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THE NEW SOUTH WALES BANK ACT

New South Wales.



ANNO PRIMO

GEORGII V REGIS.

An Act to amend the City Bank Act. [Assented to, 28th July,
1910.]

WHEREAS by deed of settlement of The City Bank, dated Preamble. the first day of October, one thousand eight hundred and sixty-three, between the several persons who had executed or who should thereafter execute the same, it was declared by Part I, clause 1, that the several persons then or thereafter parties to the said deed should, whilst holding shares in the capital of the company, be and continue a joint stock company under the name, style, and title of "The City Bank," under and subject to the rules, provisions, and agreements therein contained: And it was further declared by Part I, clause 1, of the said deed of settlement that the capital of the said company should consist of two hundred thousand pounds, and of such further sum or sums as might thereafter be raised, but so that the whole capital of the company should not exceed the sum of five hundred thousand pounds: And whereas by the City Bank Act, section two, it was enacted that every person who had already become, or at any time or times thereafter should or might in the manner provided, by and subject to the rules, regulations, and provisions contained in the said indenture or deed of settlement, become holder of shares of or in the capital for the time being of the said company, should for the purpose therein mentioned, but subject nevertheless to the conditions, restrictions, regulations, and provisions thereafter contained, be one body politic and corporate in name and in deed by the

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the name of "The City Bank": And by section three of the same Act it was enacted that the several laws, rules, regulations, clauses, covenants, and agreements contained in the said indenture or deed of settlement, or to be made under or by virtue or in pursuance thereof, were and should be deemed and considered to be and should be the by-laws for the time being of the said corporation, save and except in so far as any of them were or should or might be altered, varied, or repealed by, or were or should or might be inconsistent or incompatible with or repugnant to any of the provisions of the now reciting Act or of any of the laws or statutes in force in the Colony of New South Wales, subject, nevertheless, and the same might be amended, altered, or repealed, either wholly or in part, in the manner provided in and by the said indenture or deed of settlement; but no rule or by-law should on any account or pretence whatsoever be made by the said company, either under or by virtue of the said indenture or deed of settlement or of the now reciting Act, in opposition to the general scope or true intent and meaning of the said deed of settlement or of the now reciting Act or any of the laws or statutes in force in the said Colony: And by section six of the said Act it was enacted that it should not be lawful for the said company to commence or carry on the business of banking as a corporation under or by virtue of the now reciting Act unless or until the whole of the said capital of two hundred thousand pounds should have been subscribed for, and a moiety or half-part at the least of such sum of two hundred thousand pounds should have been actually paid up, and that the whole of the said capital if not then already subscribed should be subscribed for within the space of six calendar months, to commence and be computed from the period when the now reciting Act should come into operation; and the whole of the said sum of one hundred thousand pounds, if not then already paid, should be paid up within the space of one year, to be computed as aforesaid: And by section ten of the said Act it was enacted that it should be lawful for the said company from time to time to extend or increase their capital for the time being by the creation, allotment of, and disposal of new shares in the manner specified and set forth, and subject to the rules, regulations, and provisions contained in the said indenture or deed of settlement: And by section eleven of the said Act it was enacted that the total amount of all the new shares to be so from time to time created should not, together with the original capital, exceed five hundred thousand pounds, and no such extension or increase in the capital of the said company should be made or take place without the previous sanction and approbation in writing of the Governor for the time being of the said Colony from time to time and for that purpose first had and obtained, and at least half the amount of the increased capital should be actually paid up before any extension of the dealings of the said company

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company in respect to such new capital should be commenced, and until half of such new capital should be so paid up the dealings and affairs of the said company should be carried on in the same manner in all respects as if such extension of capital had not taken place : And whereas at a duly convened general meeting of the shareholders of the company, held on the twenty-first day of January, one thousand eight hundred and seventy, called for the purpose of considering the propriety of increasing the capital of the company, it was resolved that the capital of the company be increased to three hundred thousand pounds : And whereas at a duly convened general meeting of the shareholders of the company, held on the eighteenth day of January, one thousand eight hundred and eighty-seven, called for the purpose of considering the propriety of increasing the capital of the company, it was resolved that the capital of the company be increased to five hundred thousand pounds : And whereas the whole of the said capital of five hundred thousand pounds has been subscribed for : And whereas by the City Bank of Sydney Act it was enacted that the name of the corporation "The City Bank" should be "The City Bank of Sydney" : And whereas by reason of the increase of the business and transactions of the said company it is expedient to amend the said Act so as to remove all statutory restriction whatsoever upon the extension or increase of the capital of the said company, and to enable the said company under the provisions of the rules and regulations contained in the said deed of settlement, or any amendment thereof, to increase its capital from time to time as to the said company may seem expedient : Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. All the provisions contained in the said Act restricting the extension or increase of the capital of the said company shall be and the same are hereby repealed.

2. Notwithstanding the restriction on the increase of the capital of the said company contained in the said Act and the said deed of settlement, it shall be lawful for the said company from time to time to extend or increase its capital for the time being to any amount by the creation, allotment of, and disposal of new shares in accordance with the rules, regulations, and provisions from time to time contained in the said deed of settlement, or any amendment, alteration, or variation thereof.

3. This Act may be cited as "The City Bank of Sydney Act, Short title. 1910."

I Certify that this PRIVATE BILL, which originated in the LEGISLATIVE COUNCIL, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

*Legislative Council Chamber, }
Sydney, 21st July, 1910. }
JOHN J. CALVERT,
*Clerk of the Parliaments.**

New South Wales.



ANNO PRIMO

GEORGII V REGIS.

An Act to amend the City Bank Act. [Assented to, 28th July,
1910.]

WHEREAS by deed of settlement of The City Bank, dated Preamble. the first day of October, one thousand eight hundred and sixty-three, between the several persons who had executed or who should thereafter execute the same, it was declared by Part I, clause 1, that the several persons then or thereafter parties to the said deed should, whilst holding shares in the capital of the company, be and continue a joint stock company under the name, style, and title of "The City Bank," under and subject to the rules, provisions, and agreements therein contained: And it was further declared by Part I, clause 1, of the said deed of settlement that the capital of the said company should consist of two hundred thousand pounds, and of such further sum or sums as might thereafter be raised, but so that the whole capital of the company should not exceed the sum of five hundred thousand pounds: And whereas by the City Bank Act, section two, it was enacted that every person who had already become, or at any time or times thereafter should or might in the manner provided, by and subject to the rules, regulations, and provisions contained in the said indenture or deed of settlement, become holder of shares of or in the capital for the time being of the said company, should for the purpose therein mentioned, but subject nevertheless to the conditions, restrictions, regulations, and provisions thereafter contained, be one body politic and corporate in name and in deed by the

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the name of "The City Bank": And by section three of the same Act it was enacted that the several laws, rules, regulations, clauses, covenants, and agreements contained in the said indenture or deed of settlement, or to be made under or by virtue or in pursuance thereof, were and should be deemed and considered to be and should be the by-laws for the time being of the said corporation, save and except in so far as any of them were or should or might be altered, varied, or repealed by, or were or should or might be inconsistent or incompatible with or repugnant to any of the provisions of the now reciting Act or of any of the laws or statutes in force in the Colony of New South Wales, subject, nevertheless, and the same might be amended, altered, or repealed, either wholly or in part, in the manner provided in and by the said indenture or deed of settlement; but no rule or by-law should on any account or pretence whatsoever be made by the said company, either under or by virtue of the said indenture or deed of settlement or of the now reciting Act, in opposition to the general scope or true intent and meaning of the said deed of settlement or of the now reciting Act or any of the laws or statutes in force in the said Colony: And by section six of the said Act it was enacted that it should not be lawful for the said company to commence or carry on the business of banking as a corporation under or by virtue of the now reciting Act unless or until the whole of the said capital of two hundred thousand pounds should have been subscribed for, and a moiety or half-part at the least of such sum of two hundred thousand pounds should have been actually paid up, and that the whole of the said capital if not then already subscribed should be subscribed for within the space of six calendar months, to commence and be computed from the period when the now reciting Act should come into operation; and the whole of the said sum of one hundred thousand pounds, if not then already paid, should be paid up within the space of one year, to be computed as aforesaid: And by section ten of the said Act it was enacted that it should be lawful for the said company from time to time to extend or increase their capital for the time being by the creation, allotment of, and disposal of new shares in the manner specified and set forth, and subject to the rules, regulations, and provisions contained in the said indenture or deed of settlement: And by section eleven of the said Act it was enacted that the total amount of all the new shares to be so from time to time created should not, together with the original capital, exceed five hundred thousand pounds, and no such extension or increase in the capital of the said company should be made or take place without the previous sanction and approbation in writing of the Governor for the time being of the said Colony from time to time and for that purpose first had and obtained, and at least half the amount of the increased capital should be actually paid up before any extension of the dealings of the said company

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company in respect to such new capital should be commenced, and until half of such new capital should be so paid up the dealings and affairs of the said company should be carried on in the same manner in all respects as if such extension of capital had not taken place : And whereas at a duly convened general meeting of the shareholders of the company, held on the twenty-first day of January, one thousand eight hundred and seventy, called for the purpose of considering the propriety of increasing the capital of the company, it was resolved that the capital of the company be increased to three hundred thousand pounds : And whereas at a duly convened general meeting of the shareholders of the company, held on the eighteenth day of January, one thousand eight hundred and eighty-seven, called for the purpose of considering the propriety of increasing the capital of the company, it was resolved that the capital of the company be increased to five hundred thousand pounds : And whereas the whole of the said capital of five hundred thousand pounds has been subscribed for : And whereas by the City Bank of Sydney Act it was enacted that the name of the corporation "The City Bank" should be "The City Bank of Sydney" : And whereas by reason of the increase of the business and transactions of the said company it is expedient to amend the said Act so as to remove all statutory restriction whatsoever upon the extension or increase of the capital of the said company, and to enable the said company under the provisions of the rules and regulations contained in the said deed of settlement, or any amendment thereof, to increase its capital from time to time as to the said company may seem expedient : Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. All the provisions contained in the said Act restricting the extension or increase of the capital of the said company shall be and the same are hereby repealed.

2. Notwithstanding the restriction on the increase of the capital of the said company contained in the said Act and the said deed of settlement, it shall be lawful for the said company from time to time to extend or increase its capital for the time being to any amount by the creation, allotment of, and disposal of new shares in accordance with the rules, regulations, and provisions from time to time contained in the said deed of settlement, or any amendment, alteration, or variation thereof.

3. This Act may be cited as "The City Bank of Sydney Act, Short title. 1910."

In the name and on behalf of His Majesty I assent to this Act.

CHELMSFORD,
Governor.

*State Government House,
Sydney, 28th July, 1910.*

The City Bank of Smyrna

has been made of leather in parchment, and
has signs of age and wear. It is bound in
the middle of the book, and is written in
the same hand as the rest of the book.
The title page is written in gold leaf, and
the rest of the pages are written in black
ink. The title page reads: "The City
Bank of Smyrna, founded by Mr. John
D. Morgan, in 1856, and now
one of the largest and most
prosperous banks in the world."
The book contains many valuable
information about the history of
the bank, its officers, and its
operations. It also includes a
copy of the original charter
of the bank, which was
granted by the government
of the United States in 1856.
The book is well preserved
and is a valuable addition
to any library.

The book is in good condition
and is a valuable addition
to any library.

CHIRWISTORI

Georgian

Ms. A.9.1.190
July 28, 1910

This PRIVATE BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

*Legislative Council Chamber,
Sydney, 14th July, 1910.}*

JOHN J. CALVERT,
Clerk of the Parliaments.

New South Wales.



ANNO PRIMO

GEORGII V REGIS.

An Act to amend the City Bank Act.

WHEREAS by deed of settlement of The City Bank, dated Preamble. the first day of October, one thousand eight hundred and sixty-three, between the several persons who had executed or who should thereafter execute the same, it was declared by Part I, clause 1, that the several persons then or thereafter parties to the said deed should, whilst holding shares in the capital of the company, be and continue a joint stock company under the name, style, and title of "The City Bank," under and subject to the rules, provisions, and agreements therein contained: And it was further declared by Part I, clause 1, of the said deed of settlement that the capital of the said company should consist of two hundred thousand pounds, and of such further sum or sums as might thereafter be raised, but so that the whole capital of the company should not exceed the sum of five hundred thousand pounds: And whereas by the City Bank Act, section two, it was enacted that every person who had already become, or at any time or times thereafter should or might in the manner provided, by and subject to the rules, regulations, and provisions contained in the said indenture or deed of settlement, become holder

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of shares of or in the capital for the time being of the said company, should for the purpose therein mentioned, but subject nevertheless to the conditions, restrictions, regulations, and provisions thereinafter contained, be one body politic and corporate in name and in deed by 5 the name of "The City Bank": And by section three of the same Act it was enacted that the several laws, rules, regulations, clauses, covenants, and agreements contained in the said indenture or deed of settlement, or to be made under or by virtue or in pursuance thereof, were and should be deemed and considered to be and should 10 be the by-laws for the time being of the said corporation, save and except in so far as any of them were or should or might be altered, varied, or repealed by, or were or should or might be inconsistent or incompatible with or repugnant to any of the provisions of the now reciting Act or of any of the laws or statutes in force in the Colony of 15 New South Wales, subject, nevertheless, and the same might be amended, altered, or repealed, either wholly or in part, in the manner provided in and by the said indenture or deed of settlement; but no rule or by-law should on any account or pretence whatsoever be made by the said company, either under or by virtue of the said indenture 20 or deed of settlement or of the now reciting Act, in opposition to the general scope or true intent and meaning of the said deed of settlement or of the now reciting Act or any of the laws or statutes in force in the said Colony: And by section six of the said Act it was enacted that it should not be lawful for the said company to commence or 25 carry on the business of banking as a corporation under or by virtue of the now reciting Act unless or until the whole of the said capital of two hundred thousand pounds should have been subscribed for, and a moiety or half-part at the least of such sum of two hundred thousand pounds should have been actually paid up, and that the whole of the 30 said capital if not then already subscribed should be subscribed for within the space of six calendar months, to commence and be computed from the period when the now reciting Act should come into operation; and the whole of the said sum of one hundred thousand pounds, if not then already paid, should be paid up within the space of one year, to 35 be computed as aforesaid: And by section ten of the said Act it was enacted that it should be lawful for the said company from time to time to extend or increase their capital for the time being by the creation, allotment of, and disposal of new shares in the manner specified and set forth, and subject to the rules, regulations, and 40 provisions contained in the said indenture or deed of settlement: And by section eleven of the said Act it was enacted that the total amount of all the new shares to be so from time to time created should not, together with the original capital, exceed five hundred thousand pounds, and no such extension or increase in the capital of the said 45 company should be made or take place without the previous sanction and

Act, 1910.

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and approbation in writing of the Governor for the time being of the said Colony from time to time and for that purpose first had and obtained, and at least half the amount of the increased capital should be actually paid up before any extension of the dealings of the said company in respect to such new capital should be commenced, and until half of such new capital should be so paid up the dealings and affairs of the said company should be carried on in the same manner in all respects as if such extension of capital had not taken place: And whereas at a duly convened general meeting of the shareholders of the company, held on the twenty-first day of January, one thousand eight hundred and seventy, called for the purpose of considering the propriety of increasing the capital of the company, it was resolved that the capital of the company be increased to three hundred thousand pounds: And whereas at a duly convened general meeting of the shareholders of the company, held on the eighteenth day of January, one thousand eight hundred and eighty-seven, called for the purpose of considering the propriety of increasing the capital of the company, it was resolved that the capital of the company be increased to five hundred thousand pounds: And whereas the whole of the said capital of five hundred thousand pounds has been subscribed for: And whereas by the City Bank of Sydney Act it was enacted that the name of the corporation "The City Bank" should be "The City Bank of Sydney": And whereas by reason of the increase of the business and transactions of the said company it is expedient to amend the said Act so as to remove all statutory restriction whatsoever upon the extension or increase of the capital of the said company, and to enable the said company under the provisions of the rules and regulations contained in the said deed of settlement, or any amendment thereof, to increase its capital from time to time as to the said company may seem expedient: Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. All the provisions contained in the said Act restricting the extension or increase of the capital of the said company shall be and the same are hereby repealed.

2. Notwithstanding the restriction on the increase of the capital of the said company contained in the said Act and the said deed of settlement, it shall be lawful for the said company from time to time to extend or increase its capital for the time being to any amount by the creation, allotment of, and disposal of new shares in accordance with the rules, regulations, and provisions from time to time contained in the said deed of settlement, or any amendment, alteration, or variation thereof.

3. This Act may be cited as "The City Bank of Sydney Act, ^{Short title.} 1910."

Sydney : William Applegate Gullick, Government Printer. —1910.

This PRIVATE BILL originated in the LEGISLATIVE COUNCIL, and, having this day passed, is now ready for presentation to the LEGISLATIVE ASSEMBLY for its concurrence.

Legislative Council Chamber, Sydney, July, 1910. } *Clerk of the Parliaments.*

New South Wales.



ANNO PRIMO

GEORGII V REGIS.

An Act to amend the City Bank Act.

WHEREAS by deed of settlement of The City Bank, dated ~~Preamble.~~ the first day of October, one thousand eight hundred and sixty-three, between the several persons who had executed or who should thereafter execute the same, it was declared by Part I, clause 1, that the several persons then or thereafter parties to the said deed should, whilst holding shares in the capital of the company, be and continue a joint stock company under the name, style, and title of "The City Bank," under and subject to the rules, provisions, and agreements therein contained: And it was further declared by Part I, clause 1, of the said deed of settlement that the capital of the said company should consist of two hundred thousand pounds, and of such further sum or sums as might thereafter be raised, but so that the whole capital of the company should not exceed the sum of five hundred thousand pounds: And whereas by the City Bank Act, section two, it was enacted that every person who had already become, or at any time or times thereafter should or might in the manner provided, by and subject to the rules, regulations, and provisions contained in the said indenture or deed of settlement, become holder

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of shares of or in the capital for the time being of the said company, should for the purpose therein mentioned, but subject nevertheless to the conditions, restrictions, regulations, and provisions thereafter contained, be one body politic and corporate in name and in deed by 5 the name of "The City Bank": And by section three of the same Act it was enacted that the several laws, rules, regulations, clauses, covenants, and agreements contained in the said indenture or deed of settlement, or to be made under or by virtue or in pursuance thereof, were and should be deemed and considered to be and should 10 be the by-laws for the time being of the said corporation, save and except in so far as any of them were or should or might be altered, varied, or repealed by, or were or should or might be inconsistent or incompatible with or repugnant to any of the provisions of the now reciting Act or of any of the laws or statutes in force in the Colony of 15 New South Wales, subject, nevertheless, and the same might be amended, altered, or repealed, either wholly or in part, in the manner provided in and by the said indenture or deed of settlement; but no rule or by-law should on any account or pretence whatsoever be made by the said company, either under or by virtue of the said indenture 20 or deed of settlement or of the now reciting Act, in opposition to the general scope or true intent and meaning of the said deed of settlement or of the now reciting Act or any of the laws or statutes in force in the said Colony: And by section six of the said Act it was enacted that it should not be lawful for the said company to commence or 25 carry on the business of banking as a corporation under or by virtue of the now reciting Act unless or until the whole of the said capital of two hundred thousand pounds should have been subscribed for, and a moiety or half-part at the least of such sum of two hundred thousand pounds should have been actually paid up, and that the whole of the 30 said capital if not then already subscribed should be subscribed for within the space of six calendar months, to commence and be computed from the period when the now reciting Act should come into operation; and the whole of the said sum of one hundred thousand pounds, if not then already paid, should be paid up within the space of one year, to 35 be computed as aforesaid: And by section ten of the said Act it was enacted that it should be lawful for the said company from time to time to extend or increase their capital for the time being by the creation, allotment of, and disposal of new shares in the manner specified and set forth, and subject to the rules, regulations, and 40 provisions contained in the said indenture or deed of settlement: And by section eleven of the said Act it was enacted that the total amount of all the new shares to be so from time to time created should not, together with the original capital, exceed five hundred thousand pounds, and no such extension or increase in the capital of the said 45 company should be made or take place without the previous sanction
and

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and approbation in writing of the Governor for the time being of the said Colony from time to time and for that purpose first had and obtained, and at least half the amount of the increased capital should be actually paid up before any extension of the dealings of the said company in respect to such new capital should be commenced, and until half of such new capital should be so paid up the dealings and affairs of the said company should be carried on in the same manner in all respects as if such extension of capital had not taken place : And whereas at a duly convened general meeting of the shareholders of the company, held on the twenty-first day of January, one thousand eight hundred and seventy, called for the purpose of considering the propriety of increasing the capital of the company, it was resolved that the capital of the company be increased to three hundred thousand pounds : And whereas at a duly convened general meeting of the shareholders of the company, held on the eighteenth day of January, one thousand eight hundred and eighty-seven, called for the purpose of considering the propriety of increasing the capital of the company, it was resolved that the capital of the company be increased to five hundred thousand pounds : And whereas the whole of the said capital of five hundred thousand pounds has been subscribed for : And whereas by the City Bank of Sydney Act it was enacted that the name of the corporation "The City Bank" should be "The City Bank of Sydney" : And whereas by reason of the increase of the business and transactions of the said company it is expedient to amend the said Act so as to remove all statutory restriction whatsoever upon the extension or increase of the capital of the said company, and to enable the said company under the provisions of the rules and regulations contained in the said deed of settlement, or any amendment thereof, to increase its capital from time to time as to the said company may seem expedient : Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. All the provisions contained in the said Act restricting the extension or increase of the capital of the said company shall be and the same are hereby repealed.

2. Notwithstanding the restriction on the increase of the capital of the said company contained in the said Act and the said deed of settlement, it shall be lawful for the said company from time to time to extend or increase its capital for the time being to any amount by the creation, allotment of, and disposal of new shares in accordance with the rules, regulations, and provisions from time to time contained in the said deed of settlement, or any amendment, alteration, or variation thereof.

3. This Act may be cited as "The City Bank of Sydney Act, Short title. 1910."

Legislative Council.

1910.

A BILL

To amend the City Bank Act.

(As agreed to in Select Committee.)

WHEREAS by deed of settlement of the City Bank of Sydney, **Preamble.** dated the first day of October, one thousand eight hundred and sixty-three, between the several persons who had executed or who should thereafter execute the same, it was declared by Part I, clause 1, that the several persons then or thereafter parties to the said deed should, whilst holding shares in the capital of the company, be and continue a joint stock company under the name, style, and title of "The City Bank," under and subject to the rules, provisions, and agreements therein contained: And it was further declared by Part I, clause 1, of the said deed of settlement that the capital of the said company should consist of two hundred thousand pounds, and of such further sum or sums as might thereafter be raised, but so that the whole capital of the company should not exceed the sum of five hundred thousand pounds: And whereas by the City Bank Act, section two, it was enacted that every person who had already become, or at any time or times thereafter should or might in the manner provided, by and subject to the rules, regulations, and provisions contained in the said indenture or deed of settlement, become holder

of shares of or in the capital for the time being of the said company, should for the purpose therein mentioned, but subject nevertheless to the conditions, restrictions, regulations, and provisions thereafter contained, be one body politic and corporate in name and in deed by the name of "The City Bank": And by section three of the 5 same Act it was enacted that the several laws, rules, regulations, clauses, covenants, and agreements contained in the said indenture or deed of settlement, or to be made under or by virtue or in pursuance thereof, were and should be deemed and considered to be and should be the by-laws for the time being of the said corporation, save and 10 except in so far as any of them were or should or might be altered, varied, or repealed by, or were or should or might be inconsistent or incompatible with or repugnant to any of the provisions of the now reciting Act or of any of the laws or statutes in force in the Colony of New South Wales, subject, nevertheless, and the same might be 15 amended, altered, or repealed, either wholly or in part, in the manner provided in and by the said indenture or deed of settlement; but no rule or by-law should on any account or pretence whatsoever be made by the said company, either under or by virtue of the said indenture or deed of settlement or of the now reciting Act, in opposition to the 20 general scope or true intent and meaning of the said deed of settlement or of the now reciting Act or any of the laws or statutes in force in the said Colony: And by section six of the said Act it was enacted that it should not be lawful for the said company to commence or carry on the business of banking as a corporation under or by virtue 25 of the now reciting Act unless or until the whole of the said capital of two hundred thousand pounds should have been subscribed for, and a moiety or half-part at the least of such sum of two hundred thousand pounds should have been actually paid up, and that the whole of the said capital if not then already subscribed should be subscribed for 30 within the space of six calendar months, to commence and be computed from the period when the now reciting Act should come into operation; and the whole of the said sum of one hundred thousand pounds, if not then already paid, should be paid up within the space of one year, to be computed as aforesaid: And by section ten of the said Act it 35 was enacted that it should be lawful for the said company from time to time to extend or increase their capital for the time being by the creation, allotment of, and disposal of new shares in the manner specified and set forth, and subject to the rules, regulations, and provisions contained in the said indenture or deed of settlement: And 40 by section eleven of the said Act it was enacted that the total amount of all the new shares to be so from time to time created should not, together with the original capital, exceed five hundred thousand pounds, and no such extension or increase in the capital of the said company should be made or take place without the previous sanction 45 and

and approbation in writing of the Governor for the time being of the said Colony from time to time and for that purpose first had and obtained, and at least half the amount of the increased capital should be actually paid up before any extension of the dealings of the said company in respect to such new capital should be commenced, and until half of such new capital should be so paid up the dealings and affairs of the said company should be carried on in the same manner in all respects as if such extension of capital had not taken place : And whereas at a duly convened general meeting of the shareholders 10 of the company, held on the twenty-first day of January, one thousand eight hundred and seventy, called for the purpose of considering the propriety of increasing the capital of the company, it was resolved that the capital of the company be increased to three hundred thousand pounds : And whereas at a duly convened general meeting of the 15 shareholders of the company, held on the eighteenth day of January, one thousand eight hundred and eighty-seven, called for the purpose of considering the propriety of increasing the capital of the company, it was resolved that the capital of the company be increased to five hundred thousand pounds : And whereas the whole of the said capital 20 of five hundred thousand pounds has been subscribed for : And whereas by the City Bank of Sydney Act it was enacted that the name of the corporation "The City Bank" should be "The City Bank of Sydney" : And whereas by reason of the increase of the business and transactions of the said company it is expedient to amend the said 25 Act so as to remove all statutory restriction whatsoever upon the extension or increase of the capital of the said company, and to enable the said company under the provisions of the rules and regulations contained in the said deed of settlement, or any amendment thereof, to increase its capital from time to time as to the said company may 30 seem expedient : Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. All the provisions contained in the said Act restricting the 35 extension or increase of the capital of the said company shall be and the same are hereby repealed.

2. Notwithstanding the restriction on the increase of the capital of the said company contained in the said Act and the said deed of settlement, it shall be lawful for the said company from time 40 to time to extend or increase its capital for the time being to any amount by the creation, allotment of, and disposal of new shares in accordance with the rules, regulations, and provisions from time to time contained in the said deed of settlement, or any amendment, alteration, or variation thereof.

45 3. This Act may be cited as the "City Bank of Sydney Act, short title. 1910."

1910.

A B I L L

To amend the City Bank Act.

WHEREAS by deed of settlement of the City Bank of Sydney, Preamble. dated the first day of October, one thousand eight hundred and sixty-three, between the several persons who had executed or who should thereafter execute the same, it was declared by Part I, clause 1, eq that the several persons then or thereafter parties to the said deed should, whilst holding shares in the capital of the company, be and continue a joint stock company under the name, style, and title of "The City Bank," under and subject to the rules, provisions, and agreements therein contained: And it was further declared by Part II, clause 1, of the said deed of settlement that the capital of the said company should consist of two hundred thousand pounds, and of such further sum or sums as might thereafter be raised, but so that the whole capital of the company should not exceed the sum of five hundred thousand pounds: And whereas by the City Bank Act, section two, it was enacted that every person who had already become, or at any time or times thereafter should or might in the manner provided, by and subject to the rules, regulations, and provisions contained in the said indenture or deed of settlement, become holder

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of shares of or in the capital for the time being of the said company, should for the purpose therein mentioned, but subject nevertheless to the conditions, restrictions, regulations, and provisions thereinafter contained, be one body politic and corporate in name and in deed by the name of "The City Bank": And by section three of the same Act it was enacted that the several laws, rules, regulations, clauses, covenants, and agreements contained in the said indenture or deed of settlement, or to be made under or by virtue or in pursuance thereof, were and should be deemed and considered to be and should be the by-laws for the time being of the said corporation, save and except in so far as any of them were or should or might be altered, varied, or repealed by, or were or should or might be inconsistent or incompatible with or repugnant to any of the provisions of the now reciting Act or of any of the laws or statutes in force in the Colony of New South Wales, subject, nevertheless, and the same might be amended, altered, or repealed, either wholly or in part, in the manner provided in and by the said indenture or deed of settlement; but no rule or by-law should on any account or pretence whatsoever be made by the said company, either under or by virtue of the said indenture or deed of settlement or of the now reciting Act, in opposition to the general scope or true intent and meaning of the said deed of settlement or of the now reciting Act or any of the laws or statutes in force in the said Colony: And by section six of the said Act it was enacted that it should not be lawful for the said company to commence or carry on the business of banking as a corporation under or by virtue of the now reciting Act unless or until the whole of the said capital of two hundred thousand pounds should have been subscribed for, and a moiety or half-part at the least of such sum of two hundred thousand pounds should have been actually paid up, and that the whole of the said capital if not then already subscribed should be subscribed for within the space of six calendar months, to commence and be computed from the period when the now reciting Act should come into operation; and the whole of the said sum of one hundred thousand pounds, if not then already paid, should be paid up within the space of one year, to be computed as aforesaid: And by section ten of the said Act it was enacted that it should be lawful for the said company from time to time to extend or increase their capital for the time being by the creation, allotment of, and disposal of new shares in the manner specified and set forth, and subject to the rules, regulations, and provisions contained in the said indenture or deed of settlement: And by section eleven of the said Act it was enacted that the total amount of all the new shares to be so from time to time created should not, together with the original capital, exceed five hundred thousand pounds, and no such extension or increase in the capital of the said company should be made or take place without the previous sanction and

and approbation in writing of the Governor for the time being of the said Colony from time to time and for that purpose first had and obtained, and at least half the amount of the increased capital should be actually paid up before any extension of the dealings of the said company in respect to such new capital should be commenced, and until half of such new capital should be so paid up the dealings and affairs of the said company should be carried on in the same manner in all respects as if such extension of capital had not taken place : And whereas at a duly convened general meeting of the shareholders 10 of the company, held on the twenty-first day of January, one thousand eight hundred and seventy, called for the purpose of considering the propriety of increasing the capital of the company, it was resolved that the capital of the company be increased to three hundred thousand pounds : And whereas at a duly convened general meeting of the 15 shareholders of the company, held on the eighteenth day of January, one thousand eight hundred and eighty-seven, called for the purpose of considering the propriety of increasing the capital of the company, it was resolved that the capital of the company be increased to five hundred thousand pounds : And whereas the whole of the said capital 20 of five hundred thousand pounds has been subscribed for : And whereas by the City Bank of Sydney Act it was enacted that the name of the corporation "The City Bank" should be "The City Bank of Sydney" : And whereas by reason of the increase of the business and transactions of the said company it is expedient to amend the said 25 Act so as to remove all statutory restriction whatsoever upon the extension or increase of the capital of the said company, and to enable the said company under the provisions of the rules and regulations contained in the said deed of settlement, or any amendment thereof, to increase its capital from time to time as to the said company may 30 seem expedient : Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows :—

1. All the provisions contained in the said Act restricting the 35 extension or increase of the capital of the said company shall be and the same are hereby repealed.

2. Notwithstanding the restriction on the increase of the capital of the said company contained in the said Act and the said deed of settlement, it shall be lawful for the said company from time 40 to time to extend or increase its capital for the time being to any amount by the creation, allotment of, and disposal of new shares in accordance with the rules, regulations, and provisions from time to time contained in the said deed of settlement, or any amendment, alteration, or variation thereof.

45 3. This Act may be cited as the "City Bank of Sydney Act, Short title. 1910."

