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2nd Session, 6th Parliament, 22 Victoria, 1859.

(PRIVATE BILL.)

BILL.

An Act to incorporate the British and Canadian School Society of Montreal.

Received and read, first time, Tuesday, 22nd Feb., 1859.

Second reading, Wednesday, 23rd Feby., 1859.

MR. DUNKIN.

TORONTO :

PRINTED BY JOHN LOVELL, YONGE STREET.

An Act to incorporate the British and Canadian School Society of Montreal.

WHEREAS the Honorable Peter McGill, and William Lunn, John Frothingham, David Torrance, John Torrance, David Davidson, Charles Phillips, Henry Thomas, Robert Esdaile, John Greenshields, John G. Mackenzie, and Benjamin Holmes, all of the City of Montreal, Esquires, have by petition set forth, that as long ago as the year 1822, divers of them, the said petitioners, and others who by reason of death or otherwise have since ceased to act with them the said petitioners in the premises, associated themselves together for the purpose of establishing and maintaining certain public schools, under the designation of "The British and Canadian School Society of Montreal," and ever since have, by voluntary contributions, raised considerable sums of money for that purpose, and have maintained certain Public Schools, to the great advantage of the public; That in the year 1826, partly with monies so raised and partly with monies granted from time to time by the then Provincial Parliament of Lower Canada, the parties so associated together acquired certain valuable real estate in the said City, in the names of the Honorable Louis J. Papineau, of Petite Nation, Esquire, of the said William Lunn, and of the late Honorable Pierre de Rocheblaire, of the said City of Montreal, Esquire, as Trustees; that there have since been erected on the said property valuable school buildings, which ever since have been and now are in use for the purposes of the said Public Schools; that the said petitioners and their associates, nevertheless, have never been and are not now an incorporated body, and the said property is consequently in danger of being diverted from such use; that they are desirous to continue and extend their efforts in the cause of education under the safeguard of an Act of incorporation; and that they therefore pray to be incorporated under the name aforesaid: And whereas it is expedient to grant their prayer; Therefore Her Majesty, &c., enacts as follows:

I. The said Peter McGill, William Lunn, John Frothingham, David Torrance, John Torrance, David Davidson, Charles Phillips, Henry Thomas, Robert Esdaile, John Greenshields, John G. Mackenzie, Benjamin Holmes, and all other persons who may by virtue of this Act replace or be united with them, shall be and they are hereby constituted a body politic and corporate, under the name of "The British and Canadian School Society of Montreal," and under the said name shall be, and they hereby are declared to be, seized as proprietors of the said real estate so heretofore held in trust as aforesaid, and may take from the said trustees or their representatives such deed thereof or evidence of title thereto as may be deemed advisable, and shall have power to acquire for themselves and their successors, under any legal title whatever, such other real estate as may be required and necessary for the actual occupation of the

Preamble.

The Petitioners and others incorporated.

Corporate name and powers. Property of former association transferred to it;—property for actual use.

By-laws.

Public Schools presently established or hereafter to be established by them, and may sell and alienate any real estate held by them, and acquire other instead thereof for the purposes of this Act; and for the administration and government of the said Corporation and of the Schools thereof they may make such By-laws not contrary to law as they shall deem expedient, and may amend or repeal the same from time to time, and generally shall have all necessary corporate powers for the purposes of this Act; Provided always, that the said Corporation may acquire any other real estate or any interest therein, by gift, devise or bequest, if made at least six months before the death of the party making the same, and may hold such estate for a period of not more than three years, but the same or any part or portion thereof or interest therein which may not within the said period have been alienated, shall revert to the party from whom the same was acquired, his heirs or other representatives; And provided also, that the proceeds of such real estate as shall have been so disposed of during the said period, may be invested in the public securities of the Province, stocks of chartered Banks, mortgages or other approved securities, for the use of their said Corporation. 5 10 15

General powers.

Proviso: as to real estate not required for actual use of the Corporation.

Investing moneys of the Corporation.

Revenue to be applied solely to certain purposes.

II. All the revenues of the said Corporation, from whatever source they may be derived, shall be devoted exclusively to the maintenance of the said Corporation, and the furtherance of education in the schools thereof, and the acquisition, improvement and repair of the buildings required to that end, and to no other purpose whatever. 20

Administration of affairs of Corporation.

III. The said Corporation shall have power to administer their affairs by such and so many Directors and other officers, and under such restrictions as touching their powers and duties, as by By-law in that behalf they may from time to time ordain; and they may assign to any of such officers such remuneration as they may deem requisite. 25

To make returns to the Legislature.

IV. The Corporation shall at all times when thereunto required by the Governor or by either branch of the Legislature, make a full return of its property, real and personal, and of its receipts and expenditure for such period, and with such details and other information as the Governor or either branch of the Legislature may require. 30

Public Act.

V. This Act shall be deemed a public Act.