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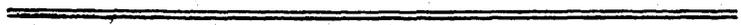
DRAFT OF

**BILL**

RELATING TO KING'S COLLEGE.



Ordered to be Printed by the House of Assembly,  
5th March 1857.



1857  
(10)

## A BILL RELATING TO KING'S COLLEGE.

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WHEREAS, &c. &c. &c.

1. Be it therefore enacted by the Lieutenant Governor, Legislative Council and Assembly, That so much of the Charter for the incorporation of the Chancellor, President and Scholars of King's College, at Fredericton, in the Province of New Brunswick, under Letters Patent bearing date the 15th day of December in the eighth year of the Reign of His late Majesty King George the Fourth, as is inconsistent with the provisions of this Act; and also an Act made and passed in the eighth year of the Reign of Her present Majesty, entitled "An Act to amend the Charter of King's College," be and the same are hereby repealed.

2. There shall be an University which shall be a body corporate, by the name and style of "The University of New Brunswick," and shall have a Common Seal, with power from time to time to alter, renew and change the same as may be found convenient, and that by the same name the said University and their successors from time to time and at all times hereafter, shall be able and capable to have, take and receive, purchase, acquire, hold, possess, enjoy, and maintain, to and for the use of the said University, any messuages, lands, tenements and hereditaments of what nature, kind or quantity soever, and moreover to take, purchase, acquire, have, hold, enjoy, receive, possess and retain, all or any goods, chattels, charitable or other contributions, gifts or benefactions whatsoever; and the said University and their successors by the same name, shall and may be able and capable in law to sue and be sued, implead and be impleaded, answer and be answered, in all or any Courts of Record, in all and singular actions, causes, pleas, suits, matters, and demands whatsoever, in as large, ample, and beneficial a manner and form as any other body politic and corporate, or any other person able and capa-

ble in law may or can sue, implead or answer, or be sued, impleaded or answered in any manner whatsoever.

3. All the real and personal estate, rights, easements, privileges and immunities of every nature or kind whatsoever, now vested in or belonging to "The Chancellor, President and Scholars of King's College, at Fredericton, in the Province of New Brunswick," shall be and they are hereby vested in the University of New Brunswick; and all leases and contracts whatsoever made by the Chancellor, President and Scholars of King's College, shall be dealt with in all respects as if the same had been made by the University of New Brunswick; and all rents due or to grow due thereon, shall be henceforth payable to and recoverable by the University of New Brunswick; and all covenants, contracts or agreements made or entered into by the said Chancellor, President and Scholars of King's College, shall be deemed and taken in all Courts of Law and Equity to have been made and entered into by the University of New Brunswick.

4. The Corporation shall consist of six persons to be appointed by the Lieutenant Governor in Council, and of the President of the College, who shall be a layman, to be selected by the persons so appointed, or a majority of them, subject to the approbation of the Visitor; and such Corporation shall at all times be composed of laymen, and three, including the President, shall be a quorum for the transaction of business.

5. The Members of the Corporation shall constitute the Senate of the University; and if any Member of the Corporation shall refuse to act, or shall neglect to attend the Meetings thereof for the space of twelve months, his place shall be vacated and another person appointed in his stead.

6. The Lieutenant Governor of the Province shall be the Visitor of the University on behalf of Her Majesty, and such Visitorial powers may be exercised by Commission under the Great Seal of the Province.

7. There shall be no Professorship of Theology in the University, nor shall any religious test whatever be required of or imposed upon any Member of the Corporation, Professor,

Teacher, Student, or other person in any way connected with King's College or with the Collegiate School.

8. The Senate shall possess and exercise all the powers necessary for the management and government of the University, and for carrying into effect all Laws relative thereto. Particularly it shall be the duty of the Senate, and they shall have full power and authority—

I. By notice in writing, signed by any two of their number, to call a Meeting of the Corporation.

II. To elect a Chairman in the absence of the President, and to appoint the times of meeting and the modes of proceeding.

III. To possess and direct the endowment of King's College; to order the sale and leasing of all lands belonging to the said College, and the investment and expenditure of all moneys arising therefrom, and of all moneys which have heretofore been or may hereafter be granted for the support of King's College and the Collegiate School at Fredericton; and to erect such Lecture Halls, School Houses, and other buildings as they may deem necessary.

IV. To make and alter from time to time any Statutes, Rules and Ordinances which may be deemed necessary for the government and discipline of King's College and the Collegiate School; Provided that all the Statutes, Rules and Ordinances now in force according to Law in the said College and School, shall continue in force, except so far as they may be inconsistent with the spirit and provisions of this Act, until repealed or altered by the Senate; and further provided, that all Statutes, Rules and Ordinances hereafter made and passed, may be disallowed by the Visitor within                    days after the same are laid before him.

V. To appoint and remove from time to time the President of the University, the Professors, Tutors, Lecturers, and Instructors, and all other officers and servants of King's College, and the Masters, Teachers, and servants of the Collegiate School, and to prescribe their duties and fix their remuneration; provided that all appointments in the said College and School shall remain until revoked or altered under the provisions of this Act.

**VI. To confer Degrees in Arts, Law, and Medicine, to-wit, the several Degrees of Bachelor of Arts, Master of Arts, Bachelor of Science, Bachelor of Laws, Doctor of Laws, Bachelor of Medicine, and Doctor of Medicine, and Diplomas in Civil Engineering and Land Surveying, Agriculture, Commerce and Navigation, and such Honorary Degrees and Certificates of honor, merit, and attendance at Lectures, as the Senate may adjudge expedient and proper.**

**9. It shall be the duty of the President of the University—**

**I. To reside in the College, and to see that all the Statutes, Rules and Ordinances relating to the College and the Collegiate School are duly enforced, and to rectify any deviation therefrom, and at all times to exercise a parental care and supervision over the students resident in the College.**

**II. To see that comfortable boarding and lodging are provided for such Students as may require the same.**

**III. To preside at all meetings of the Senate, when present, and to call a special meeting at such time as he may think necessary, by giving at least            days notice thereof to each Member of the Senate.**

**IV. To visit from time to time the Classes and other College Departments, and to give such directions and perform such acts generally as shall in his judgment be necessary for the interest of the College, so that they do not contravene this Act, nor the Statutes, Rules and Ordinances, nor the decisions of the Senate.**

**V. To preside at all examinations, and at all meetings of the College Board, when practicable, and to sign all diplomas for degrees, and other diplomas and certificates of honor.**

**VI. To report to the Senate, as occasion may require, concerning the state and discipline of the College, and to prepare and lay before the Senate for consideration, such regulations touching the discipline and government of the College and Collegiate School as he may deem advisable for their future prosperity.**

**VII. To grant leave of absence from the College for reasonable cause, and for such length of time as he shall judge the occasion may require.**

**VIII.** To have charge of the Buildings and Grounds of the College and Collegiate School, and to see that they are kept in good order and repair.

**IX.** To attend to the making and giving of Leases and Deeds of Lands, and the collecting of rents and other moneys due and owing to the University and College.

**X.** To prepare a full and particular Report annually of the educational state of the College and School, according to such form as may be prescribed by the Senate.

**XI.** The senior Professor, in the absence of the President, shall have the same authority to command obedience and to enforce the discipline of the College as the President.

**10.** There shall be a College Board, to consist of the President and Professors, which shall have power—

To try offences committed by the Students :

To determine the relative standing of Students :

To adjudge rewards and punishments ;

and the concurrence of the President shall be necessary to every act of the Board.

**11.** In the absence of the President the senior Professor present shall preside at the meeting of the Board, and no acts of the Board thus constituted shall be valid until approved of by the President.

**12.** The Board shall meet on \_\_\_\_\_ in every week during Term in the College Library, for the purpose of administering the general discipline of the College, and at such stated meetings the Professors shall report respecting the conduct and proficiency of the Students, noting particularly those who have been delinquent in their behaviour or attendance, or deficient or negligent in their preparation or duties.

**13.** The Board shall keep a Book of Minutes of their proceedings, and there shall be noted therein at every meeting the names of Members present or absent, and such book shall be laid before the Senate at all general or special meetings.

**14.** Every Candidate for Matriculation is required to produce at the time of his examination, a written statement from his parents or guardians, or other person having charge of his

education, setting forth the name of some Minister of Religion in or near Fredericton, under whose religious instruction he is to be placed. And in order to the keeping and allowance of any Term, every Student must produce a certificate from his Religious Instructor for the time being, that he has regularly attended Divine Service on Sundays during such Term, unless prevented by unavoidable circumstances, and that he has made satisfactory progress during the Term in such Branches of Religious instruction as shall have been specified by his parent or guardian, or other person having charge of his education.

15. Portions of the Holy Scriptures shall be read by the President or one of the Professors daily in the College, and Morning and Evening Prayers offered according to the Form in the Schedule of this Act, and at such times as shall be appointed for that purpose; and all resident Students shall be required to attend such Scripture Readings and Prayers, except those whose parents or guardians, or other persons having charge of his or their education, may have signified to the contrary in writing to the President.

16. In order to extend the benefits of Establishments already instituted, or which may be hereafter instituted in this Province for the promotion of the study of Literature, Science, Art, Law, or Medicine, whether incorporated or not, by connecting them for such purpose with the University, all persons shall be admitted as Candidates for the respective degrees and diplomas mentioned in the           Section of this Act to be conferred by the University, on satisfying the Members of the Senate, by proper certificates, that such persons have in any of the said Institutions gone through such course of instruction as the Senate shall from time to time determine, or as may be prescribed by this Act; and the Institutions in which such course of instruction may be completed, shall be such Institutions as now are or shall hereafter be established for the promotion of education within this Province, which the Lieutenant Governor in Council shall from time to time designate to the Senate.

17. Any person may on application to the President, and on payment of the fees required, and observance of the regu-

lations prescribed, be admitted to attend any one or more courses of Lectures in King's College, and receive certificates accordingly.

18. There shall be admitted into King's College, free of all charges of fees for education, the following number of Students from each and every County in the Province, upon their respectively passing the required examination, and upon producing satisfactory testimonials that they are well deserving of such instruction :—

County of Saint John, (without the City,) -	4
City of Saint John, - - - - -	6
County of King's, - - - - -	4
County of Westmorland, - - - - -	4
County of Northumberland, - - - - -	4
County of Charlotte, - - - - -	4
County of York, (without the City of Fredericton,) -	3
City of Fredericton, - - - - -	3
County of Carleton, - - - - -	3
County of Victoria, - - - - -	3
County of Sunbury, - - - - -	3
County of Queen's, - - - - -	3
County of Albert, - - - - -	3
County of Kent, - - - - -	3
County of Gloucester, - - - - -	3
County of Restigouche, - - - - -	3

And should more than the number limited to each County or City apply for admission at one time under this section, those who pass the most satisfactory examination shall be preferred.

19. Any person or body politic or corporate may found such and so many Professorships, Lectureships, Scholarships, Exhibitions, Prizes or other Rewards, in King's College, not inconsistent with the spirit and provisions of this Act, as they may think proper, by providing a sufficient endowment therefor in land or other property.

20. The programme of the courses of Instruction contained in the Schedule to this Act, shall be provided for and pursued in King's College until altered by the Senate.

21. All Students not residing in King's College, and all Scholars of the Collegiate School, will be required to board with their parents, or with persons approved of by them, or by their guardians or other persons having charge of their education, or by the President of the College.

22. Scholars of the Collegiate School may receive free tickets to attend such course of Lectures at King's College as they may select, after not less than three months attendance at the School, and upon a certificate from the Head Master, setting forth that from their studious habits and general good conduct, they are deserving of such privilege.

23. There shall be four Scholarships in the Collegiate School, of £15 each, two for the Classical and two for the English department, to be competed for annually during the first week after Midsummer vacation. The names of candidates to be lodged with the Head Master on the first day of Term; the examination to be public, and to be conducted by persons to be named for that purpose by the Senate; provided always, that no Student shall hold two Scholarships at one time.

24. There shall be in every County Grammar School, and in the Collegiate School, two Scholarships of £15 each, to be open to annual competition by Scholars from the Parish Schools in their respective Counties, whose parents or friends may not be able to support them while at such Grammar School.

25. The money for any Scholarship under the preceding section, shall be drawn half yearly, by Warrant of the Lieutenant Governor in Council, upon a certificate of the Master of the Grammar School, authenticated by two of the Trustees of such School, or in the case of the Collegiate School by the President of the College, that the Scholarship has been held for six months, and that the person holding the same has regularly attended School, has conducted himself with propriety, and has made satisfactory progress in his studies.

26. There shall be in the College one Scholarship of £20, either in the general or the special undergraduate course for each County Grammar School in the Province, and for the Collegiate School, to be open to competition only by the class

of Scholars who may have held scholarships in such Grammar Schools, under section            of this Act, and to be open to competition annually, and the holders of such Scholarships shall be exempt from all fees for instruction in the College.

27. The amount required for any Scholarship under the preceding Section, shall be payable half yearly by Warrant of the Lieutenant Governor in Council, upon a certificate from the President of the College and one of the Professors, that the Scholarship has been held for two terms, and that the person holding the same has been regular in his attendance, orderly in his conduct, and has made satisfactory progress in his studies.

28. There shall be laid before the House of Assembly, within    days after the opening of each annual Session, a full and detailed account of the income and expenditure of the College for the previous year, and also a full and particular report of the educational state of the College, shewing the number of students in attendance, distinguishing the gratuitous, if any, the number of Scholarships held, and the number of Degrees or Diplomas conferred or granted.

## SCHEDULE.

### MORNING PRAYER.

*Let us Pray.*

O Lord our heavenly Father, Almighty and everlasting God, who hast safely brought us to the beginning of this day; Defend us in the same by Thy mighty power; and grant that this day we fall into no sin, neither run into any kind of danger; but that all our doings may be ordered by Thy governance, to do always that is righteous in thy sight; through Jesus Christ our Lord. *Amen.*

O Almighty God, the giver of every good and perfect gift, the fountain of all wisdom, enlighten we beseech Thee our understanding by Thy Holy Spirit; and grant that whilst with all diligence and sincerity we apply ourselves to the attainment of human knowledge, we fail not constantly to strive after that

wisdom which maketh wise unto salvation ; that so through Thy mercy we may daily be advanced both in learning and godliness, to the honor and praise of Thy name, through Jesus Christ our Lord. *Amen.*

*The Lord's Prayer.*

The Grace of our Lord Jesus Christ, &c.

#### EVENING PRAYER.

*Let us Pray.*

Most merciful God, we yield Thee our humble and hearty thanks for Thy Fatherly care and preservation of us this day, and for the progress Thou hast enabled us to make in useful learning : We pray Thee to imprint on our minds whatever good instructions we have received, and to bless them to the advancement of our temporal and eternal welfare ; and pardon we implore Thee all that thou hast seen amiss in our thoughts, words, and actions ; May Thy good Providence still guide and keep us during the approaching interval of rest and relaxation, so that we may be thereby prepared to enter on the duties of the morrow with renewed vigor both of body and of mind ; and preserve us we beseech Thee now and ever both outwardly in our bodies and inwardly in our souls, for the sake of Jesus Christ thy Son our Lord. *Amen.*

Lighten our darkness we beseech Thee O Lord, and by Thy great mercy defend us from all perils and dangers of this night, for the love of Thy only Son our Saviour Jesus Christ. *Amen.*

*The Lord's Prayer.*

The Grace of our Lord Jesus Christ, &c.

#### FACULTY OF ARTS.

1. Candidates for Matriculation in the General Undergraduate Course shall pass a satisfactory examination in the following subjects :—

Greek and Latin Languages, Arithmetic, Mathematics, English Grammar and Composition, Ancient and Modern History, and Geography.

2. Candidates for Matriculation in the Special Undergraduate Course shall pass a satisfactory examination in all the foregoing subjects, omitting the Greek and Latin.

*General Undergraduate Course of Study.*

The Undergraduate Course for the Degree of A. B., shall occupy at least four Terms, at the end of which time Students may be admitted to examination for the Degree of A. B., in producing certificates signed by the Head of their College that they have pursued in King's College, or in some other affiliated Institution of the University, the following course of study :—

The Greek and Latin Languages, the English Language, Modern Languages, Mathematics, Chemistry, Zoology, Botany, Mineralogy, Physical Geography and Geology, Natural Philosophy, English Literature and History, Logic and Mental Philosophy, Ethics and Civil Polity.

Candidates who have obtained the Degree of A. B., may obtain the Degree of A. M. on passing a satisfactory examination in the higher Mathematics, and the Greek and Latin Languages.

*Special Undergraduate Course of Study.*

1. Course of Civil Engineering and Surveying.

The Undergraduate Course of Civil Engineering and Surveying shall occupy at least three Terms, at the end of which time Students may be admitted to examination for a Diploma on producing a certificate, signed by the Head of their College, that they have pursued, in King's College, or in some other affiliated Institution of the University, the following course of study :—

The English Language, Mathematics, General Physics, Chemistry, Practical Mechanics, Physical Geography and History, Mineralogy, Geology, Civil Engineering, including the principles of Architecture.

## 2. Agricultural Course.

The Undergraduate Course of Study in Agriculture shall occupy at least three Terms, at the end of which Students may be admitted to examination for a Diploma, on producing a certificate, signed by the Head of their College, that they have pursued in King's College, or in some other affiliated Institution of the University, the following course of study:—

English Language, Arithmetic and Book-keeping, Chemistry, Elements of Natural Philosophy, Zoology and Botany, Theory of Agriculture, Physical Geography and History, Mineralogy and Geology, Surveying and Mapping, History and Diseases of Farm Animals, Practice of Agriculture.

## 3. Course of Commerce and Navigation.

The Undergraduate Course of Commerce and Navigation shall occupy at least three Terms, at the end of which Students may be admitted to examination for a Diploma, on producing a certificate, signed by the Head of their College, that they have pursued in King's College, or in some other affiliated Institution of the University, the following course of study:—

English and other Modern Languages, Arithmetic and Book-keeping, Chemistry and Mathematics, Physical Geography and History, Laws of Nations and Commercial Law, Natural Philosophy and Navigation.

*Scholarships in addition to those specified in the Act.*

English Language and Literature, Classics, Mathematics, Civil Engineering, Agriculture, Commerce, and Navigation.—  
One Scholarship in each branch, of £20.

