

The Governor in Council may make By-Laws.

XVIII. The Governor in Council may from time to time make alter and revoke any Bye-Laws for Regulating the Fees payable on account of Medical Inspection and Supervision under the "Chinese Passenger's Act 1855" and may also make alter and revoke any Bye-Laws and Regulations for giving effect to this or any other Ordinance of the Colony in force for the time being relating to Chinese Passenger Ships, and generally for better carrying into effect the Provisions and objects of the said Act and Ordinances respectively.

Forms in Schedules of "Chinese Passenger Act 1855" may be varied.

XIX. For the purpose of this Ordinance the Forms prescribed by Section IV of the "Chinese Passenger Act 1855" and contained in Schedules B and C of the said Act may be varied by the Emigration Officer with the approval of the Governor in Council and the said Forms so varied as aforesaid may be substituted in lieu thereof.

Regulations of Schedule A of "Chinese Passenger Act 1855" to be in force except as altered by this Ordinance.

XX. No Chinese Passenger Ship shall clear out or proceed to Sea without strictly conforming with the Regulations contained in Schedule A of the "Chinese Passenger's Act 1855" except so far as the said Regulations are modified or altered by any of the Provisions of this Ordinance or may be inconsistent therewith; and except as aforesaid the said Regulations shall be and continue in full force and effect.

Ordinance not to extend to Mail Steamers.

XXI. This Ordinance shall not extend to any Steam Vessel regularly employed in the Conveyance of the Public Mails, under a Contract with the Government of the State or Colony to which such Steam Vessel may belong.

Suspending Clause.

XXII. This Ordinance shall not come into operation until Her Majesty's confirmation thereof shall have been proclaimed in the Colony by the Governor.

Passed the Legislative Council of Hongkong, this 17th Day of June, 1867.

L. D'ALMADA E CASTRO,  
*Clerk of Councils.*

HONGKONG.

ANNO TRICESIMO

VICTORIÆ REGINÆ.

SIR RICHARD GRAVES MACDONNELL, Knight, C.B.,  
*Governor and Commander-in-Chief.*

No. 7 OF 1867.

Title.

*An Ordinance enacted by the Governor of Hongkong, with the Advice of the Legislative Council thereof, to amend the Law of Partnership.*

[17th June, 1867.]

Preamble.

Whereas it is expedient to extend to this Colony the Provisions of an Act of the Imperial Parliament passed in the 28th and 29th Years of the Reign of Her Majesty Queen Victoria intituled "An Act to amend the Law of Partnership:" Be it therefore enacted and ordained by the Governor of Hongkong, with the Advice of the Legislative Council thereof, as follows:—

The advance of money on contract to receive a share of profits not to constitute the lender a Partner.

I. The advance of money by way of Loan to a Person engaged or about to engage in any Trade or Undertaking upon a contract in writing with such Person that the Lender shall receive a rate of interest varying with the profits, or shall receive a share of the profits arising from carrying on such Trade or Undertaking, shall not, of itself, constitute the Lender a Partner with the Person or the Persons carrying on such Trade or Undertaking or render him responsible as such.

The remuneration of Agents, &c., by share of profits not to make them Partners.

II. No contract for the remuneration of a Servant or Agent of any Person engaged in any Trade or Undertaking by a share of the profits of such Trade or Undertaking shall, of itself, render such Servant or Agent responsible as a Partner therein, nor give him the rights of a Partner.

Certain Annuitants not to be deemed Partners.

III. No Person being the widow or child of the deceased Partner of a Trader, and receiving by way of annuity a portion of the profits made by such Trader in his business, shall, by reason only of such receipt, be deemed to be a Partner of or to be subject to any liabilities incurred by such Trader.

IV. No Person receiving by way of annuity or otherwise a portion of the profits of any business, in consideration of the sale by him of the goodwill of such business, shall, by reason only of such receipt, be deemed to be a Partner of or be subject to the liabilities of the Person carrying on such business. Receipt of profits in consideration of sale of goodwill not to make the Seller a Partner.

V. In the event of any such Trader as aforesaid being adjudged a Bankrupt, or entering into an arrangement to pay his Creditors less than the full amount of their respective claims or dying in insolvent circumstances, the Lender of any such Loan aforesaid shall not be entitled to recover any portion of his principal or of the profits or interest payable in respect of such Loan, nor shall any such Vendor of a goodwill as aforesaid be entitled to recover any such profits as aforesaid until the claims of the other Creditors of the said Trader for valuable consideration in money or money's worth have been satisfied. In case of Bankruptcy, &c., Lender not to rank with other Creditors.

VI. In the construction of this Ordinance the word "Person" shall include Partnership Firm, a Joint Stock Company, and a Corporation. Interpretation of "Person."

VII. This Ordinance shall not come into operation until Her Majesty's confirmation thereof shall have been proclaimed in the Colony by the Governor. Suspending Clause.

Passed the Legislative Council of Hongkong, this 17th Day of June, 1867.

L. D'ALMADA E CASTRO,  
*Clerk of Councils.*

HONGKONG.  
ANNO TRICESIMO  
VICTORIÆ REGINÆ.

SIR RICHARD GRAVES MACDONNELL, Knight, C.B.,  
*Governor and Commander-in-Chief.*

No. 8 OF 1867.

*An Ordinance enacted by the Governor of Hongkong, with the Advice of the Legislative Council thereof, for enabling Her Majesty to resume Possession of the Mahomedan Cemetery.*

Title.

[17th June, 1867.]

Whereas by an Indenture dated the 10th Day of October, 1858, and made between Her Majesty the QUEEN of the one part, and Sheik Mosdeen, Mahomed Arab, and Seik Jumma, of the other part, All that Piece or Parcel of Ground described in the Schedule hereto was granted by Her said Majesty unto the said Sheik Mosdeen, Mahomed Arab, and Seik Jumma, to Hold the same for all the Estate and Interest by the said Indenture granted upon Trust as a Burial Ground for the Mussulman Community in Hongkong; And Whereas the said premises have been used as a Burial Ground in accordance with the Trust aforesaid but it has become expedient that no further Burials should take place therein; And Whereas Her said Majesty has been pleased to grant another Piece or Parcel of Ground hereinafter called the New Cemetery for the purpose of being used as a Burial Ground for the Mussulman Community in Hongkong in lieu of the Piece or Parcel of Ground firstly hereinbefore mentioned, And also a Sum of Two thousand Dollars to be laid out thereon in necessary works for rendering the same suitable for the purposes aforesaid: Be it therefore enacted by the Governor of Hongkong, with the Advice of the Legislative Council thereof, as follows:—

Preamble.

I. From and after the Commencement of this Ordinance all the Estate and Interest of the said Sheik Mosdeen, Mahomed Arab, and Seik Jumma and the Mussulman Community in Hongkong in the said Piece or Parcel of Ground granted by the said Indenture of the Tenth Day of October, 1858, and described in the Schedule hereto, and hereinafter called the "Old Cemetery," shall absolutely cease and determine and the said Indenture shall become null and void as if the same had never been made. Estate and Interest in the Old Cemetery to cease after Commencement of Ordinance.