, or any number of such instruments, under or by

Interpretation of certain terms.