

the date of the receipt thereof, and to deliver a copy of the same so endorsed and duly certified by him to such Trustee,* and from the day of the delivery and receipt of every such notice or in the event of the neglect or refusal of such officer to deliver a copy so endorsed and certified, then from the day of the delivery of such notice, the trustees therein named shall be a body corporate, under the name of "The Trustees of the Roman Catholic Separate School for the Section Number ..., in the township of, or for the ward of, in the city or town (as the case may be) or for the village of, in the county of".† [The Provincial Statutes General Interpretation Consolidated Act, 22 Vict. chap. 5, § further adds in regard to Corporations: 6. * * * * "Twenty-fourthly. Words making any association or number of persons a corporation,‡ or body politic and corporate, shall vest in such corporation power to sue and be sued, contract and be contracted with, by their corporate name, to *have a common seal*,§ and to

Trustees), were duly elected Trustees for the management of said Roman Catholic Separate School, according to law.

Dated this ... day of ... , 186...

To the Reeve, or other head of the Municipality, of the Township of

or

To the Chairman of the Board of Common School Trustees for the [City, Town, or Incorporated Village] of

* The Trustees cannot act until after the delivery of this notice; nor can the existence of the Separate School be officially recognized by the Educational Department, until the same, or a duplicate notice having the signature of the Reeve or Chairman, be transmitted to the Chief Superintendent of Education. (See *Departmental Regulations*, page —.)

† By this and the second section of the Act, the law provides that whenever a Roman Catholic Separate School is established, (unless a union be formed, as provided in the sixth section,) the power of the Trustees shall extend to the boundaries of the Common School Section in townships; of the ward, in Cities and Towns; or of the Municipality in Villages. But by the twelfth section, children from other school sections may be admitted into the Separate School. The fifth section of the Act provides for the establishment of a single Board of Roman Catholic Separate School Trustees for the several wards of a city or town, and the sixth section authorizes the union of two or more Separate Schools in townships.

‡ A Corporation aggregate is not bound to appear as witnesses in Court, but its individual members may be subpoenaed.

The Court of Common Pleas has decided that a corporation aggregate is not bound to appear at the trial as witnesses, under a notice served on its attorney under the Consolidated Statute 22 Vict., chap. 32, sec. 15. If the individual members are required to appear, they must be individually subpoenaed.—*Trustees S. S. No. 2, Dunwich v. McBeath*, 3 C. P. R. 228.

§ The Trustees, being a corporation, must, by the School Act of 1860, use a corporate seal in their official acts, otherwise they may become personally liable for contracts and agreements. These Seals can be procured in Toronto for about