

C A P. L X X V I.

*An Act to authorize the formation of Companies for the establishment and management of Cemeteries in Upper Canada.*

[10th August, 1850.]

**W**HEREAS it hath become necessary to the health of many Towns in Upper Canada, that Public Cemeteries should be established near to, but without the limits of the said Towns, upon the plan now adopted by the Inhabitants of many of the Cities in Europe and America: And whereas the delay and expense incident upon obtaining a special Act for each Company operate as a great discouragement to persons desirous of founding such Cemeteries: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, and intituled, *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That any number of persons, not less than twenty respectively, may, in Upper Canada, form themselves into a Company under the provisions of this Act for the purposes aforesaid.

II. And be it enacted, That when any number of persons not less than twenty shall have subscribed, and paid in a sufficient quantity of stock to amount to a sum adequate, in their judgment, to the purchase of the ground required for a Cemetery, and shall have executed an instrument according to the form in the Schedule A, to this Act contained, and shall have paid to the Treasurer of such intended Cemetery twenty-five per cent. upon the capital stock intended by such Company to be raised for the purpose aforesaid, which sum shall not be less than that required for the purchase of the grounds necessary for such Cemetery, and shall have registered such instrument at full length, together with a receipt from the Treasurer of such Company, for such first instalment of twenty-five per cent. as aforesaid, with the Register of the County in which the grounds to be purchased shall be situate, such Company shall thenceforth become and be a body corporate by such name as shall be designated in the instrument so to be registered as aforesaid; and by such name, they and their successors shall and may have perpetual succession, and shall be capable, both at law and in equity, of suing and being sued, of impleading and being impleaded, answering and being answered unto, defending and being defended in all Courts of law and equity, and places whatsoever, in all manner of actions, suits, complaints, and causes whatsoever; and they and their successors may have a common seal, and the same may make, alter, and change at their will and pleasure, and they and their successors, by their corporate name, shall be capable of taking, purchasing, having, holding, conveying, selling, and departing with, any piece or parcel of land in Upper Canada, to be used exclusively as a Cemetery, or a place for the burial of the dead.

III. And be it enacted, That the affairs, property, and concerns of every such Company which shall or may be formed under the provisions of this Act, shall be managed by nine Directors, a majority of whom shall form a quorum capable of doing business, which said Directors shall be chosen by ballot from among the subscribers to the said