

No. 17.—1867.

1st June.

AN ORDINANCE to amend the Law of Partnership.

(L.S.) ARTHUR GORDON.

BE it enacted by His Excellency the Governor, with the Advice and Consent of the Legislative Council, as follows :

Advance of money, on contract to receive share of profits not to constitute partnership.

1. The advance of money by way of loan to a person engaged or about to engage in any trade or undertaking upon a contract in writing with such person that the lender shall receive a rate of interest varying with the profits, or shall receive a share of the profits arising from carrying on such trade or undertaking, shall not, of itself, constitute the lender a partner with the person or the persons carrying on such trade or undertaking or render him responsible as such.

Remuneration of agents, &c., by share of profits not to make them partners.

2. No contract for the remuneration of a servant or agent of any person engaged in any trade or undertaking by a share of the profits of such trade or undertaking shall, of itself, render such servant or agent responsible as a partner therein nor give him the rights of a partner.

Certain annuitants not to be deemed partners.

3. No person being the widow or child of the deceased partner of a trader, and receiving by way of annuity a portion of the profits made by such trader in his business, shall, by reason only of such receipt, be deemed to be a partner of, or be subject to any liabilities incurred by such trader.

Receipt of profits in consideration of sale of goodwill not to make a partnership.

4. No person receiving by way of annuity or otherwise a portion of the profits of any business, in consideration of the sale by him of the goodwill of such business, shall by reason only of such receipt be deemed to be a partner of, or be subject to the liabilities of the person carrying on such business.

In case of bankruptcy, &c., lender not to rank with other creditors.

5. In the event of any such trader as aforesaid being adjudged an insolvent under any Ordinance for the relief of insolvent debtors or entering into any arrangement to pay his creditors less than twenty shillings in the pound, or dying in insolvent circumstances, the

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

R. LECHMERE GUPPY,

Clerk of Council.

No. 25.—1867.

2nd. September.

AN ORDINANCE for amending the Law for granting Patents for Inventions.

(L.S.) ARTHUR GORDON.

BE it enacted by His Excellency the Governor with the advice and consent of the Legislative Council as follows :

1. The Registrar General on an application by or on behalf of any person claiming to be the inventor within this colony of any invention, and on the delivery to such Registrar General of a declaration in writing according to the form in the schedule to this Ordinance together with a specification signed by the applicant or his agent, particularly describing and ascertaining the nature of the invention and in what manner the same is to be performed, shall deliver to such person or his agent a certificate according to the form in the schedule to this Ordinance, and a copy of such certificate shall be inserted by the Registrar General in the *Royal Gazette*.

On delivery of declaration and specification the Registrar-General to issue certificate to inventor.

2. Any specification of an invention may be delivered to the Registrar General, open or closed in an envelope with a note of the name of the invention to which the specification refers endorsed on such envelope and signed by the applicant or his agent, and where any such specification shall be so delivered closed, the Registrar General shall, on the expiration of six calendar months from the day of granting the certificate or at any earlier day, on the request of the applicant, his executors,

Specification may be open or closed, and if closed, to be opened in six months.