

*Laws of Her Majesty's Province of United Canada*, passed in the year 1851. Quebec: Stewart Derbyshire and George Desbarts, 1852.

16 Victoria – Chapter 68

**An Act to amend the Act extending the powers of The British America Fire and Life Assurance Company, in Marine Assurance. 10th November, 1852.**

Whereas by the Act passed in the Session held in the fourteenth and fifteenth years of Her Majesty's Reign, and intituled, *An Act to extend the powers of the British America Fire and Life Assurance Company in Marine Assurance, and to reduce the number of the Directors of the said Company, the powers of The British America Fire and Life Assurance Company* to effect Marine Assurances were extended to seagoing risks to and from Foreign Ports as well as the Ports of this Province, but no alteration was by the said Act made in the manner of granting policies therefor; And whereas all Policies of Assurance granted by the said Company must, under the provisions of the Act incorporating the said Company, and the subsequent Acts amending the same, be under the seal of the said Company, and signed by the Governor or Deputy Governor, the Managing Director and any two of the Trustees of the said Company, and in order to enable the said Company effectually to use the extended powers so conferred, it will be necessary to make provision, for the granting of policies by their agents: 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 and may be lawful to and for the said *The British America Fire and Life Assurance Company*, to appoint under the corporate seal of the Company, resident agents at any port or place within the Province of Canada or elsewhere, for the purpose of effecting at such ports or places, Marine Assurances upon ships, freights and cargoes, and assurances upon lives, or assurances against losses by fire on buildings and property, subject to such conditions, restrictions and provisoes as the said Company shall from time to time establish and impose.

II. And be it enacted, That it shall and may be lawful for each and every of the said agents so appointed, to subscribe for, grant and execute Policies of Assurance on ships, freights and cargoes, and assurances upon lives, or assurances against losses by fire on buildings and property, in the name of the said Company, subject to all the conditions, provisoes and restrictions established and imposed by the said Company; and that each and every of the said policies so subscribed for, granted and executed by such agent or agents under his or their seals, as the Attorney or Attorneys of the said Company, shall be as binding upon the said Company in every respect as if the same had been sealed with the corporate seal of the said Company, and signed by the officers of the said Company hereinbefore mentioned, as acquired by the several Acts of Parliament affecting the said Company; any thing in the said several Acts contained to the contrary notwithstanding.

III. And be it enacted, That so much of the first section of the Act of the Parliament of the late Province of Upper Canada, passed in the third year of the Reign of King William the Fourth, and intituled, *An Act to incorporate a Company under the style and title of the 'British America Fire and Life Assurance Company,'* as limits the existence of the said Company until the third day of November, one thousand eight hundred and eighty-two, be, and the same is hereby repealed.

IV. And be it enacted, That it shall always be lawful for the said Corporation to cause themselves to be insured against any loss or risk they may have incurred in the course of their business, or to insure any other Assurance Company against any loss or risk which such other Company may have incurred in the course of their business; and that it shall be lawful for the said Corporation to provide by By-law for the manner in which and the officers or agents by whom, Policies of Assurance granted by the Corporation may be executed and signed; and any policy executed and signed in the manner provided by any such By-law, shall be as valid and effectual to all intents and purposes, as if executed and signed in the manner and by the officers prescribed by the Acts now in force relative to the said Company.

V. And be it enacted, That it shall be lawful for all parties effecting assurance with the said Company by or through any accredited Agent thereof in Lower Canada, to proceed at law against the said Company for the recovery of the amount insured, or in any matter in relation to the said assurance, in any Court of competent jurisdiction in Lower Canada; and that service at the office of such Agent, of any writ, process or proceeding in any such case, or upon the said Agent personally, shall, to all intents and purposes, be taken and considered to be legal service upon the said Company.

VI. And be it enacted, That from and after the first day of January next, the corporate name of the said Company, now called *The British America Fire and Life Assurance Company*, shall be *The British America Assurance Company*, but such change of name shall not be construed to make the said Corporation a new Corporation, or to cause any action, suit or proceeding commenced before the said day, to abate, but the same may be continued by or against the said Corporation by the name hereby assigned to it upon the suggestion of the passing of this Act.