

Suits respecting the business to be prosecuted by and against the General Partners.

Exceptions.

No dissolution to take place before the appointed time except by operation of law, or notice registered and published.

Special Partners to be General Partners in cases not mentioned.

A certificate of dividends of interest or profits to be made, sworn to, and recorded.

Such certificate to be *prima facie* evidence for the purposes of the 8th Section.

XI. And be it enacted, That all suits respecting the business of such Partnership shall be prosecuted by and against the general Partners only, except in those cases in which provision is made in this Act that the special Partners shall be deemed general Partners, and that special Partnerships shall be deemed general Partnerships, in which cases, all the Partners deemed general Partners may join or be joined in such suits; and excepting also those cases where special Partners shall be held severally responsible on account of any sums by them received or withdrawn from the common stock as before provided.

XII. And be it enacted, That no dissolution of a limited Partnership shall take place, except by operation of law, before the time specified in the certificate before mentioned, unless a notice of such dissolution shall be recorded in the Registry in which the original certificate, or the certificate of renewal or continuation of the Partnership was recorded, and in every other Registry where a copy of such certificate was recorded; and unless such notice shall also be published for six successive weeks in some newspaper printed in the County where the certificates of the formation of such Partnership were published according to the provisions of this Act, and if no newspaper shall at the time of such dissolution be printed in such County, then the notice of such dissolution shall be published in the Royal Gazette.

XIII. And be it enacted, That in all cases not otherwise provided for in this Act, the members of limited Partnerships shall be subject to all the liabilities and entitled to all the rights of general Partners.

XIV. And be it enacted, That a certificate of the dividend of interests or profits made from any such Partnership to the special Partners, shall from time to time and so often as the same shall happen, be signed and sworn to by one or more of the general Partners, setting forth the amount of the actual cash payments originally subscribed and paid by the special Partners, and the dividend or profits and sums of money declared payable under such statement to each of the several Partners; which certificate so executed and sworn to, shall be recorded by the Registrar of the County in which the general Partners reside, or wherein the business is conducted; provided always, that no dividend or division of profits or interest shall be made or declared for any period less than one year.

XV. And be it further enacted, That the amount of profits or dividends made or declared to be made under and by virtue of the certificate mentioned in the foregoing section, shall be taken and deemed to be *prima facie* evidence of the sum or sums of money received, withdrawn or divided by and between the parties for the purposes of the eighth section of this Act.

CAP. LVI.

An Act to remove doubts relating to Marriages in certain cases.

Passed 26th April 1850.

Preamble.

4 W 4, c 46.

‘ **W**HEREAS in and by the second section of an Act made and passed in the fourth year of the Reign of His late Majesty King William the Fourth, intituled *An Act to extend the privilege of solemnizing Marriage to all Ministers or Teachers of the several Religious Congregations in this Province*, it is enacted, “That no Marriage shall be solemnized by any Minister or Teacher, or ordained person thereunto authorized, until after proclamation shall be made with an audible voice of such intended Marriage in some Church, Chapel or other public place of meeting for Religious Worship in the Town or Parish where such parties or one of them reside, during the time of Divine Service on three Sundays successively, except a Licence be first had and obtained therefor “ under

“under the Hand and Seal of the Lieutenant Governor or Commander in Chief for the time being, which Licence the Lieutenant Governor or Commander in Chief for the time being, is hereby authorized and empowered to grant:” And Whereas it is expedient to remove doubts relating to certain Marriages which have been supposed to be celebrated without Licences therefor being first obtained;

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That no Marriage actually solemnized and intended to be celebrated by Licence in this Province, before the passing of this Act, shall be void or voidable only because no Licence for such Marriage had been previously obtained; provided that no other impediment or lawful hinderance to such Marriage existed at the time of its celebration.

No marriage intended to be celebrated by licence before the passing of this Act to be voidable because no licence had been previously obtained.

II. And be it enacted, That no person authorized to issue Marriage Licences in this Province shall demand or receive any fee for any such Licence until the delivery of the Licence to or for the party applying therefor, under the penalty of fifty pounds for every offence, to be sued for and recovered by action of debt or by information in the Supreme Court in the name of Her Majesty's Attorney General for the time being.

No fee for a marriage licence to be received before the delivery of the licence.

III. And be it enacted, That every Licence hereafter issued in blank from the Secretary's Office, shall be marked with a specific number, and with the date of its issue from such Office, and a register shall be kept shewing to whom and on what day every such Licence in blank is issued.

Licences issued from the Secretary's Office to be numbered and registered.

IV. And be it enacted, That every Minister or other person authorized to celebrate Marriage in this Province, shall on or before the first day of January in every year, forward to the Provincial Secretary a list of the Licences received by him during the preceding year, with the numbers and dates of such Licences, and the days on which the Marriages respectively were celebrated.

Ministers or persons authorized to celebrate marriage, to make an annual return to the Provincial Secretary's Office.

CAP. LVII.

An Act to prevent the destruction of Moose in this Province.

Passed 26th April 1850.

WHEREAS the preservation of Moose in this Province will be highly beneficial to the inhabitants thereof: Preamble.

I. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That from and after the passing of this Act no person or persons whosoever shall under any pretence whatsoever, take, kill, wound or otherwise destroy any Moose within the limits of this Province between the first day of February and the first day of May in each and every year during the continuance of this Act.

No Moose to be taken, killed, &c. between the first of February and first of May.

II. And be it enacted, That any person who shall take, kill, or in any way destroy, or cause to be taken, killed, or in any way destroyed, any Moose within the time above specified, shall for each and every offence forfeit and pay the sum of ten pounds, to be recovered with costs in any Court of competent jurisdiction, one half thereof upon recovery to be paid to the person who shall inform and sue for the same, and the other half to the Overseers of the Poor of the Parish where the offence may be committed, for the use of the Poor of such Parish; and in case sufficient goods and chattels cannot be found whereon to levy such penalty and costs, the offender shall be liable to be imprisoned in the common gaol of the County where the offence may be committed for any term not exceeding two months.

Penalty for taking killing, &c. between the specified periods.

Recovery.

In default of goods, imprisonment.

Limitation.

III. And be it enacted, That this Act shall continue and be in force until the first day of May which will be in the year of our Lord one thousand eight hundred and fifty five.

CAP.