

“ An Act respecting the Department of Education,” and “ An Act respecting Public Schools,” and that the effect of the two last mentioned Statutes was to repeal the previous Acts of the province of Manitoba in relation to education, and to deprive the Roman Catholic minority of the rights and privileges which it had acquired under such previous Statutes ; and by the said petition the said Roman Catholic minority prayed among other things, that it might be declared that the said last mentioned Acts did affect the rights and privileges of the said Roman Catholic minority of the Queen’s subjects in relation to education.

That it might be declared that to His Excellency the Governor General in Council it seems requisite that the provisions of the Statutes in force in the province of Manitoba, prior to the passage of the said Acts, should be re-enacted in so far at least as may be necessary to secure to the Roman Catholics in the said province the right to build, maintain, equip, manage, conduct and support their schools in the manner provided for by said statutes, to secure to them their proportionate share of any grant, made out of the public funds for the purposes of education, and to relieve such members of the Roman Catholic church as contribute to such Roman Catholic schools from all payment or contribution to the support of any other schools, or that the said Acts of 1890 should be so modified or amended as to effect such purposes.

And that such further or other declaration or order might be made as to His Excellency the Governor General in Council should under the circumstances seem proper, and that such directions might be given, provision made, and all things done in the premises for the purpose of affording relief to the said Roman Catholic minority in the said province, as to His Excellency in Council might seem meet.

And whereas the 26th day of February, 1895, having been appointed for the hearing of the said appeal, and the same coming on to be heard on that day, and on the 5th, 6th and 7th days of March, 1895, in the presence of council for the petitioners (the said Roman Catholic minority of Her Majesty’s subjects in the province of Manitoba), and as well for the province of Manitoba, upon reading the said petition and the statutes therein referred to and upon hearing what was alleged by counsel of both sides, His Excellency the Governor General in Council was pleased to order and adjudge, and it is hereby ordered and adjudged, that the said appeal be and the same is hereby allowed in so far as it relates to rights acquired by the said Roman Catholic minority under legislation of the province of Manitoba, passed subsequent to the union of that province with the Dominion of Canada, and His Excellency the Governor General in Council was pleased to adjudge and declare, and it is hereby adjudged and declared, that by the two Acts passed by the legislature of the province of Manitoba, on the 1st day of May, 1890, intituled respectively : “ An Act respecting the department of education,” and “ An Act respecting Public Schools,” the rights and privileges of the Roman Catholic minority of the said province in relation to education prior to the 1st day of May, 1890, have been affected by depriving the Roman Catholic minority of the following rights and privileges which previous to, and until the 1st day of May, 1890, such minority had, viz. :—

(a.) The right to build, maintain, equip, manage, conduct and support Roman Catholic schools in the manner provided for by the said Statutes, which were repealed by the two Acts of 1890, aforesaid.

(b.) The right to share proportionately in any grant made out of the public funds for the purposes of education.

(c.) The right of exemption of such Roman Catholics as contribute to Roman Catholic schools from all payment or contribution to the support of any other schools.

And His Excellency the Governor General in Council was further pleased to declare and decide, and it is hereby declared that it seems requisite that the system of education embodied in the two Acts of 1890, aforesaid, shall be supplemented by a provincial act or acts which will restore to the Roman Catholic minority the said rights and privileges of which such minority has been so deprived as aforesaid, and which will modify the said Acts of 1890 so far, and so far only as may be necessary to give effect to the provisions restoring the rights and privileges in paragraphs (a), (b) and (c), hereinbefore mentioned.