Supplemental.

Definitions of "court" and "business."

45. In this Act, unless the contrary intention appears,—
The expression "court" includes every court and judge having jurisdiction in the case:
The expression "business" includes every trade, occupation, or profession.

Saving for rules of equity and common law.

46. The rules of equity and of common law applicable to partnership shall continue in force except so far as they are inconsistent with the express provisions of this Act.

Provision as to bankruptcy in Scotland.

47.—(1.) In the application of this Act to Scotland the bankruptcy of a firm or of an individual shall mean sequestration under the Bankruptcy (Scotland) Acts, and also in the case of an individual the issue against him of a decree of cessio bonorum.

(2.) Nothing in this Act shall alter the rules of the law of Scotland relating to the bankruptcy of a firm or of the individual partners thereof.

Repeal.

48. The Acts mentioned in the schedule to this Act are hereby repealed to the extent mentioned in the third column of that schedule.

Commencement of Act.

49. This Act shall come into operation on the first day of January one thousand eight hundred and ninety-one.

Short title.

50. This Act may be cited as the Partnership Act, 1890.

SCHEDULE.

Section 48.

ENACTMENTS REPEALED.

Session and Chapter.	Title or Short Title.	Extent of Repeal.
19 & 20 Vict. c. 60. -	The Mercantile Law Amendment (Scotland) Act, 1856.	Section seven.
19 & 20 Vict. c. 97. -	The Mercantile Law Amendment Act, 1856.	Section four.
28 & 29 Vict. c. 86. -	An Act to amend the law of partnership.	The whole Act.

CHAPTER 40.

An Act to extend the Provisions of the Factors Act, 1889, to Scotland. [14th August 1890.]

BE it enacted by the Queen's most Excellent Majesty, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the authority of the same, as follows:

1. Subject to the following provisions, the Factors Act, 1889, shall apply to Scotland:— Application of 52 & 53 Vict. c. 45. to Scotland.

(1.) The expression "lien" shall mean and include right of retention; the expression "vendor's lien" shall mean and include any right of retention competent to the original owner or vendor; and the expression "set off" shall mean and include compensation.

(2.) In the application of section five of the recited Act, a sale, pledge, or other disposition of goods shall not be valid unless made for valuable consideration.

2. This Act may be cited as the Factors (Scotland) Act, 1890. Short title.

CHAPTER 41.

An Act to further amend the Acts relating to the raising of Money by the London County Council, and for other purposes. [14th August 1890.]

WHEREAS the London County Council (in this Act referred to as "the Council") require to borrow the amounts hereinafter named within the times herein-after limited:

And whereas by the London Council (Money) Act, 1889 (in this Act referred to as "the Act of 1889"), the Council were empowered to raise certain sums of money for the purposes in the said Act mentioned, and limits of time and amount within which the powers by the said Act granted might be exercised were fixed: 52 & 53 Vict. c. 61.

And whereas the powers for the raising of money by the Act of 1889 conferred upon the Council have been partially exercised, but it is expedient that the Council should have power to raise certain further sums of money specified in the First Schedule to this Act annexed for the purposes, upon the terms, and subject to the limitations herein-after mentioned, and that the Act of 1889 should be amended:

And whereas it is expedient that the Council should be empowered to apply for the purpose of certain loans by the Council under this Act any money for the time being forming part of the Consolidated Loans Fund and not required for the payments of the dividends on consolidated stock:

And whereas it is expedient that the Council should after the issue of consolidated stock be empowered to pay certain parts of the dividends due thereon out of the money and in the manner by this Act prescribed:

And whereas it is expedient that the Council should be empowered to raise certain of the moneys which they are by this Act authorised to raise, and which it may be convenient to raise for a temporary period by the issue of bills with the consent of the Treasury for not less than three and not more than twelve months to be repaid out of money raised by the creation of consolidated stock under this Act: