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No. 163.

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

(PRIVATE BILL.)

BILL.

An Act to incorporate the " Wesleyan Female
College.

Received and read, first time, Wednesday, 16th
March, 1859.

Second reading Thursday, 17th March, 1859.

MR. NOTMAN.

TORONTO :

PRINTED BY JOHN LOVELL, YONGE STREET.

An Act to incorporate the "Wesleyan Female College," of Dundas.

WHEREAS there now exists in the Town of Dundas, in the County of Wentworth, an institution known as the Wesleyan Female College; And whereas several of the inhabitants of Dundas have by their petition to the Legislature of this Province prayed that with a view of promoting female education in this Province, the said Institution may be incorporated under the name of the "Wesleyan Female College," and it is expedient to grant their prayer; Therefore Her Majesty, &c., enacts as follows:

Preamble.

I. Thomas Howe, James Coleman, Hugh Moore, Aaron Nash, James B. Graften, Edward Jackson, John Neff, William Boice and the Rev. Samuel Rose, and their successors in office (to be appointed as hereinafter enacted), shall be and are hereby appointed Trustees for the said College on behalf of the Stockholders, who have or may subscribe for or take stock for the purchase of land and buildings, or the erection of buildings, the purchase of furniture and other outlays for said College, and shall be a body politic and corporate by the name of the "Trustees of the Wesleyan Female College," and shall by that name have perpetual succession and a common seal, with power to alter, renew or change the same at pleasure, and shall by the said name have power to purchase, acquire, hold, possess and enjoy for themselves and their successors in office under any legal title whatever, such real estate as may be required and necessary for the actual occupation of the said College, and sell and alienate the same and acquire others in their stead for the purposes of this Act.

Trustees of said College incorporated.

General powers.

II. For the administration and government of the said College the said Trustees may make such By-laws, not contrary to Law, as they deem expedient, and the same may amend or repeal, 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 the Corporation may hold such estate for not more than three years, and the same or any part or portion thereof or interest therein which may not within the said period have been alienated and disposed of shall revert to the party from whom the same was acquired, his heirs or other representatives; And provided also, that the proceeds of such property as shall have been disposed 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 the said Corporation.

By-laws.

Proviso, as to real estate.

Proviso, as to proceeds of real estate sold.

- Ex-officio* member of the Board of Trustees: Powers of Board. III. In order to assist in the moral government of the institution, the superintendent Minister of the Wesleyan Methodist Church on the Dundas Circuit, and his successors in that office, shall be an *ex-officio* member of the Board of Trustees, and that the Board of Trustees shall have power to elect the Faculty of the Institution, form regulations and By-laws, prescribe the course of study, attend examinations, and regulate the government and instruction of the students, and fill all vacancies that may occur in their Board. 5
- Number of Trustees. Quorum. IV. There shall always be nine Trustees of the said Corporation, excepting when a vacancy or vacancies occur, which vacancy or vacancies, whether caused by death, resignation or removal, shall be supplied as aforesaid within two months after they may happen; and four of said Trustees shall constitute a quorum for the transaction of business. 10
- Application of funds of the Corporation. V. All the revenues of the said Corporation, from whatever source they may be derived, shall after the payment of interest on monies invested in said Institution, be devoted exclusively to the maintenance of the College and to the furtherance of education, and to no other purpose. 15
- Report to Annual Meeting. VI. It shall be the duty of the Board of Trustees to present to the Annual Meeting to be convened as hereinafter enacted, a full report in writing of the financial and educational state of the said College. 20
- Annual Meeting of subscribers. Chairman and Secretary. Proviso: election to be by ballot. VII. There shall be an Annual Meeting of the subscribers to the capital stock of said College, held in the Town of Dundas on the second Tuesday in July in each and every year, (the first to be convened by the Secretary of said Board of Trustees,) to receive the report of the Trustees and to appoint their successors in office, and after the appointment of Trustees to select from the said Trustees a Chairman and Secretary, who shall act as such both in the Trustee Board and at the general meetings of stockholders until their successors are appointed, and to give any other directions and make any other arrangements that may be deemed necessary for the interests of said College; Provided always, that all elections for officers shall be by ballot, and each shareholder shall be entitled to as many votes as he owns paid up shares of stock in the Company, and no person shall be eligible to hold office unless he holds at least one share of paid up stock to the amount of *twenty dollars* in the College. 25 30 35
- Payment of subscriptions. Proviso. VIII. Every stockholder shall be liable to the Trustees of the said College for the payment of the full amount subscribed by him, whether before or after the passing of this Act, at the time or times agreed upon between the subscriber and the Trustees or any of them or any person for them at the time of making the subscription, and in the event of any of the stockholders failing in the due performance of such agreement and in the payments thereby promised and subscribed for, then and in such case (the party having first received one month's notice in writing from the Secretary to that effect,) it shall be optional with the stockholders at their next annual meeting to authorize the Board of Trustees either to declare the stock so subscribed for and not paid in full or in part, cancelled and forfeited, or to take legal proceeding against the defaulting party for the amount due; Provided always, that such forfeiture shall be a release to the party from all liabilities either to the 40 45 50

Board of Trustees or any third party in respect of the shares so forfeited and further that the liability of any stockholder for or on account of said College shall not exceed the amount of stock actually subscribed for by such stockholder, and the interest which may be due on the unpaid portion thereof if any.

Liability of subscribers limited.

IX. The By-laws or rules of the said Institution at the time of the passing of this Act shall be By-laws of the said Corporation until amended or repealed under this Act; the property, rights and liabilities of the said Institution shall become the property, rights and liabilities of the said Corporation, and all subscriptions to the stock or funds of the said Institution shall remain valid as subscriptions to the stock or funds of the said Corporation, and may be recovered and dealt with as such.

By-laws, property, &c., of the Institution to become those of the Corporation.

X. Three of the Trustees shall retire annually from office but shall be eligible to be immediately re-elected, the three first on the list shall retire the first year and the next three the second year and so on in rotation.

Trustees to retire by rotation.

XI. It shall be the duty of the said Corporation, at all times when they may be called upon so to do by the Governor of this Province, to render an account in writing of their property and affairs, in which shall be set forth in particular the income by them derived from property held under this Act and the means by which the same has been acquired, also the number of members of the said Corporation, the number of teachers employed in the various branches of instruction, the number of scholars under instruction, and the course of instruction pursued.

Corporation to report to the Governor when called upon.

XII. This Act shall be deemed a public Act.

Public Act.