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No. 218.

2nd Session, 7th Parliament, 26 Vic, 1863

BILL.

An Act to enable certain Religious Societies in Lower Canada to appoint Successors to Trustees of lands held by them.

Received and read first time, Monday 13th
April, 1863.

Second reading, Wednesday 15th April,
1863.

MR. O'HALLORAN.

QUEBEC :

**PRINTED FOR THE CONTRACTORS BY HUNTER,
ROSE & LEMIEUX, ST. URSULE ST.**

An Act to enable certain Religious Societies in Lower Canada to appoint Successors to Trustees of Land held by them.

- WHEREAS** under an Ordinance of the Legislature of Lower Canada, passed in the second year of Her Majesty's Reign, chapter twenty-six, lands have been conveyed to Trustees on behalf of certain congregations or societies of Christians in Lower Canada, without the manner of appointing successors to such Trustees being set forth in the deeds of grant, concession or conveyance of such lands, as required by said ordinance; and whereas, by an Act of the Provincial Parliament of Canada, passed in the session thereof, held in the nineteenth and twentieth years of Her Majesty's reign, chapter one hundred and three, such congregation or societies were authorized to correct such errors in such deeds of grant or conveyance within one year from the passing thereof: And whereas certain of such congregations, from ignorance of the existence of the said Act, have neglected to take advantage of its provisions, and it is expedient to provide a remedy for such omission: Therefore Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:—
1. It shall be lawful for any congregation, society of Christians of any denomination, on whose behalf lands in Lower Canada are now held by a trustee or trustees, without the manner of appointing successors being set forth in the deed of grant, concession or conveyance of such lands at any time within one year after the passing of this Act, to assemble in a public meeting, duly convened by notice in writing, signed by at least five members of such congregation or Society, and affixed to the door of their place of worship, and at such meeting, by the votes of a majority of the adult male members of such congregation or society, then and there present, to determine in what manner the successors to such trustee or trustees shall be appointed.

How successors of trustees to religious societies shall be appointed, in certain cases.
 2. A record of the proceedings of the meeting shall be made out in writing and signed by the Chairman and Secretary thereof, and shall thereafter be deposited of record among the archives of the congregation or society, and a copy of such record, certified to be a true copy by such Chairman or Secretary, on oath (or affirmation) before a Justice of the Peace, shall be deposited, by *Acte de dépôt*, in the usual manner, in the office of a Public Notary, whose copies thereof shall thenceforth be *prima facie* evidence of the contents thereof.

Record of proceedings.
 3. Such determination shall, in every such case have the same effect as a clause in the deed of grant, concession or conveyance of the lands to which it relates, setting forth the manner of appointing successors to the trustee or trustees therein named would have, and no more.

Effect of determination of meeting.

4. This Act shall be deemed a Public Act.

Public Act.