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No. 169.

4th Session, 3rd Parliament, 14 & 15 Vict., 1851.

BILL.

An Act to incorporate *The Orphans'
Home and Female Aid Society of
Toronto.*

Received and read a first time, Monday, 23rd
June, 1851.

Second reading, Tuesday, 24th June, 1851.

Hon. Mr. SHERWOOD.

BILL.

An Act to Incorporate *The Orphans' Home and Female Aid Society, Toronto.*

WHEREAS an Association has been formed in the Preamble.
 City of Toronto under the name of "*The Orphans' Home and Female Aid Society,*" for the purpose of affording relief and support to friendless orphans and destitute
 5 females of the said City and of the County of York, and in addition thereto, to afford religious and moral instruction to all who may become dependant thereon; and whereas the Association is composed of the several
 10 persons hereinafter mentioned, who have by petition prayed that they and their successors may be incorporated under certain regulations and provisions hereinafter mentioned: Be it therefore enacted, &c.,

That

and such other persons as shall under the provisions of
 15 this Act, become members of the said Institution, shall be and are hereby declared to be a body politic and corporate, in deed and in name, by the name of "*The Orphans' Home and Female Aid Society, Toronto,*" and by that
 20 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
 25 and their successors to and for the uses and purposes of the said corporation, any land, tenements and hereditaments and real or immoveable property and estate
 30 situate, lying and being within this Province, not exceeding in yearly value the sum of *one thousand pounds*, currency, and the same to sell, alienate and dispose of, and to purchase others in their stead for the same purposes, and 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 unto in all Courts of law and
 35 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 or be sued, implead or be impleaded, answer or be answered unto in any manner whatsoever, and shall have power and

Certain persons incorporated.

Corporate name and powers.

Real property.

By-laws.

authority to make and establish such rules, orders and regulations, not being contrary to this statute 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 of 5 members into the said Corporation, and from time to time to alter, repeal and change the said rules, orders and regulations or any of them, and shall and may do, execute and perform all and singular, other the matters and things relating to the said Corporation and the manage- 10 ment thereof, which shall or may appertain thereto, subject nevertheless to the rules, regulations, stipulations and conditions hereinafter prescribed and established.

Annual General Meetings, when to be held, and for what purposes.

II. And be it enacted, That an annual general meeting of the members of the Corporation shall be held on the 15 first Tuesday of the month of June in each and every year, or if any such Tuesday be a Holy-day, or if the election hereinafter mentioned be not for any cause then had, then on such day as shall be appointed in the manner hereinafter mentioned, for the annual election of 20 Directresses and Managers, a Secretary, a Treasurer or other Office-bearers of the said Society, as to the said Corporation shall seem meet, by and through the majority of such members present at such general meeting, and for the transaction of all such matters and things relating 25 to the affairs of the said Corporation for the year preceding such first Tuesday in the said month of June, and for the adjustment and settlement of the accounts and business of the said Corporation for the said preceding year; Provided always, that the said Corporation, on a 30 requisition signed by not less than five of the members thereof, may, at any time, by a notice to be inserted for not less than five days, in one or more of the newspapers published in the City of Toronto, call a general meeting of the members of the said Corporation, specifying the 35 hour, day, place and object of the said meeting; and the members of the Society, or the majority thereof, at any such extraordinary meeting as aforesaid, shall have power and authority to make, revise, alter or rescind any rules, orders and regulations for the management of the Corpo- 40 ration, after notice of any motion for introducing any new rule, or for any such repeal or alteration, shall have been given at the general meeting next immediately preceding that at which such motion shall be made and con- 45 sidered, and to admit new members, and to fill up all vacancies which may occur among the said Directresses and Managers, Secretary and Treasurer aforesaid, and generally to do and perform all such matters and things as may be conducive to the well being of the said Corporation. 50

Proviso: Special General Meetings may be called and how; and for what purposes.

Property of the Association vested

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 Association, and all debts, claims and rights whatsoever, due to them as such, shall be and are hereby vested in the Corporation hereby established, and the Directresses, Managers, Secretary and Treasurer, appointed or to be appointed before the first annual general meeting shall be held under the authority of this Act, shall be and continue to be the Directresses, Managers, Secretary and Treasurer of the said Corporation, until others in their stead, or the same, shall be elected at such annual general meeting, in the manner herein provided; and the rules, orders and regulations now made or to be made for the management of the Association herein first mentioned, shall be and continue to be the rules, orders and regulations of the said Corporation until altered or repealed in the manner herein provided; and the said rules, orders and regulations shall be submitted to the members of the said Society for their approval and confirmation at such first general meeting as aforesaid, at which they may be confirmed, rejected, altered, amended, or new rules substituted for them, without any previous notice; anything herein contained to the contrary notwithstanding.

in the Corporation: and its Officers, By-laws, &c., to be those of the Corporation until it be otherwise ordered.

By-laws, &c., to be submitted for revision at first General Meeting.

IV. And be it enacted, That the Directresses and Managers for the time being shall have power to appoint such officers and servants of the said Corporation as shall be necessary for the well conducting of the business of the same, and to allow to them such compensation for their services respectively as shall be reasonable and proper; and the said Directresses and Managers 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 rules, orders and regulations of the said Corporation.

Powers of the Directresses and Managers.

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 said several persons hereinbefore mentioned, or all or any of the members of the said Corporation, or any person whomsoever, individually liable or accountable, for or by reason of any debt, contract or security, incurred or entered into for or by reason of the said Corporation, or for, or on account, or in respect of any matter or thing whatsoever, relating to the said Corporation.

Non-liability of Members.

VI. And be it enacted, That it shall not be necessary to the validity of any act performed by any married woman, as a member of the said Corporation, or to her becoming such, that she be thereunto specially authorised by her husband; any law, usage or custom to the contrary notwithstanding.

Married women may act without their husbands.

Rights of the
Crown, &c.,
saved.

VII. And be it enacted, That nothing herein contained shall affect or be considered to affect, in 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. 5

Public Act.

VIII. And be it enacted, That this Statute shall be deemed a Public Act, and shall be judicially taken notice of as such by all Judges, Justices of the Peace, and other persons whomsoever, without being specially pleaded. 10