

Technical and Bibliographic Notes / Notes techniques et bibliographiques

The Institute has attempted to obtain the best original copy available for filming. Features of this copy which may be bibliographically unique, which may alter any of the images in the reproduction, or which may significantly change the usual method of filming are checked below.

- Coloured covers / Couverture de couleur
- Covers damaged / Couverture endommagée
- Covers restored and/or laminated / Couverture restaurée et/ou pelliculée
- Cover title missing / Le titre de couverture manque
- Coloured maps / Cartes géographiques en couleur
- Coloured ink (i.e. other than blue or black) / Encre de couleur (i.e. autre que bleue ou noire)
- Coloured plates and/or illustrations / Planches et/ou illustrations en couleur
- Bound with other material / Relié avec d'autres documents
- Only edition available / Seule édition disponible
- Tight binding may cause shadows or distortion along interior margin / La reliure serrée peut causer de l'ombre ou de la distorsion le long de la marge intérieure.
- Blank leaves added during restorations may appear within the text. Whenever possible, these have been omitted from filming / Il se peut que certaines pages blanches ajoutées lors d'une restauration apparaissent dans le texte, mais, lorsque cela était possible, ces pages n'ont pas été filmées.
- Additional comments / Commentaires supplémentaires: Cover title page is bound in as last page in book but filmed as first page on fiche.

L'Institut a microfilmé le meilleur exemplaire qu'il lui a été possible de se procurer. Les détails de cet exemplaire qui sont peut-être uniques du point de vue bibliographique, qui peuvent modifier une image reproduite, ou qui peuvent exiger une modification dans la méthode normale de filmage sont indiqués ci-dessous.

- Coloured pages / Pages de couleur
- Pages damaged / Pages endommagées
- Pages restored and/or laminated / Pages restaurées et/ou pelliculées
- Pages discoloured, stained or foxed / Pages décolorées, tachetées ou piquées
- Pages detached / Pages détachées
- Showthrough / Transparence
- Quality of print varies / Qualité inégale de l'impression
- Includes supplementary material / Comprend du matériel supplémentaire
- Pages wholly or partially obscured by errata slips, tissues, etc., have been refilmed to ensure the best possible image / Les pages totalement ou partiellement obscurcies par un feuillet d'errata, une pelure, etc., ont été filmées à nouveau de façon à obtenir la meilleure image possible.
- Opposing pages with varying colouration or discolourations are filmed twice to ensure the best possible image / Les pages s'opposant ayant des colorations variables ou des décolorations sont filmées deux fois afin d'obtenir la meilleure image possible.

This item is filmed at the reduction ratio checked below / Ce document est filmé au taux de réduction indiqué ci-dessous.

10x		14x		18x		22x		26x		30x	
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>
	12x		16x		20x		24x		28x		32x

No. 80.

4th Session, 1st Parliament, 34 Victoria, 1871.

BILL.

An Act to incorporate the Board of Trade
of the Town of Windsor, (Ontario).

PRIVATE BILL.

Mr. O'CONNOR.

OTTAWA :

Printed by I. B. Taylor, 29, 31 and 33, Rideau Street.

1871.

An Act to incorporate the Board of Trade of the Town of Windsor, (Ontario).

WHEREAS James Dougall, Donald Cameron, John Thorburn, Preamble.

Alexander Bartlett, Thomas C. Sutton, D. Fletcher, John McCrae, William McGregor, W. Buchan, Edmund L. Neveux, S.G. Treble, John Richards, James Fraser, James Lambie, George Cheyne, B. Reaume, J. W. Drake, A. W. Joyce, William Raiff, Henry Kennedy, Albert Hutton, George Shipley, J. W. Blackader, Thomas Dow, Joel Langlois, residents in the Town of Windsor, in the Province of Ontario, have by their Petition represented that they have, as a Board of Trade, associated themselves together
 10 for some time past for the purpose of promoting such measures as they have deemed important towards developing the general trade and commerce of Canada and the Town of Windsor (Ontario) in particular, and have further represented that the said Association would be more efficient in its operations should an Act of
 15 Incorporation conferring certain powers on them and their successors be granted; and, whereas, it is expedient that the prayer of the said Petition should be granted; Therefore, Her Majesty, by and with the advice and consent of the Senate and House of Commons of Canada, enacts follows:—

- 20 1. The said James Dougall, Donald Cameron, John Thorburn, Incorporation.
 Alexander Bartlett, Thomas C. Sutton, D. Fletcher, John McCrae, William McGregor, W. Buchan, Edmund L. Neveux, S. G. Treble, John Richards, James Fraser, James Lambie, George Cheyne, B. Reaume, J. W. Drake, A. W. Joyce, William Raiff, Henry Kennedy,
 25 Albert Hutton, George Shipley, J. W. Blackader, Thomas Dow, Joel Langlois, and such other persons, residents in the Town of Windsor, in the Province of Ontario, or in the vicinity of the said Town, as are or shall be associated with the persons hereinbefore named, for the purposes of this Act, in the manner hereinafter provided, and their successors, shall be and are hereby constituted a
 30 body politic and corporate, by the name of "The Windsor (Ontario) Board of Trade," for the purposes mentioned in the preamble, and may, by that name, sue and be sued, implead and be impleaded, answer and be answered unto, defend and be defended, in all
 35 courts of law and equity, and all other places whatsoever, in all manner of actions, suits, complaints, matters and causes whatsoever, and by that name they and their successors shall have perpetual succession, and may have a common seal, and the same may make, alter, and change at their will and pleasure; and they and their
 40 successors by their corporate name shall have power to purchase, take, receive, hold and enjoy any estate whatsoever real or personal, and alienate, sell, convey, lease or otherwise dispose of the same or any part thereof, from time to time, and as occasion may require, and other estate real or personal to acquire instead thereof; Provided
 45 always, that the clear annual value of the real estate held by the said Corporation at one time shall not exceed five thousand dollars, And provided also, that the said Corporation shall not have, exercise any corporate powers whatsoever, except such as are

expressly conferred on them by this Act, or may be necessary for carrying the same into effect according to its true intent and meaning.

Objects of the Corporation.

2. The funds and property of the said Corporation shall be used and applied to and for such purposes only as may be calculated to promote and extend the lawful trade and commerce of this Dominion generally, and of the Town of Windsor in particular, or as may be necessary to attain the objects for which the said Corporation is constituted, according to the true intent and meaning of this Act. 5 10

Legal domicile.

3. The usual place of meeting of the said Corporation shall be held to be the legal domicile thereof, and service at such place of any notice, or process of any kind, addressed to the said Corporation, shall be held to be sufficient service of such notice or process on the Corporation. 15

Council of the Corporation.

4. For the management of the affairs and business of the said Corporation, there shall be a Council to be called "The Council of the Board of Trade," which shall, from and after the first election hereinafter mentioned, consist of a President, two Vice-Presidents, Secretary-Treasurer, and seven other members of the said Council, all of whom shall be members of the said Corporation, and shall have the powers and perform the duties hereinafter mentioned and assigned to the said Council. 20 25

First officers and councillors.

5. The said James Dougall shall be President; Henry Kennedy, First Vice-President; Donald Cameron, Second Vice-President; J. W. Blackader, Secretary-Treasurer; and William McGregor, William Raiff, W. Buchan, Edmund L. Neveux, Thomas C. Sinton, James Lambie, and Joel Langlois, the other members of the Council, until the first election to be had under the provisions of this Act: and the Council hereby appointed shall, until the said election, have all the powers assigned to the Council by this Act. 30 35

General meetings.

6. The members of the said Corporation shall hold a general meeting every three months, that is to say, on the first Thursday in January, April, July, and October, at some place within the Town of Windsor, of which notice, naming the time and place, shall be given by the Secretary-Treasurer of the Council, for the time being, at least three days previous to such meeting, through one newspaper or otherwise, as may be thought necessary by the said Council; and at the general meeting on the first Thursday in the month of January the members of the said Corporation, or a majority of them, shall then and there elect in such way as shall be fixed by the by-laws of the Corporation, from among the members of the Corporation, one president, two vice-presidents, and secretary-treasurer, and seven other members of the Corporation, who, with the president, vice-presidents, and secretary-treasurer shall form the Council of the said Corporation, and shall hold their offices until others shall be elected in their stead at the next general meeting in the month of January, as aforesaid, or until they shall be removed from office, or shall vacate the same under the provisions of any by-law of the said Corporation; Provided always, that if the said election shall not take place on the first Thursday in the month of January, as aforesaid, the said Corporation shall not thereby be dissolved, but such election may be had at any general meeting of the said Corporation, to be called in the manner herein- 40 45 50 55

Election of officers and councillors and term of office.

Proviso: in case of failure of election.

after provided, and the members of the Council in office, shall remain members until the election shall be had.

7. If any member of the said Council shall die or resign his office or be absent for four months continuously from the meetings of the said Council, without the cause of sickness or leave of absence obtained from the President or Vice-Presidents, it shall be lawful for the said Council, at any meeting thereof, to elect a member of the said Corporation, to be a member of the said Council, in the place of the member so dying, or resigning or being absent, and such new member shall be so elected by a majority of the members of the said Council present at any meeting of the same, in case there is a quorum present at such meeting, and the member so elected shall hold office until the next annual election and no longer, unless re-elected.

Case of death or resignation of a Councillor provided for.

8. At any annual or general meeting of the said Corporation, whether for the purpose of electing members of the Council or for any other purpose, a majority of members present at such meeting, shall be competent to do and perform all acts, which, either by this Act or by any by-law of the said Corporation, are or shall be directed to be done at any such general meeting.

Majority to decide at general meetings.

9. Any member of the said Corporation intending to retire therefrom, or resign his membership, may at any time do so, upon giving to the Secretary-Treasurer in writing ten days' notice of such intention, and discharging any lawful liability which may be standing upon the books of the said Corporation against him at the time of such notice.

Member of Corporation retiring.

10. It shall be lawful for the said Corporation, or the majority of the members present at any general meeting, to make and enact such by-laws, rules and regulations for the government of the said Corporation, providing for the admission and expulsion or retirement of the members, and for the management of its Council, officers and affairs, and all other by-laws, in accordance with the requirements of this Act, or the laws of Canada, as such majority shall deem advisable; and such by-laws shall be binding on all Members of the said Corporation, its officers and servants, and all other persons whomsoever lawfully under its control: provided that no by-law shall be made or enacted by the said Corporation without notice in writing thereof having been given by one member and seconded by another member at a previous general meeting, and duly entered in the Books of the said Corporation as a Minute of the said Corporation.

By-laws of Corporation, how to be made.

11. Each and every person then resident in the Town in Windsor, Ontario, and its vicinity, and being or having been a merchant; trader, mechanic, Manager of a Bank, or Insurance Agent, shall be eligible to become a Member of the said Corporation; and at any general Meeting of the said Corporation it shall be lawful for any member of the said Council or of the said Corporation to propose any such person as aforesaid as a candidate for becoming a member of the said Corporation, and if such proposition shall be carried by a majority of two-thirds of the members of the said Corporation then present, he shall thenceforth be a member of the said Corporation, and shall have all the rights and be subject to all the obligations which the other members possess or are subject to; provided always, that any person not being a merchant or trader, mechanic, manager of a bank, or insurance agent, shall be

Who may become members of the Corporation, and how.

eligible to become a member of the said Corporation in manner aforesaid, in case such person shall be recommended by the Council of the said Board of Trade at any such meeting.

Special
general meet-
ings, how
called.

12. It shall be lawful for the said Council or a majority of them, by a notice inserted in one or more newspapers published in the said Town of Windsor, at least one day previous to the said meeting, or by a circular letter signed by the Secretary-Treasurer of the said Corporation, addressed to each member, and mailed at least one day previous to the said meeting, to call a general meeting of the said Corporation for any of the purposes of this Act. 5 10

Meetings of
the Council.

13. It shall be competent for the said Council to hold meetings from time to time and to adjourn the same when necessary, and at the said meetings to transact such business as may by this Act or by the by-laws of the Corporation be assigned to them, and such meetings of the Council shall be convened by the Secretary-Treasurer at the instance of the President, or upon the request of any two members of the Council, and the said Council shall in addition to the powers hereby expressly conferred on them, have such powers as shall be assigned to them by any by-law of the Corporation, except only the power of enacting or altering any by-law or admitting any member, which shall be done in the manner provided for by this Act and in no other; and any five or more members of the Council lawfully met (and of whom the President or a Vice-President shall be one, or in case of their absence any five or more members lawfully met) shall be a quorum, and any majority of such quorum may do all things within the power of the Council; and at all meetings of the said Council, and at all general meetings of the said Corporation, the President, or in his absence the first or second Vice-President or if they be absent any member of the Council then present who may be chosen for the occasion shall preside, and shall in all cases of equality of vote upon any division have a casting vote. 15 20 25 30

Powers of
Council.

Quorum.

Who to
preside.

Council to
frame by-laws
and submit
them to general
meeting.

14. It shall be the duty of the said Council, as soon as may be after the passing of this Act, to frame such by-laws, rules and regulations as shall seem to the Council best adapted to promote the welfare of the said Corporation and the purposes of this Act, and to submit the same for adoption at a general meeting of the said Corporation called for that purpose in the manner hereinbefore provided. 35

Payment and
recovery of
subscriptions,
&c.

15. All subscriptions of members due to the said Corporation, under any by-law, all penalties incurred under any by-law, by any person bound thereby, and all other sums of money due to the said Corporation, shall be paid to the Secretary-Treasurer thereof, and in default of payment may be recovered in any action brought in the name of the said Corporation, and it shall only be necessary in such action to allege that such person is indebted to the said Corporation in the sum of money, the amount of such arrears, on account of such subscriptions, penalty, or otherwise, whereby an action hath accrued to the said Corporation by virtue of this Act. 40 45

Proof in any
action for
such subscrip-
tions, &c.

16. On the trial or hearing of any such action, it shall be sufficient for the said Corporation to prove that the Defendant at the time of making such demand was or had been a member of the said Corporation, and that the amount claimed by such subscription, penalty or otherwise, was standing unpaid upon the books of the said Corporation. 50 55

Meetings to be open, and proceedings recorded.

17. The meetings of the Members of the Council shall be open to all Members of the said Corporation who may attend at the same, but they shall take no part in any proceedings thereat; and minutes of the proceedings at all meetings, whether of the said Council or the said Corporation, shall be entered in books to be kept for that purpose by the Secretary-Treasurer of the said Corporation; and the entry thereof shall be signed by the President of the said Council, or such other person as at the time shall preside over any such meeting; and such books shall be open at all reasonable hours to any Member of the said Corporation free from any charge.

Council to appoint Boards of Examiners, of Inspectors, &c.

18. From and after the passing of this Act, it shall be lawful for the Council of the said Corporation to appoint five persons to constitute a Board of Examiners for the Town of Windsor for the year commencing on the first day of January then next, and ending on the thirty-first day of December following, to examine applicants for the office of Inspector of Flour and Meal, or of any other article subject to inspection, and the said Council may do all such other Acts, matters and things connected with the inspection of flour and meal or any other article, and shall have as full power and be subject to the same conditions as those conferred upon and required of the Council of any Board of Trade, by virtue of any Act respecting the inspection of flour and meal, or of any other article subject to inspection; and the said examiners and inspectors shall also be subject to all conditions, requirements, oaths, matters, and things (touching their offices), set forth in the said Acts.

Oaths and affirmations.

19. Any person who may by law, in other cases, make a solemn affirmation, instead of taking an oath, may make such solemn affirmation in any case where by this Act an oath is required; and any person hereby authorized to administer an oath may in such cases as aforesaid, administer such solemn affirmation; and any person who shall wilfully swear, or affirm falsely, in any case in which an oath or solemn affirmation is required or authorized by this Act, shall be guilty of wilful perjury.

Her Majesty's rights, &c., saved.

20. Nothing in this Act shall affect any rights of Her Majesty, Her Heirs or Successors, or of any party or person whomsoever, such rights only excepted as are herein expressly mentioned and affected.