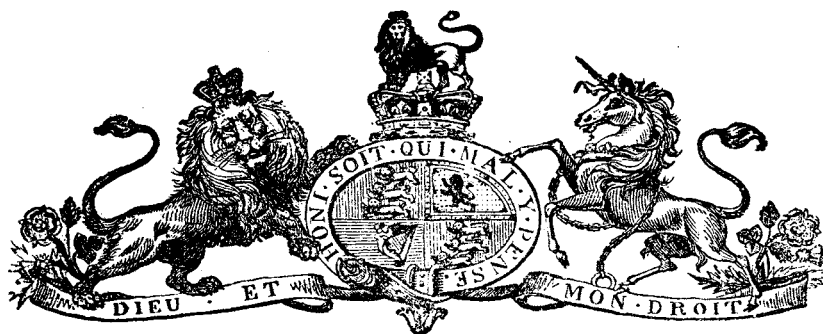


T A S M A N I A



1883.

ANNO QUADRAGESIMO-SEPTIMO

VICTORIÆ REGINÆ,

No. 9.

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AN ACT to further amend "The Mining Companies Limited Liability Act, 1869." A.D. 1883.  
[29 October, 1883.]

BE it enacted by His Excellency the Governor of *Tasmania*, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

**1** In this Act the expression "the said Act" means "The Mining Companies Limited Liability Act, 1869." Interpretation.

**2** Any Company registered under the said Act may, with the sanction of a majority in number and value of the Shareholders in such Company given at an Extraordinary Meeting, from time to time, by subdivision of its existing Shares, or any of them, divide its Capital or any part thereof into Shares of smaller amount than as originally fixed, as such majority directs: Provided that, in the subdivision of the existing Shares the proportion between the amount which is paid and the amount (if any) which is unpaid on each Share of reduced amount shall be the same as it was in the case of the existing Share or Shares from which the Share of reduced amount is derived. Shares may be divided into Shares of smaller amount.

**3** Where any Company registered under the said Act, at any meeting at which a majority in number and value of the Shareholders in such Company were present, has heretofore decided by subdivision of its existing Shares, or any of them, to divide its Capital or any part thereof Sub-division of Shares before Act valid in certain cases.

*Mining Companies.*

A.D. 1883.

into Shares of smaller amount than as originally fixed, such division of its Capital by such Company shall be as valid and effectual in all respects as if such Company had decided to so divide its Capital at a meeting of the Shareholders held after the passing of this Act in pursuance thereof.

Notice of division  
of Capital.

**4** A written notice, in the form or to the effect in the Schedule, of any division in its Capital, signed by the Manager of the Company, shall be lodged with the Minister of Lands and Works within One month after the passing of this Act in the case of any Company coming within the Third Section of this Act, and in all other cases within Fourteen days from the time at which such division has been resolved on.

Mode of trans-  
ferring shares.

**5**—(1.) Upon the sale of any Share in any Company registered under the said Act, the person whose name shall then appear on the Register of Shareholders as the holder of such Share, or some other person on his behalf, shall forward to the Manager of such Company the Scrip Certificate representing such Share, with an endorsement thereon in the form in the Schedule (2.), which endorsement shall contain the name and address of and be signed by such first-mentioned person, and shall also contain the name and address of the purchaser of such Share; and such purchaser shall at the same time, or at any time within Fourteen days from the day of sale, forward to such Manager an acceptance of such Share in the form in the Schedule (3.) signed by him. Such acceptance may be endorsed on the Scrip Certificate before mentioned.

(2.) The Manager of such Company, upon receipt of such Scrip Certificate bearing the endorsement required by this Section, and of such acceptance signed by the purchaser, shall, subject to any conditions or restrictions contained in the Rules of the Company, enter the name of such purchaser on the Register of Shareholders as the holder of such Share.

Trust on fraudu-  
lent transfer  
incapable of being  
enforced.

**6** If any person, being a Shareholder in any Company registered under the said Act, shall, with the view of evading the liabilities incident to his Share, or for any other fraudulent purpose, transfer the same upon trust or understanding under or according to which he is to be entitled at any future time to have re-transferred to him, or to resume the ownership of, or to have any interest in such Share, such person shall be disabled from enforcing in any Court any trust for him in such Share.

Acts to be read  
together.

**7** This Act and the said Act, and all Acts amending the same, shall be read and construed together as one Act.

Short title.

**8** This Act may be cited as "The Mining Companies Limited Liability Act, 1883."

*Mining Companies.*

## SCHEDULE.

A.D. 1883.

## (1.)

I, the undersigned [*here insert the Manager's name*], hereby give notice that the Capital of "The \_\_\_\_\_ Company, Registered," has been divided into Shares of smaller amount than as originally fixed; and I do solemnly and sincerely declare that the following statement is, to the best of my belief and knowledge, true in every particular; namely—

1. The day on which the division was resolved on is \_\_\_\_\_
2. The nominal Capital of the Company has been altered from \_\_\_\_\_ Pounds, in Shares of \_\_\_\_\_ Pounds each, to \_\_\_\_\_ Pounds, in Shares of \_\_\_\_\_ Pounds each.
3. That I am the Manager of the Company.

(Signed) *A.B., Manager.*Witness to Signature—*C.D.*

## (2.)

## TRANSFER OF SHARES IN THE \_\_\_\_\_ MINING COMPANY, REGISTERED.

I, \_\_\_\_\_ of \_\_\_\_\_ do, for valuable consideration, sell, assign, and transfer to \_\_\_\_\_ of \_\_\_\_\_ all my right, title, and interest in \_\_\_\_\_ Shares in the above-named Company, included in Scrip Certificate No. \_\_\_\_\_. And I authorise the Manager for the time being of the Company to transfer the said Shares in the Books of the Company.

No. of Shares transferred \_\_\_\_\_ to \_\_\_\_\_  
Dated this \_\_\_\_\_ day of \_\_\_\_\_ 188

*Transferor.*

Witness—

## (3.)

## ACCEPTANCE OF SHARES IN THE \_\_\_\_\_ MINING COMPANY, REGISTERED.

I, \_\_\_\_\_ of \_\_\_\_\_ do hereby accept the Shares in the above-mentioned Company, numbered \_\_\_\_\_ to \_\_\_\_\_, transferred to me by \_\_\_\_\_ of \_\_\_\_\_ : and I hereby agree to hold the said \_\_\_\_\_ Shares upon the same terms and conditions as the said \_\_\_\_\_ held the same. And I authorise the Manager for the time being to act as my Agent, and to transfer the said Shares into my name in the Books of the Company.

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 188

*Transferree.*

Witness—

