

NATIONAL ASSEMBLY
Thirty-fifth Legislature, first session

1994, chapter 82

**AN ACT AUTHORIZING D. H. HOWDEN & CO. LIMITED
TO CONTINUE UNDER PART 1A OF THE COMPANIES ACT
OF QUÉBEC**

Bill 216

Introduced by Mr Jacques Chagnon, Member for Westmount-Saint-Louis

Introduced 2 December 1994

Passage in principle 21 December 1994

Passage 21 December 1994

Assented to 21 December 1994

Coming into force: 21 December 1994

Act amended: None





CHAPTER 82

An Act authorizing D.H. Howden & Co. Limited to continue under Part IA of the Companies Act of Québec

[Assented to 21 December 1994]

Preamble

WHEREAS D.H. Howden & Co. Limited is a business corporation governed by the Canada Business Corporations Act (R.S.C. 1985, chapter C-44) pursuant to a certificate of continuance issued on 9 January 1991;

Whereas the said Act enables the corporation to apply for continuance under the laws of another jurisdiction;

Whereas D.H. Howden & Co. Limited wishes to cease to be governed by the said Act and wishes to be continued under Part IA of the Companies Act (R.S.Q., chapter C-38);

Whereas the Companies Act does not contain provisions enabling a company incorporated under the laws of another jurisdiction to be continued under the latter Act;

Whereas the proposed continuance would not affect the interests of the general public;

THE PARLIAMENT OF QUÉBEC ENACTS AS FOLLOWS:

Provisions
applicable

1. Division I of Chapter XVIII of Part IA of the Companies Act applies to D.H. Howden & Co. Limited.

Date of cer-
tificate

2. On the date shown in the certificate of continuance of D.H. Howden & Co. Limited incorporated pursuant to Part IA of the Companies Act,

(a) the company thereby continued is the owner of the property of D.H. Howden & Co. Limited;

(b) the company thereby continued is liable for the obligations of D.H. Howden & Co. Limited;

(c) any existing cause of action, claim or liability to prosecution in respect of D.H. Howden & Co. Limited is unaffected;

(d) any civil, penal or administrative action or proceeding pending by or against D.H. Howden & Co. Limited may be prosecuted by or against the company thereby continued;

(e) any conviction against, or ruling, order or judgment in favour of or against, D.H. Howden & Co. Limited may be enforced by or against the company thereby continued.

Coming into
force

3. This Act comes into force on 21 December 1994.