

in such execution, shall be bound by such execution only from the time when such copy of the execution shall be so left with the cashier; Provided always, that no fractional part of any such share or shares shall be seized and sold in execution.

III. And be it enacted, That every such clerk, secretary, treasurer or cashier of such company, shall upon the exhibiting to him of such certified copy of the execution as aforesaid, be bound to give to such sheriff or other officer a certificate of the number of shares in such capital stock held by such judgment debtor named in such execution.

Clerk &c. of company to give a certificate of the number of shares held by a judgment debtor.

IV. And be it enacted, That no joint stock company that already is or hereafter may be incorporated by Act of Assembly or otherwise in this Province, unless expressly incorporated for banking purposes, shall possess or be deemed or construed to possess any power of discounting bills, notes or other evidences of debt, or of dealing or trading in buying or selling gold and silver coins or bullion, or bills of exchange or other negotiable instruments, or of issuing bills, notes or other evidences of debt, upon loan or for circulation, or of engaging in any banking operations whatever.

No incorporated company unless incorporated for banking to engage in banking operations.

V. And be it enacted, That every corporation which may during the present Session of the General Assembly or afterwards be erected or created by Act of Assembly, shall where no other provision is specially made, be able and capable to have succession by its corporate name for the period contained in the act of incorporation, and to sue and be sued, complain and defend in any court of law or equity, and to make and use a common seal and alter the same at pleasure, and to hold, purchase and convey such real and personal estate as the purposes for which it is incorporated may require, not exceeding the amount limited in the act of incorporation, and to appoint such officers and agents as the business of the corporation may require, and to fix their compensation, and to define their duties and obligations, and to make bye laws and regulations not inconsistent with any law in force in this Province for the management of its property, the regulation of its affairs, and the assignment and transfer of its stock.

Future corporations may have succession, sue and be sued, use a common seal, purchase and convey real and personal estate, appoint officers and make bye laws.

VI. And be it enacted, That from and after the passing of this Act, the proceeding by original against any corporation shall be abolished, and the first process in every action to be brought against any corporation shall be by writ of summons according to the form or to the effect following, that is to say :

The proceeding by original against corporations abolished.

William the Fourth, (&c.) To the Sheriff of — Greeting: We command you, that you summon [*here insert the name of the Corporation.*] that he be before (&c.) on (&c.) to answer *A. B.* of a plea [*&c as the case may be.*] and have there then this writ. Witness (&c.)

Form of Summons.

And every such writ of summons may be served on the mayor, president or other head officer, or on the secretary, clerk, treasurer or cashier of such corporation.

Service.

CAP. XXXIV.

An Act for altering the terms of holding the Court of the Governor and Council for causes of Marriage and Divorce.

Passed 8th March 1836.

WHEREAS it is expedient to alter the fixed and stated terms of holding the Court of the Governor and Council for causes of marriage and divorce;

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the sixth section of an Act made and passed in the thirty first year of the

31 G. 3, C. 5, s. 6, repealed.

Terms to be 2d Tuesday in February, and 3d Tuesdays in June and October.

the reign of King George the Third, intituled *An Act for regulating Marriage and Divorce, and for preventing and punishing incest, adultery and fornication*; and also an Act made and passed in the forty eighth year of the same reign, for altering and amending the said recited Act, be and the same are hereby repealed.

II. And be it enacted, That the fixed and stated terms of holding the court of the Governor and Council for the purposes and causes mentioned in the said recited Act of the thirty first year of the reign of King George the Third, shall be and commence on the second Tuesday in February, the third Tuesday in June, and the third Tuesday in October in each and every year, and shall continue during the space of ten days.

CAP. XXXV.

An Act to regulate Pawn Brokers within this Province.

Passed 8th March 1836.

General Sessions to grant licences to pawn brokers demanding at the rate of £10 per annum.

I. **BE** it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Justices of the Peace in the several Counties in this Province shall at their general sessions have full power and authority, and they are hereby authorised and empowered to give and grant licences to such persons as they in their discretion shall think fit, being of good fame and character, to use, exercise and carry on the trade or business of a pawn broker in their respective Counties, and that it shall and may be lawful for such Justices to ask, demand and receive for every such licence as aforesaid the sum of ten pounds for one year, and in that proportion for a less period of time, and that all sums so received shall be paid by the clerks of the respective Counties into the hands of the respective County Treasurers, to be appropriated by the Justices towards defraying the necessary contingent expenses of the County, such clerks retaining for their trouble ten shillings for each licence so granted.

Fee to Clerk.

Pawn brokers to enter into recognizance.

II. And be it enacted, That every person so licensed as aforesaid, shall at the time of taking such licence enter into recognizance with two good and sufficient sureties to His Majesty in the sum of one hundred pounds, conditioned for the observance of this Act, and to obey such rules and regulations as the said Justices in their general sessions shall from time to time make and ordain, to be observed by pawn brokers in their respective Counties; which rules and regulations the said Justices are hereby authorised and empowered to make and ordain.

Penalty for acting as pawn broker without licence.

III. And be it enacted, That no person shall use, exercise or carry on the trade or business of a pawn broker or deal in any way as a pawn broker within this Province without having such license as aforesaid, under the penalty of ten pounds for each and every offence.

Who shall be deemed pawn brokers.

IV. And be it enacted, That all persons who shall receive by way of pawn, pledge or exchange, any goods, wares or merchandize for the repayment of money lent thereon, shall be deemed pawn brokers, except such persons as shall lend money at six per cent. interest, without taking any other or greater profit for the loan thereof.

Name and word "pawn broker" to be painted over the shop door.

V. And be it enacted, That every pawn broker shall cause his christian and sur name and the word "Pawn Broker" to be painted in large legible characters over the door on the outside of the shop or other place used by him for carrying on such business, on pain of forfeiting two pounds for every week such pawn broker shall use such shop or place without having the same there painted.