

## CHAP. XXIII.

*AN ACT to repeal part of an Act passed in the seventh year of His late Majesty's reign, entitled, "An Act to protect the Public against injury from Private Banks, and for other purposes therein mentioned."*

[Passed 6th March, 1838.]

**WHEREAS** George Truscott, and John Cleveland Green, have, and each of them has, issued a large number of Notes, purporting to be of the Agricultural Bank, and payable either in this Province or at Montreal, in Lower Canada: *And whereas* many of the said Notes remain unredeemed, and serious loss is likely to accrue to the public in consequence thereof, the said George Truscott, and John Cleveland Green, having left this Province: *Be it therefore enacted* by the Queen's most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and Assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, entitled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's reign, entitled, 'An Act for making more effectual provision for the Government of the Province of Quebec, in North America, and to make further provision for the Government of the said Province,'" and by the authority of the same, That in case any suit has been brought, or hereafter shall be brought, for a debt contracted with or due to the said George Truscott and John Cleveland Green, or either of them, in which suit the said George Truscott and John Cleveland Green, or either of them, are or may be Plaintiffs, or in which any other person or persons are or may be Plaintiffs, in any action brought upon any Note, Bill of Exchange, assigned or transferred to him or them by the said George Truscott and John Cleveland Green, or either of them, in trust for any purpose whatsoever, except upon a trust in which it shall be satisfactorily shewn to the Court that the said George Truscott and John Cleveland Green, or either of them, are in no degree interested, it shall and may be lawful for the Defendant in such suit to pay the amount claimed, together with the costs, into Court, in the Notes so issued by the said George Truscott and John Cleveland Green, or either of them, called the Agricultural Bank, whereupon the Court in which such suit is brought, or Judge thereof, shall direct all further proceedings to be stayed; or in case of Judgment having been given in favour of the said George Truscott and John Cleveland Green, or either of them, in any such suit, it shall and may be lawful for any

Preamble.

Agricultural notes to be received in payment of bills, &c. assigned by Messrs. Truscott & Green, where they are beneficially interested in the trust.

Officer acting upon an Execution under any such Judgment, to receive and take such Notes in payment and satisfaction of such Execution.

Clause in 7th Wm. IV. c. 1—  
relating to Agricultural  
Bank, repealed.

II. *And be it further enacted by the authority aforesaid*, That so much of an Act passed in the seventh year of His late Majesty's reign, entitled, "An Act to protect the Public against injury from Private Banks," as relates to the Agricultural Bank, be, and the same is hereby repealed.

Farmers' Banking Com-  
pany to issue notes pay-  
able on demand only.

III. *And whereas* the Farmers' Joint Stock Banking Company have issued Notes payable one year after date: *Be it further enacted by the authority aforesaid*, That it shall not be lawful for the Farmers' Joint Stock Banking Company, or any other Banking Company, to issue any Notes except those payable on demand, and within this Province.

## CHAP. XXIV.

*AN ACT to remove doubts respecting the validity of the late Elections for Aldermen and Councilmen for the City of Toronto.*

[Passed 6th March, 1833.]

Preamble.

**WHEREAS** in consequence of the late Insurrection, the Court empowered under and by virtue of a certain Act of the Parliament of this Province, passed in the seventh year of the reign of His late Majesty William the Fourth, entitled, "An Act to alter and amend an Act passed in the fourth year of His Majesty's reign, entitled, 'An Act to extend the limits of the Town of York, to erect the said town into a City, and to incorporate it under the name of the City of Toronto,'" to hear and decide upon all objections which might be made by any Elector of the City, to the insertion or omission of names in the lists required by the said Act, of persons entitled to vote at the elections of Aldermen and Common Councilmen, and to expunge, retain and insert, names from or in the said lists, did not discharge the duties imposed by the said Act: *And whereas* in consequence of such omission doubts might arise as to the validity of the elections of Aldermen and Common Councilmen, or other elective Officers for the year next ensuing: *And whereas* it is expedient to remove such doubts, and establish the validity of such election: *Be it therefore enacted* by the Queen's most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, entitled, an "Act to repeal cer-