

# **GRAMMAR SCHOOLS IN UPPER CANADA.**

It is the duty of the Government of Upper Canada to provide for the improvement of Grammar Schools in that Province. Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Upper Canada, enacts as follows:

1. Each School shall be a county; and its Municipal Council shall be invested with all the powers and authorities of a County Council.

2. Each County Council at its first session, to be held after the first day of January next, shall select and appoint as Trustees of each Grammar School situated in a town or incorporated village and within its jurisdiction, three fit and proper persons as Trustees of such Grammar School; and the Trustees of such Grammar School, and the Corporation of the town or incorporated village municipality, within the limits of which such Grammar School is or may be situated, shall, also at its first session in January next, appoint three fit and proper persons as Trustees of such Grammar School, in each case, shall jointly retire from office on the thirty-first day of January in each year (but may be re-appointed); and, on the incorporation hereafter of any village council shall at their first meeting in January next thereafter, appoint trustees in like manner as aforesaid.

3. The Trustees appointed as aforesaid shall be a corporation, and shall succeed to the rights, names, powers and obligations conferred or imposed upon Trustees of Grammar Schools by chapter thirty-three of the Consolidated Statutes for Upper Canada, and by this Act.

4. All property heretofore given or acquired by any person or persons, or corporation, for the use of any Grammar School, or which may hereafter be so given or acquired, shall vest absolutely in the Corporation of Grammar School Trustees having the care of the same, subject to such trusts as may be declared in the deed or instrument under which such property is held.

5. In all cases of the union of Grammar and Common School Trustees Corporations, all the members of both Corporations shall constitute the joint Board, seven of whom shall form a quorum; but such union may be dissolved at the end of any year by resolution of a majority present at any lawful meeting of the joint Board called for that purpose; On the dissolution of such union between any Grammar and Common School, or department thereof, the school property held or possessed by the joint Board shall be divided or apportioned to the Grammar School, and shall succeed to the purposes, as may be agreed upon by a majority of the members of each Trust Corporation; or if they fail to agree within the space of six months after such dissolution, then by the Municipal Council of the city, town or incorporated village within the limits of which such School is or may be situated, and in the case of unincorporated villages, by the County Council.

6. No Grammar School shall be entitled to share in the Grammar School fund, unless a sum shall be provided, from local sources, exclusive of the fund, equal to one-half the sum apportioned to such school, and expended for the same purpose as said fund.

7. The apportionment payable half yearly to the Grammar Schools shall be made to each School conducted according to law upon the basis of a daily average attendance at such Grammar School, ascertained in the programme of studies prescribed according to law for Grammar Schools; such attendance shall be verified by the Inspector of Grammar Schools.

8. No additional Grammar School shall be established in any county, unless the Grammar School fund shall be sufficient to allow of an apportionment at the rate of three hundred dollars per annum to be made to such additional school, without diminishing the fund which may have been available for Grammar Schools during the then next preceding year.

9. All differences between Boards of Trustees and Head Masters and Teachers of Grammar or Common Schools in cities, towns and incorporated villages, in regard to salary, sums due, or any other matter in dispute between them, shall be settled by arbitration according to the provisions of the Common School law relating to such arbitrations; and in cities, towns and incorporated villages the Local Superintendent, (being an officer of the Board concerned, and having no jurisdiction in the case of Grammar Schools, shall not act as an arbitrator; but in the event of a difference of opinion on the part of the two arbitrators, they shall themselves choose a third arbitrator, and the decision of a majority of the arbitrators thus chosen shall be final.

10. Each of the Grammar School Meteorological stations, at which the daily observations are made, as required by law, shall be entitled to an additional apportionment out of the Grammar School Fund, at a rate not exceeding fifteen dollars per month for each consecutive month during which such station is performed and satisfactory monthly abstracts thereof are furnished to the Chief Superintendent, according to the form and regulations provided by the Department of Public Instruction; but the number and locality of such meteorological stations shall be designated by the Council of Public Instruction with the approval of the Governor in Council.

11. After the passing of this Act no person (except those now by law entitled) shall be deemed to be legally qualified to be appointed Head Master of a Grammar School, unless he be a graduate of some University within the British dominions.

12. The provisions of the Act relating to Grammar and Common Schools shall apply to the town of Richmond, in the county of Ontario, the name as to any other towns or incorporated villages.

13. It shall be lawful for the Council of Public Instruction, with the sanction of the Governor in Council, to make regulations for giving to meritorious Common School Teachers, certificates of qualification which shall be valid in any part of Upper Canada until revoked.

14. So much of the Grammar and Common School Act of Upper Canada, as is inconsistent with the provisions of this Act, are hereby repealed.

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