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1st Session, 7th Parliament, Vic., 25 1862.

BILL.

An Act to amend Chapter 18 of the Consolidated Statutes for Lower Canada.

Received and read, 1st time, Thursday, 24th
April, 1862.

Second reading, Monday, 28 April, 1862.

Mr. Tassé.

QUEBEC:

PRINTED FOR THE CONTRACTORS BY
HUNTER, ROSE AND LEMIEUX, ST. URSCLE STREET.

An Act to amend chapter eighteen of the Consolidated Statutes of Lower Canada, concerning the erection of Parishes and the building and repairing of Churches.

WHEREAS doubts have arisen as to whether the Trustees of any Preamble.
Parish appointed under the Act concerning the erection and division of Parishes, and the building and repairing of Churches, Parsonage Houses, and Church Yards, and Fabrique Meetings, have the right 5 to make acts of assessment and levy monies under them before the civil erection of such parish; and whereas it is expedient that the Commissioners appointed under the said Acts should have power to change the destination of any monies levied or to be levied under and by virtue of any act of assessment made or to be made under the provisions of the said 10 Act; and it is expedient to remove the said doubts and to grant such power to the Commissioners: Therefore, Her Majesty, &c. :—

1. The true intent and meaning of the said Act is, that no act of 15 assessment shall be drawn up or made under the provisions thereof until after the parish to which such act of assessment applies shall have been legally erected for civil purposes. Intent of the said act declared.

2. If any act of assessment has been heretofore made for any parish 20 after the canonical erection of such parish, but previous to the civil erection thereof, and has been submitted to the Commissioners and by them homologated, such act of assessment is hereby confirmed; and so soon as such parish shall be legally erected for civil purposes, or forthwith, if 25 such parish has been already so erected, the Trustees may exact from every person assessed thereunder the payment of his rates or assessments, and may sue for and recover the same as if the civil erection of such parish had taken place previous to the making of such act of assessment; the whole notwithstanding that such person may have been 30 relieved by a judgment from the payment of such assessment or any part thereof previous to the present confirmation thereof. As to acts of assessment made before the passing of this act.

3. Upon a requisition presented to the Commissioners by a majority 35 of the persons interested, the Commissioners may direct the Trustees to modify any act of assessment as that the funds raised under it for building a new Church, Parsonage House, or Sacristy, may be employed in repairing the old one; and the proceedings to be observed for drawing up and homologating the act of assessment so modified shall be the same as prescribed with respect to acts of assessment by the Act hereby amended. Acts of assessment made be modified, and in what manner.