

13. And be it enacted, That whenever there shall appear to the Governor in Council sufficient Reason to apprehend that there has been any Misappropriation or Nonappropriation of any Sum or Sums of Money paid to any or either of the said Churches, religious Bodies, or Denominations of Christians, out of the said annual Fund, upon Direction for that Purpose given by the Governor, it shall and may be lawful for the Attorney General to apply summarily, either by Petition or Information to or in the Court of Chancery in this Province, setting forth the Nature of the Abuse apprehended, and praying Discovery and Relief in the Premises, as the Nature of the Case may require; and that if any Five or more Persons having any Interest in the Sum or Sums paid to any of the said Churches, religious Bodies, or Denominations of Christians, shall complain of any Neglect or Abuse in the Expenditure or Management of such Sum or Sums, it shall and may be lawful for them to apply to the said Court of Chancery by Petition in a summary Manner for Discovery or Relief, as the Nature of the Case may require; and that in all and every such Case the Decree or Order of the Vice Chancellor shall be final, unless appealed from within Days.

No. 2.
Message from
the
Governor General,
6th January 1840.

Draft of Bill.

No. 3.

BILL AS PASSED.

AN ACT to provide for the SALE of the "CLERGY RESERVES," and for the Distribution of the Proceeds thereof.

WHEREAS it is expedient to provide for the final Disposition of the Lands called Clergy Reserves, in this Province, and for the Appropriation of the yearly Income arising or to arise therefrom for the Maintenance of Religion and the Advancement of Christian Knowledge: Be it therefore enacted by the Queen's most Excellent Majesty, by and with the Advice and Consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of and under the Authority of an Act passed in the Parliament of Great Britain, entitled "An Act to repeal certain Parts of an Act passed in the Fourteenth Year of His Majesty's Reign, entitled 'An Act for making more effectual Provision for the Government of the Province of Quebec in North America,' and to make further Provision for the Government of the said Province," and by the Authority of the same, That from and after the passing of this Act it shall and may be lawful for the Governor, by and with the Advice of the Executive Council, and under such Rules and Regulations as may be from Time to Time in Council established in that Behalf, to sell, alienate, and convey in Fee Simple all or any of the said Clergy Reserves: Provided always, that in the Letters Patent granting such Lands they shall be designated as Clergy Reserves, and that no Reservation of Lands in respect of such Grants shall be necessary, any thing in the Act of the Imperial Parliament passed in the Thirty-first Year of the Reign of His late Majesty King George the Third, entitled "An Act to repeal certain Parts of an Act passed in the Fourteenth Year of His Majesty's Reign, entitled 'An Act for making more effectual Provision for the Government of the Province of Quebec in North America,' and to make further Provision for the Government of the said Province," to the contrary notwithstanding.

No. 3.
Bill as passed.

2. And be it further enacted by the Authority aforesaid, That the Proceeds of all past Sales of such Reserves which have been or may be invested under the Authority of a certain other Act of the Imperial Parliament passed in the Seventh and Eighth Years of the Reign of His late Majesty King George the Fourth, entitled "An Act to authorize the Sale of Part of the Clergy Reserves in the Provinces of Upper and Lower Canada," shall be and the same are hereby declared to be subject to such Orders and Directions as the Governor in Council shall make and establish for investing in any Securities within this Province the Amount now funded in England, together with the