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No. 165.

1st Session, 6th Parliament, 21 Victoria, 1858.

(PRIVATE BILL.)

BILL.

An Act to incorporate the St. George's
Society of Toronto.

Received and read, first time, Friday, 14th
May, 1858.

Second reading, Monday, 17th May, 1858.

MR. ROBINSON.

TORONTO :
PRINTED BY JOHN LOVELL, YONGE STREET.

An Act to incorporate the St. George's Society of Toronto.

- W**HEREAS John Beverley Robinson, Thomas Brown, George S. Jones, Robert Dodgson, F. W. Coate, George T. Walton, George Bilton, George Thomas, Henry Godson, Julian Sale, Isaac Falkner, B. Sanders, Frank John Joseph, and others, have by their petition to the Legislature represented, that the Association, of which they are members, known as the St. George's Society of Toronto, has for many years been formed for the benevolent purposes of affording pecuniary, medical, and other relief to such natives of England and Wales, and their descendants, as may from sickness or other causes have fallen into distress, and have prayed that for the better attainment of the objects of the said Association, it may be invested with corporate powers, and by reason of the good effected by the Association, it is expedient to grant the prayer of the said petition; Therefore Her Majesty, &c., enacts as follows:
- 15 I. The said John Beverley Robinson, M. P. P., Thomas Brown, George S. Jones, Robert Dodgson, F. W. Coate, George T. Walton, J. Beaven, D. H. Scadding, D. D., Hodder, Badgley, Certain persons and their successors incorporated.
Hallowell, George Bilton, George Thomas, Henry Godson, Julian Sale, Isaac Falkner, B. Sanders, Frank John Joseph, and such
- 20 other persons as are now members of the said association, or shall hereafter become members thereof, under the provisions of this Act, and the by-laws made under the authority thereof, and their successors, shall be and they are hereby constituted a body politic and corporate, by the name of the *St. George's Society of Toronto*, and may by that
- 25 name sue and be sued, implead and be impleaded, answer and be answered, defend and be defended, in all Courts of Law and places whatsoever, and by that name they and their successors shall have perpetual succession, and may have a common seal, and may break, change, alter, or renew the same at pleasure, and shall have power to
- 30 purchase, take, receive, hold and enjoy any estate whatever, real or personal, and to 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 always, that the clear annual value of the real and personal estate to-
- 35 gether held by the said Corporation at any one time shall not exceed eight thousand dollars; And provided also, that the said Corporation shall not have or exercise any corporate powers whatsoever, except such as are expressly conferred on them by this Act, or are necessary for carrying the same into effect according to its true intent and
- 40 meaning.
- Corporate name and powers.
- Proviso: property limited.
- Proviso.

What property only the Corporation shall hold.

II. Provided always, that the said Corporation shall have no power to hold any property except such as shall be derived from the following sources, or purchased with funds derived from the following sources, that is to say: The property of the association hereby transferred to the said Corporation, the life subscription of members, which shall in no case exceed twenty dollars, the annual subscription of members, which shall in no case exceed two dollars per annum, the subscriptions of members to the charitable funds of the Corporation, donations, bequest, or legacies, made to the said Corporation, and the moneys arising from fines and forfeitures lawfully imposed by the by-laws; And provided also, that the property and funds of the association hereby transferred to the said Corporation, and all sums which may hereafter be received by the said Corporation for life subscriptions of members, or from legacies, bequests, or donations, amounting to twenty dollars or upwards, not specially made for other purposes, shall constitute the permanent fund of the Corporation, no part of the capital amount of which shall be expended or paid away, but the whole shall from time to time be invested in real or immoveable property (not exceeding the value aforesaid), in bank stock, or Provincial or other securities, and the rents interests, or other income arising from such investments, together with the moneys derived from other sources, shall be applied to the following purposes, that is to say, to defraying the current expenses of the corporation, for the purposes of its institution, and the relief of persons whom the corporation may deem proper objects of such relief according to the by-laws of the Corporation then in force, and to the provisions of this Act.

Application of funds restricted to certain purposes.

Committee of Management, and Members thereof.

III. The affairs and business of the said Corporation shall be managed by a Committee of Management, consisting of a President, a first, second, and third Vice-Presidents, a Secretary or Secretaries, a Treasurer, two Chaplains, three physicians, and seven other Members, to be elected annually at a General Meeting of the members of the Corporation held in conformity to the By-laws thereof, and any five members of the said Committee shall be a quorum for the despatch of business.

What shall be deeds of the Corporation.

Proviso.

IV. All Deeds sealed with the Common Seal of the Corporation and signed by the President or Vice-Presidents and by some other member of the Committee of Management and countersigned by the Treasurer, and none other, shall be held to be Deeds of the Corporation: Provided always, that the Treasurer for the time being may receive all moneys payable to the Corporation and grant valid receipts therefor.

Corporation may make By-laws.

How only they may be altered.

V. It shall be lawful for the said Corporation to make By-laws which shall bind the members thereof and all other parties who shall in writing agree to be bound by them, and to repeal or amend the same from time to time; and such By-laws and amendments shall be proposed and seconded at a previous Quarterly Meeting. No number of members less than one-fifth of the Corporation (including the presiding Officer) shall form a meeting for the purpose of altering such By-laws, nor shall any alteration be made therein unless two-thirds of the members present agree to it.

General Meetings, how held, &c.

VI. The General Meetings of the said Corporation shall be held in such manner, after such notice, upon such requisition, and at such

times, in the City of Toronto, as shall be directed by the By-laws of the Corporation then in force.

VII. 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.

Domicile of the Corporation, and service of process upon it.

VIII. The By-laws of the said Association, in so far as they may not be repugnant to this Act or the laws of this Province, shall be the By-laws of the Corporation hereby constituted until they shall be repealed or altered as aforesaid ; Provided always, that no By-law shall impose a penalty or forfeiture exceeding two dollars.

Present By-laws continued till altered.
Proviso.

IX. Until others shall be elected according to the By-laws of the Corporation, the present officers of the Association shall be those of the said Corporation, that is to say, John Beverley Robinson shall be the President, the said Thomas Brown shall be the first Vice-President, the said George S. Jones shall be the second Vice-President, the said Robert Dodgson the third Vice-President, the said F. W. Coate shall be the Treasurer, the said George T. Walton shall be the Secretary, the said Reverend J. Beavan, D. D., and the Reverend H. Scadding, D. D., shall be the Chaplains ; the said Hodder, the said Badgley, and the said Hallowell shall be the physicians, and the said George Bilton, George Thomas, Henry Godson, Julian Sale, Isaac Falkner, T. Saunders, and Frank John Joseph, the other members of the Committee of Management.

First officers and members of the Committee of Management.

X. No person otherwise competent to be a witness in any suit, action, or prosecution in which the said Corporation may be engaged, shall be deemed incompetent to be such witness by reason of his being or having been a member or officer of the said Corporation.

Competency of witnesses where the Corporation is concerned.

XI. All subscriptions of members due to the 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 Corporation, shall be paid to the Treasurer thereof, and in default of payment may be recovered in any action brought by him in the name of the Corporation in any Court of competent civil jurisdiction : Provided always, that nothing herein contained shall be construed to prevent any member from withdrawing at any time from the said Corporation after payment of all arrears due to the funds thereof including the annual subscription for the year then current.

Recovery of money due to the Corporation.
Proviso.

XII. The said Committee of Management shall yearly in the month of January, insert in some newspaper published in the City of Toronto a statement of the amount of the funds and property, debts and liabilities of the said Corporation, certified by the Treasurer and two Auditors elected at any general meeting of the Corporation.

Annual accounts to be published.

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

Saving of H. M. rights, &c.

XIV. This Act shall be deemed a public Act.

Public Act.