

Provinces of Upper and Lower Canada," it is enacted, "That it shall and may be lawful for the Governor and Lieutenant-governor, or Officer administering the Government of the said provinces, or either of them, with the consent of the Executive Council appointed within such provinces for the affairs thereof, in pursuance of any instructions which may be issued to such Governor, Lieutenant-governor or other Officer as aforesaid, by His Majesty, through one of His Principal Secretaries of State, to sell, alienate and convey in fee-simple, or for any less estate or interest, a part of the said clergy reserves in each of the said provinces (not exceeding in either province one-fourth of the reserves within such provinces,) upon, under and subject to such conditions, provisoes and regulations as His Majesty, by any such instructions as aforesaid, shall be pleased to direct and appoint; provided, nevertheless, that the quantity of the said clergy reserves so to be sold as aforesaid, in any one year in either of the said provinces, shall not in the whole exceed 100,000 acres; provided also, that the monies to arise by or to be produced from any such sale or sales shall be paid over to such Officer or Officers of His Majesty's Revenue within the said provinces respectively, as His Majesty shall be pleased to appoint to receive the same, and shall by such Officer or Officers be invested in the public funds of the United Kingdom of Great Britain and Ireland, in such manner and form as His Majesty shall from time to time be pleased to direct; provided also, that the dividends and interests accruing from such public funds so to be purchased shall be appropriated, applied and disposed of for the improvement of the remaining part of the said clergy reserves, or otherwise for the purposes for which the said lands were so reserved as aforesaid, and for no other purpose whatsoever, save only so far as it may be necessary to apply the same, or any part thereof, in or towards defraying the expenses of or attendant upon any such sale or sales as aforesaid, and which appropriations shall be so made in such manner, and from and for such special purposes as His Majesty from time to time shall approve and direct." And whereas, in pursuance of the said last-recited Act, the Lieutenant-governor for the time being of this province, with the consent of the Executive Council, hath, in pursuance of instructions for that purpose issued by his late Majesty King George the Fourth, through one of His Principal Secretaries of State, effected sales of divers parts of the said clergy reserves: And whereas by an address to both Houses of the Provincial Legislature, bearing date on the

day of

last, Lieutenant-general Lord Aylmer, Knight Commander of the Most Honourable Military Order of the Bath, did signify to both the Houses of the Provincial Legislature His Majesty's most gracious invitation to consider how the powers given to the Provincial Legislature by the Constitutional Act to vary or repeal that part of its provisions which relates to the lands allotted and appropriated in this province for the support and maintenance of a Protestant clergy could be called into exercise most advantageously for the spiritual and temporal interests of His Majesty's faithful subjects in this province. Now, therefore, be it, and it is hereby enacted, &c. &c. that so much as is hereinbefore recited of the said Act of the British Parliament, so passed as aforesaid in the 31st year of the reign of his said late Majesty King George the Third, shall be and the same is hereby repealed.

And be it further enacted, that from henceforth no grant heretofore made by or on the behalf of His Majesty, or any of His royal predecessors, of any lands situate within this province shall be or be deemed invalid or ineffectual, or be liable to be impeached, vacated or set aside by reason that any such grant did not contain a specification of the lands allotted or appropriated for the support and maintenance of a Protestant clergy, in respect of the lands thereby granted; but every grant of lands within this province heretofore made by or on behalf of His Majesty, or any of His royal predecessors, in which any such specification may have been omitted, shall henceforth be, and shall be deemed and taken from the day of the date thereof, to have been as valid and effectual in the law as though such grant had contained the specification aforesaid.

And be it further enacted, that all the lands heretofore appropriated within this province for the support and maintenance of a Protestant clergy now remaining unsold, shall be and the same are hereby declared to be vested in His Majesty, His heirs and successors, as of his and their original estate, absolutely discharged from all trust for or for the benefit of a Protestant clergy, and of and from all and every the claims and demands of such clergy upon or in respect of the same.

And be it further enacted, that all and every the tenants or tenant of the land so demised as aforesaid by the said corporation shall, and they and each of them are and is hereby required to attorn, and during the remainder of the terms by such respective leases granted, to pay the rents thereby respectively reserved to His Majesty, His heirs and successors, or to such person as shall by His Majesty, His heirs and successors, or by the Lords Commissioners of His Majesty's Treasury for the time being, be appointed to receive the same.

Provided always, and be it further enacted, that nothing herein contained shall take away or affect, or be construed to take away or affect, the right or title of any person or persons in or to any lands which may by any such person or persons be holden or enjoyed, or which any such person or persons may claim to hold or enjoy by virtue of any sale, alienation, conveyance or contract, made, accepted or entered into in pursuance of the above-recited Act of Parliament passed in the 7th & 8th year of his said late Majesty's reign, but that every such sale, alienation or contract shall be as valid and effectual in the law, and shall henceforth have and continue to have the same force, virtue and effect, as if this present Act had not been made.