

PART II.

Extracts from
the Journals.

Legislative
Council,
1839.

4th May 1839.

Pursuant to the Order of the Day, the House was again put into a Committee of the Whole upon the Bill, intituled "An Act providing for the future Disposal of the Clergy Reserve Lands in this Province," together with the Report of the Select Committee thereon.

The Honourable Mr. Fergusson took the Chair.

A Message being announced, the Chairman left the Chair, and the House formed.

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After some Time the House resumed.

The Chairman reported, That the Committee had gone through the said Bill, and had made an Amendment thereto, which they recommended to the Adoption of the House.

Ordered that the Report be received; and

The said Amendment was then read by the Clerk as follows:

"Press 1. Line 1.—After 'Whereas' expunge the Remainder, and insert 'for the Advancement of the Christian Religion and the Promotion of good Morals in Upper Canada, it is expedient to appropriate the Lands called Clergy Reserves, and the yearly Income arising from the Interest, Rents, and Proceeds of Sales thereof, in aid of the Maintenance of the Ministers of Religion: Be it therefore enacted, &c. That it shall and may be lawful for the Lieutenant Governor of this Province, by and with the Advice of the Executive Council, to cause to be sold and alienated, granted and conveyed, all or any Portion of the Clergy Reserves in this Province, in like Manner as the Clergy Reserve Lands have hitherto been sold: Provided always, that the necessary Expenses attending such Sales shall be defrayed out of the first Monies arising therefrom: Provided always, that nothing herein contained shall be taken or held to interfere with any incomplete Grant, Order of Council, or other Act or Undertaking of Government heretofore made, for the granting or alienating any Portion of the said Reserves, notwithstanding that the same may be found to contain more than One hundred Acres.

"2. And be it further enacted, &c. That the Letters Patent alienating such Lands shall describe the same as Clergy Reserves, and that no further Reservation in respect of such Lands shall be necessary.

"3. And be it further enacted, &c. That it shall and may be lawful for the Lieutenant Governor, by and with the Advice of the Executive Council, to cause to be invested, the Monies proceeding from such Sales, and also all Monies which have heretofore arisen from such Sales, in the public Funds, in the Name of the Receiver General, in England, or in the public Debentures of the Province; and such Investment to withdraw and change, in the whole or in part, from Time to Time, as Circumstances may require.

"4. And be it further enacted, &c. That it shall and may be lawful for the Lieutenant Governor, by and with such Advice as aforesaid, in the Name of Her Majesty, Her Heirs and Successors, to grant and appropriate Portions of the said Reserves, not exceeding One hundred Acres in each Case, as Residences for officiating Clergymen or Ministers of Religion, and for the Sites of Churches, Chapels, and Places of Public Worship therein; and in case such Clergy Reserves shall not be found in the Neighbourhood required, to procure by Exchange of such Clergy Reserve, not exceeding One hundred Acres, or by Purchase, for any Sum not exceeding 200*l.* in each Case, convenient Sites for the Purposes in this Clause mentioned, and to grant and appropriate the Lands so required for such Purposes; which Grant or Appropriation shall be made to the officiating Clergyman and his Successors as a Corporation Sole, or to Trustees named for the Purpose by the respective Congregations, as the Tenets and Discipline of such Churches, or Denomination of Christians, shall respectively require.

"5. And be it further enacted, &c. That it shall and may be lawful for the Lieutenant Governor, with the Advice of the Executive Council, to order and direct,