

No. 195.

3rd Session, 5th Parliament, 20 Victoria, 1857.

BILL.

An Act to abolish the Rectories.

Received and read, first time, Wednesday, 1st
April, 1857.

Second reading, Thursday, 2nd April, 1857.

MR. BROWN.

TORONTO :

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An Act to remove all doubts as to the nullity of the Letters Patent intended to endow the Rectories established in Upper Canada with any portion of the lands called Clergy Reserves.

WHEREAS the establishment and endowment of certain Rectories in Upper Canada, under colour of the Act of the Parliament of Great Britain, passed in the thirty-first year of the Reign of King George the Third, and intituled, "*An Act to repeal certain parts of an Act passed in the* 5 *fourteenth year of His Majesty's Reign, intituled, 'An Act for making more effectual provision for the Government of the Province of Quebec, in North* " "*America,*" and to make further provision for the Government of the said " "*Province,*" has caused great and just dissatisfaction; And whereas it 10 is expedient to revoke all that has been done in the premises, and restore the land taken from the public domain for the said purpose, to the general use of all Her Majesty's subjects in Upper Canada: Therefore Her Majesty, &c., enacts as follows: *

I. The several Letters Patent passed under the great seal of the Province of Upper Canada, whereby certain lands, formerly known as 15 Clergy Reserves, were set apart, or intended to be set apart, as endowments to be held appurtenant to the Rectories therein respectively mentioned, for the use and benefit of Clergymen of the Church of England, shall be and are hereby declared to be and to have ever been null and void to all 20 intents and purposes whatsoever; And the several lands described and set apart in the said Letters Patent, as endowment as aforesaid for the said Rectories, shall be held to be vested in Her Majesty, Her Heirs and Successors for ever, for the support of the Common Schools in Upper Canada; Provided always, that the several Rectors now legally in the possession of any of the said lands under the said Letters Patent, shall respectively hold and 25 enjoy the same during their natural lives or incumbencies; And provided also, that the Governor of this Province by and with the advice and consent of the Executive Council thereof, in all cases where Churches or Parsonages have been erected upon any of the said lands, may in his discretion grant and alienate for ever to the owner or owners of such Churches or 30 Parsonages respectively, a quantity of the land on which such Churches or Parsonages have been built, not exceeding five acres for each such Church or Parsonage.

Preamble.

Imperial Act,
31, Geo. 3,
Ch. 81.Letters Patent
endowing
Rectories de-
clared void,
&c.

Proviso.

Proviso.