

The Provincial Statutes of Canada, passed in the year 1843. Kingston: Stewart Derbshire & George Desbarats, 1843.

7 Victoria – Chapter 59

An Act to authorize the Chairman of the Committee of the Canada Inland Forwarding and Insurance Company to sue for and recover debts due to the Company. 9th December, 1843.

Whereas, on the twenty-second day of January, one thousand eight hundred and thirty-three, by articles of Association, bearing date at Montreal, on the last mentioned day, certain persons did associate themselves together by a limited copartnership for the purpose of carrying on the Forwarding Business, and insuring Boats, and Vessels, and Goods, and Produce laden therein, upon all or any of the inland waters of Upper or Lower Canada, and for other purposes, in the said articles of Association set forth, by and under the name and style of the “Canada Inland Forwarding and Insurance Company”: And whereas the said Company did accordingly, in conformity with the said articles of Association, use, exercise and carry on the said trade and business, in the course whereof large sums of money became due and owing to them by and from various persons, with whom the said Company had dealings, and likewise by and from certain office-holders in tire said Company, and do still so remain, to the recovery whereof certain difficulties and legal impediments do exist: And whereas it is expedient that these impediments and difficulties should be removed, and that in conformity with the said articles of Association, the Chairman, for the time being of each of the Committees of the said Company should be empowered to sue and be sued; and to collect and recover all debts to the said Company due and owing, and to enforce all and every the claims against the several and respective officers thereof, and all other persons whomsoever; Be it therefore enacted, by the Queen’s Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, that from and after the passing of this Act, it shall be lawful for the Honorable Adam Ferrie, of the City of Montreal, Esquire, Merchant, in his capacity of Chairman of one of the said Committees duly appointed, according to the terms of the said articles of Association, and for his successors in office, to be hereafter in like manner duly appointed, to sue and be sued, plead and be impleaded, answer and be answered unto, in all Courts and places, and in all actions and complaints whatsoever, according to the terms, intent and meaning of, and for all and every the purposes set forth and mentioned in the said articles of Association, for which the Chairman, for the time being is, by the said articles of Association, empowered to act, and that any judgment rendered against such Chairman acting as aforesaid, shall be deemed to be a judgment binding against the members of the said Company, and upon which execution may issue against all or any of the members of the said Company, as upon a judgment against him or them in his or their private capacity.

II. And be it enacted, that this Act shall be deemed a Public Act, and as such shall be judicially noticed by all Judges and Justices of the Peace, and all other persons whomsoever, without being specially pleaded.