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No. 178.

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2nd Session, 3rd Parliament, 12 Victoria, 1849.

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## BILL.

An Act to incorporate *The College of  
Bytown.*

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Received and Read a first time, Friday, 16th  
March, 1849.

Second Reading, Wednesday, 21st March, 1849.

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MR. EGAN.

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178.

## BILL.

An Act .to incorporate *The College of Bytown.*

**W**HEREAS His Lordship, Joseph Eugène, Roman Catholic Bishop of Bytown, hath by his Petition to the Legislature represented that a College hath been established at Bytown for the education of youth, and hath prayed that corporate powers be conferred on the said College, and in consideration of the great advantages to be derived from the said Institution, it is expedient to grant the prayer of the said Petition; Be it therefore enacted, &c.

And it is hereby enacted by the authority of the same, That the said College, which shall be composed of the Roman Catholic Bishop of Bytown as President thereof, the Superior of the said College, the Curé of the Parish of Bytown, the Director of the said College, the Professors of Philosophy and *Belles Lettres* and the Bursar of the said College, together with all such other necessary officers as may be hereafter appointed under the provisions of this Act, and their several and respective successors,—shall be and is hereby constituted a body politic and corporate in deed and in name, by and under the name of *The College of Bytown*, and by that name shall have perpetual succession and a common seal, and shall have power, from time to time, to alter, renew, or change such common seal at their pleasure, and shall, by the same name, from time to time and at all times hereafter, be able and capable to purchase, acquire, hold, possess and enjoy, and to have, take, and receive, to them and their successors, to and for the uses and purposes of the said Corporation,

Preamble.

College incorporated as *The College of Bytown.*

Holding real property.

£2,000

any lands, tenements, and hereditaments, and real or immovable property and estate, situated, lying and being within this Province, not exceeding in yearly value the sum of

Making By-laws.

currency, and the same to sell, alienate and 5  
dispose of, and to purchase others in their  
stead for the same purpose; and by the said  
name shall and may be able and capable in  
law to sue and be sued, implead and be im-  
pleaded, answer and be answered unto in all 10  
courts of law and places whatsoever, in as  
large, ample and beneficial a manner as any  
other body politic or corporate, or as any  
persons able or capable in law may or can  
sue and be sued, implead and be impleaded; 15  
answer and be answered unto in any matter  
whatsoever; and any majority of the mem-  
bers of the Corporation for the time being,  
shall have power and authority to make  
and establish such by-laws, rules, orders and 20  
regulations, not being contrary to this Act,  
nor to the laws in force in this Province, as  
shall be deemed useful or necessary for the  
interests of the said Corporation, and for the  
management thereof, and for the admission 25  
of members into the said Corporation, and  
from time to time to alter, repeal and change  
the said by-laws, rules, orders and regula-  
tions, or any of them, or those of the said  
Institution in force at the time of the passing 30  
of this Act; and shall and may do, execute  
and perform all and singular other the mat-  
ters and things relating to the said Corpora-  
tion and the management thereof, or which  
shall or may appertain thereto; subject, 35  
nevertheless, to the rules, regulations, stipu-  
lations and provisions hereinafter prescribed  
and established.

To what pur-  
poses the reve-  
nue of the Cor-  
poration shall  
be applied.

II. Provided always, and be it enacted,  
That the rents, revenues, issues and profits 40  
of all property real or personal held by  
the said Corporation, shall be appropriated  
and applied solely to the maintenance of the  
members of the Corporation, the construction

and repair of the buildings requisite for the purposes of the said Corporation, and to the advancement of education by the instruction of youth, and the payment of the expenses to be incurred for objects legitimately connected with or depending on the purposes aforesaid.

III. And be it enacted, That all and every the estate and property real and personal belonging to or hereafter to be acquired by the members of the said Institution as such, and all debts, claims and rights whatsoever due to them in that quality, shall be and are hereby vested in the Corporation hereby established; and the by-laws, rules, orders and regulations now made for the management of the said Institution, shall be and continue to be the by-laws, rules, orders and regulations of the said Corporation until altered or repealed in the manner herein provided.

Property of the present Institution vested in the Corporation, and its By-laws made those of the Corporation until altered.

IV. And be it enacted, That the members of the said Corporation for the time being or a majority of them shall have power to appoint such Attorney or Attorneys, Administrator or Administrators of the property of the Corporation, and such officers and teachers and servants of the said Corporation as shall be necessary for the well conducting of the business and affairs thereof, and to allow to them such compensation for their services respectively as shall be reasonable and proper; and all officers so appointed shall be capable of exercising such other powers and authority for the well governing and ordering of the affairs of the said Corporation, as shall be prescribed by the by-laws, rules, orders and regulations of the said Corporation.

Corporation may appoint Attorneys, Officers, &c.

V. And be it enacted, That nothing herein contained shall have the effect or be construed to have the effect, of rendering all or any of the members of the said Corporation, or any person whatsoever individually liable or accountable for or by reason of any debt,

Individual members not to be liable for the debts of the Corporation.

contract or security incurred or entered into for or by reason of the Corporation, or for or on account or in respect of any matter or thing whatsoever relating to the said Corporation.

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Corporation shall lay before the Legislature a statement of their property, &c.

VI. And be it enacted, That it shall be the duty of the said Corporation to lay before each branch of the Provincial Legislature within fifteen days after the beginning of each Session, a detailed Statement of the 10 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, and of the real or 15 immovable property or estate held by virtue of the present Act, and of the revenue arising therefrom.

Rights of the Crown saved.

VII. And be it enacted, That nothing herein shall affect, or be construed to affect in 20 any manner or way, the rights of her Majesty, Her Heirs or Successors, or of any person or persons, or of any body politic or corporate, such only excepted as are hereinbefore mentioned and provided for.

25

Act to be a Public Act.

VIII. And be it enacted, That this Act shall be deemed to be a Public Act, and shall be judicially taken notice of as such by all Judges, Justices of the Peace and other persons whatsoever, without been specially 30 pleaded.