



BILL NO. 194

Government Bill

*2nd Session, 60th General Assembly
Nova Scotia
57 Elizabeth II, 2008*

An Act to Amend Chapter 334 of the Revised Statutes, 1989, the Partnership Act

CHAPTER 64
ACTS OF 2008

**AS ASSENTED TO BY THE LIEUTENANT GOVERNOR
NOVEMBER 25, 2008**

The Honourable Jamie Muir
Minister of Service Nova Scotia and Municipal Relations

*Halifax, Nova Scotia
Printed by Authority of the Speaker of the House of Assembly*

This page is intentionally blank.

**An Act to Amend Chapter 334
of the Revised Statutes, 1989,
the Partnership Act**

Be it enacted by the Governor and Assembly as follows:

1 Section 48 of Chapter 334 of the Revised Statutes, 1989, the *Partnership Act*, as enacted by Chapter 37 of the Acts of 2002, is amended by

(a) striking out subclause (d)(i) and substituting the following subclause:

(i) a policy of insurance that provides indemnity for professional liability claims,

and

(b) striking out clause (g) and substituting the following clause:

(g) “professional liability claim” means a claim against a partnership with respect to an act or omission of a partner occurring in the ordinary course of practising a profession in a Nova Scotia LLP or an extra-provincial LLP;

2 Subsection 57(1) of Chapter 334 is repealed and the following subsection substituted:

(1) Subject to subsections (2), (4) and (5), a partner in a Nova Scotia LLP is not individually liable, directly or indirectly, by means of indemnification, contribution, assessment or otherwise for

(a) debts, obligations or liabilities of the partnership or another partner that arise from the negligence, wrongful act or omission, malpractice or misconduct of

(i) another partner, or

(ii) an employee, agent or representative of the partnership,

occurring in the ordinary course of carrying on practice in a profession referred to in subsection 51(1) while the partnership is a Nova Scotia LLP; or

(b) any partnership obligation not referred to in clause (a).

3 This Act comes into force on such day as the Governor in Council orders and declares by proclamation.
