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THE CONSOLIDATED PUBLIC SCHOOL ACT FOR ONTARIO.

(Continued from the May Number.)

Provincial Certificates to be given to Normal School Students.

107. The Chief Superintendent of Education, on the recommendation of the teachers in the Normal School, may give to any teacher of public schools a certificate of qualification which shall be valid in any part of Ontario until revoked; but no such certificate shall be given to any person who has not been a student in the Normal School.

Uniformity of Decisions in Division Courts.

108. It being highly desirable that uniformity of decision should exist in cases within the cognizance of the Division Courts and tried in such courts, in which the School Inspectors, trustees, teachers, and others acting under the provisions of this Act are parties, the Judge of any Division Court wherein any such action may be tried, may, at the request of either party, order the entering of judgment to be delayed for a sufficient time to enable such party to apply to the Chief Superintendent of Education to appeal the case, and after notice of appeal has been served as hereinafter provided, no further proceedings shall be had in such case until the matter of appeal has been decided by a Superior Court.

Chief Superintendent may appeal from such Court to the Superior Courts of Law.

109. The Chief Superintendent may, within one month after the rendering of judgment in any such case, appeal from the decision of the Division Court Judge to either of the Superior Courts of Law at Toronto, by serving notice in writing of such appeal upon the clerk of the Division Court appealed from, which appeal shall be entitled "The Chief Superintendent of Education for Ontario, Appellant, in the matter between (A. B. and C. D.)

Judge to send Papers to Superior Court.

110. The Judge, whose decision is appealed from, shall thereupon certify under his hand, to the Superior Court appealed to, the summons and statement of claim and other proceedings in the case, together with the evidence and his own judgment thereon, and all objections made thereto.

What County Judge must do in Appeal cases.

110½. The School Law Improvement Act of 1871, declares that:

28. Any Division Court Judge receiving an intimation of appeal from his decision, under the authority of the *one hundred and eighth and five following sections of the Consolidated School Act*, shall thereupon certify, under his hand, to the Chief Superintendent of Education, the statement of claim and other proceedings in the case, together with the evidence and his own judgment thereon, and all objections made thereto.

Superior Court to give such Order as Law and Equity require.

111. The matter shall be set down for argument at the next term of such Superior Court, and such Court shall give such order or direction to the Court below, touching the judgment to be given in the matter, as law and equity require, and shall also in its discretion award costs against the appellant, which costs shall be certified to and form part of the judgment of the Court below.

Proceedings in Division Court thereon.

112. Upon receipt of such order, direction, and certificate, the Judge of the Division Court shall forthwith proceed in accordance therewith.

Costs of Appeal.

113. All costs awarded against an appellant, and all costs incurred by him, shall be paid by the Chief Superintendent, and charged as contingent expenses of his office.

[113]. *The School Law Amendment Act of 1860, further enacts that:—*23. It shall be competent for the Chief Superintendent of Education, should he deem it expedient, to submit a case on any question arising under the High or Public School Acts, to any Judge of either of the Superior Courts for his opinion and decision, or, with the consent of such Judge, to either of the Superior Courts for their opinion and decision.

PART X.—DUTIES OF THE COUNCIL OF PUBLIC INSTRUCTION.

Council of Public Instruction to be appointed.

114. The Governor may appoint a Council of Public Instruction for Ontario, to consist of not more than *nine** persons (of whom the Chief Superintendent of Education shall be one) to hold office respectively during pleasure, and such council shall, in the exercise of its duties, be subject to all lawful orders and directions from time to time issued by the Governor.

Chief Superintendent to provide Place and call Meetings.

115. The Chief Superintendent shall provide a place for the meetings of the Council of Public Instruction, and may call a special meeting at any time by giving due notice to the other members.

Contingent Expenses of Council provided for.

116. The expenses attending the proceedings of the said council shall be accounted for by the Chief Superintendent as part of the contingent expenses of the Education Office.

Recording Clerk and his Duties.

117. The senior clerk in the Education Office shall be Recording

* Increased for High School purposes by the High School Act.