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**AN ACT TO AMEND THE UPPER CANADA COMMON SCHOOL ACT. 23 VICT., CAP. 49.\***

[Assented to 19th May, 1860, and in force from that date.]

Whereas it is expedient to amend the Law respecting Common Schools in Upper Canada: Therefore Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

*Penalty on Teacher refusing to deliver up School Register, &c.*

1. Any Teacher wilfully refusing, on the demand of the majority of the Trustees of the School Corporation employing him, to deliver up any School Register or School House key or other School property in his possession, shall be deemed guilty of a misdemeanour and shall not be deemed a qualified Teacher until restitution be made, and shall also forfeit any claim which he may have against the said Trustees.

*Remainder of School section may be attached to incorporated Village.*

2. On the incorporation of a part of any School section within the limits of a Village, the Municipal Council of the Township, within the limits of which such School section is in whole or in part situated, shall have authority forthwith to attach the part or parts of such School Section, not included within the limits of the Village Corporation, to an adjacent School section or School sections, or form them into a separate and distinct section or sections.

*Who are legal voters at School meetings.*

3. The seventeenth section of the Upper Canada Common School Act, chapter sixty-four of the Consolidated Statutes for Upper Canada, shall be amended so as to read as follows:—No person shall be entitled to vote in any School section for the

\* The general School Law, in its newly consolidated form, has also been inserted in this Number of the Journal, and will be found on page 83.

election of Trustee or on any School question whatsoever, unless he shall have been assessed and shall have paid School rates as a freeholder or householder in such section: and in case an objection be made to the right of any person to vote in a School section, the chairman or presiding officer at the meeting shall, at the request of any rate payer, require the person whose right of voting is objected to, to make the following declaration:

*Form of Declaration required from School Electors.*

“I do declare and affirm that I have been rated on the assessment roll of this School section as a freeholder (or householder, as the case may be) and that I have paid a public School tax due by me in this School section imposed within the last twelve months, and that I am legally qualified to vote at this meeting.”

*Penalty for making false declaration.*

Whereupon the person making such declaration shall be permitted to vote on all questions proposed at such meeting; but if any person refuses to make such declaration his vote shall be rejected; And if any person wilfully makes a false declaration of his right to vote, he shall be guilty of a misdemeanour, and upon conviction, upon the complaint of any person, shall be punishable by fine or imprisonment in the manner provided for in the said Upper Canada Common School Act.

*Time and hours for School Elections in rural sections, towns, &c.*

4. The poll at every election of a School Trustee or Trustees shall not close before eleven of the clock in the forenoon, and shall not be kept open later than four of the clock in the afternoon; In School sections the poll shall close on the same day the election is commenced; in cities, towns and incorporated villages the same time shall be allowed for the election of School Trustees which is allowed for the election of Municipal Councillors in such municipalities.

*Formation of Union School Sections in townships, towns, &c.*

5. The forty-fifth and forty-sixth sections of the said Upper Canada Common School Act, shall be amended so as to read as follows: “Under the conditions prescribed in the fortieth section in respect to alteration of other School Sections, union School sections, consisting of parts of two or more townships or parts of a township and any town or incorporated village, may be formed and altered by the Reeves and Local Superintendent or Superintendents of the townships out of parts of which such sections are proposed to be formed,—or in a case of a union section of parts of a township or townships and a town or incorporated