



Partnership Act 1890

CHAPTER 39

PARTNERSHIP ACT 1890

Nature of Partnership

- 1 Definition of partnership
- 2 Rules for determining existence of partnership
- 3 Postponement of rights of person lending or selling in consideration of share of profits in case of insolvency
- 4 Meaning of firm

Relations of Partners to persons dealing with them

- 5 Power of partner to bind the firm
- 6 Partners bound by acts on behalf of firm
- 7 Partner using credit of firm for private purposes
- 8 Effect of notice that firm will not be bound by acts of partner
- 9 Liability of partners
- 10 Liability of the firm for wrongs
- 11 Misapplication of money or property received for or in custody of the firm
- 12 Liability for wrongs joint and several
- 13 Improper employment of trust-property for partnership purposes
- 14 Persons liable by "holding out"
- 15 Admissions and representations of partners
- 16 Notice to acting partner to be notice to the firm
- 17 Liabilities of incoming and outgoing partners
- 18 Revocation of continuing guaranty by change in firm

Relations of Partners to one another

- 19 Variation by consent of terms of partnership

Status: This is the original version (as it was originally enacted).

- 20 Partnership property
- 21 Property bought with partnership money
- 22 Conversion into personal estate of land held as partnership property
- 23 Procedure against partnership property for a partner's separate judgment debt
- 24 Rules as to interests and duties of partners subject to special agreement
- 25 Expulsion of partner
- 26 Retirement from partnership at will
- 27 Where partnership for term is continued over, continuance on old terms presumed
- 28 Duty of partners to render accounts, &c
- 29 Accountability of partners for private profits
- 30 Duty of partner not to compete with firm
- 31 Rights of assignee of share in partnership

Dissolution of Partnership, and its consequences

- 32 Dissolution by expiration or notice
- 33 Dissolution by bankruptcy, death, or charge
- 34 Dissolution by illegality of partnership
- 35 Dissolution by the Court
- 36 Rights of persons dealing with firm against apparent members of firm
- 37 Right of partners to notify dissolution
- 38 Continuing authority of partners for purposes of winding up
- 39 Rights of partners as to application of partnership property
- 40 Apportioning of premium where partnership prematurely dissolved
- 41 Rights where partnership dissolved for fraud or misrepresentation
- 42 Right of outgoing partner in certain cases to share profits made after dissolution
- 43 Retiring or deceased partner's share to be a debt
- 44 Rule for distribution of assets on final settlement of accounts

Supplemental

- 45 Definitions of "court" and "business"
- 46 Saving for rules of equity and common law
- 47 Provision as to bankruptcy in Scotland
- 48 Repeal
- 49 Commencement of Act
- 50 Short title

SCHEDULE — Enactments Repealed