

And we do further ordain and declare, that no statute, rule or ordinance shall be framed or made by the said college council touching the matters aforesaid, or any of them, excepting only such as shall be prepared for the consideration of the said council by the chancellor for the time being of our said college.

And we do require and enjoin the said chancellor thereof to consult with the president of our said college, and the next senior member of the said college council, respecting all statutes, rules and ordinances to be proposed by him to the said council for their consideration.

And we do hereby for us our heirs and successors charge and command that the statutes, rules and ordinances aforesaid, subject to the said provisions, shall be strictly and inviolably observed, kept and performed from time to time in full vigour and effect, under the penalties to be thereby or therein imposed or contained.

And we do further will ordain and grant, that the said college shall be deemed and taken to be an university, and shall have and enjoy all such and the like privileges as are enjoyed by our universities of our United Kingdom of Great Britain and Ireland, as far as the same are capable of being had or enjoyed, by virtue of these our letters patent; and that the students in the said college shall have liberty and faculty of taking the degrees of bachelor, master and doctor, in the several arts and faculties at the appointed times, and shall have liberty within themselves of performing all scholastic exercises for the conferring such degrees in such manner as shall be directed by the statutes, rules and ordinances of the said college.

And we do further will ordain and appoint, that no religious test or qualification shall be required of or appointed for any persons admitted or matriculated as scholars within our said college, or of persons admitted to any degree in any art or faculty therein, save only that all persons admitted within our said college to any degree in divinity, shall make such and the same declarations and subscriptions, and take such and the same oaths, as are required of persons admitted to any degree of divinity in our University of Oxford.

And we do further will direct and ordain, that the chancellor, president and professors of our said college, and all persons admitted therein to the degree of master of arts, or to any degree in divinity, law or medicine, and who from the time of such their admission to such degree, shall pay the annual sum of twenty shillings sterling money, for and towards the support and maintenance of the said college, shall be and be deemed taken and reputed to be members of the convocation of the said university, and as such members of the said convocation shall have, exercise and enjoy all such and the like privileges as are enjoyed by the members of the convocation of our University of Oxford, so far as the same are capable of being had and enjoyed by virtue of these our letters patent, and consistently with the provisions thereof.

And we will, and by these presents for us our heirs and successors, do grant and declare, that these our letters patent, or the enrolment or exemplification thereof, shall and may be good, firm, valid, sufficient and effectual in the law according to the true intent and meaning of the same, and shall be taken, construed and adjudged in the most favourable and beneficial sense, or to the best advantage of the said chancellor, president and scholars of our said college, as well in our courts of record as elsewhere, and by all and singular judges, justices, officers, ministers and other subjects whatsoever of us, our heirs and successors, any misrecital, nonrecital, omission, imperfection, defect, matter, cause or thing whatsoever to the contrary thereof in anywise notwithstanding.

In witness whereof we have caused these our letters to be made patent.

Witness Ourselves at Westminster, this fifteenth day of March one thousand eight hundred and twenty-seven, in the eighth year of our reign.

Appendix, N° 14.

COPY of the Opinion of His Majesty's Law Officers relative to the Clergy Reserves; dated 15th Nov. 1819.

My Lord,

Doctors Commons, 15th November 1819.

N° 14.

WE are honoured with your Lordship's commands of the 14th September last, stating that doubts having arisen how far, under the construction of the Act passed in the 31st year of his present Majesty, (c. 31.) the Dissenting Protestant ministers resident in Canada have a legal claim to participate in the lands by that Act directed to be reserved as a provision for the support and maintenance of a Protestant clergy.

Opinion of the Law Officers relative to Clergy Reserves.

And your Lordship is pleased to request, that we would take the same into consideration and report to your Lordship, for the information of the Prince Regent, our opinion, whether the Governor of the province is either required by the Act, or would be justified in applying the produce of the reserved lands to the maintenance of any other than the clergy of the Church of England resident in the province; and in the event of our being of opinion that the ministers of Dissenting Protestant congregations have a concurrent claim with those of the Church of England, further desiring our opinion, whether, in applying the reserved lands to the endowment of rectories and parsonages, as required by the 38th clause, it is incumbent upon His Majesty to retain a proportion of those lands for the maintenance of the Dissenting clergy, and as to the proportion in which, under such a construction, the provision is to be assigned to the different classes of Dissenters established within the province.

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N° 13.
Charter of the
King's College at
York in Upper
Canada.