

The Provincial Statutes of Lower-Canada, Being the fourth session of the fourteenth Provincial Parliament of Lower-Canada. Quebec: John Carleton Fisher & William Kemble, Law Printer to the King's Most Excellent Majesty, 1834.

4 William IV – Chapter 35

An Act for the further encouragement of Education throughout the Province.

18th March, 1834.—Presented for His Majesty's Assent, and reserved for the signification of His Majesty's Pleasure thereon.

15th August, 1854.—Assented to by His Majesty in Council.

7th January, 1835.—The Royal Assent signified by the Proclamation of His Excellency the Governor in Chief.

MOST GRACIOUS SOVEREIGN.

Whereas it hath been, represented to the Legislature of this Province, by the Right Reverend Charles Francois Painchaud; Priest, Founder and Superior of the College of Sainte Anne de la Pocatiere, and Curate of the said Parish of Sainte Anne de la Pocatiere, in the District of Quebec, that for the advancement of Education in this Province, he is desirous in order to ensure the stability and permanency of the said College, that the Members composing it should be incorporated by Law, and the property belonging to it should be held in Mortmain; And whereas; it would tend greatly to the advancement of Education in' this Province, that the said College should be incorporated, and that the said Property held in Mortmain as prayed for:—Be it therefore enacted-by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Lower Canada, constituted¹ and: assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, intituled, "An Act to repeal certain parts of an Act passed in the 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;" And it is hereby enacted by the authority of the same, that there shall be; and there is hereby constituted and established at Sainte Anne de la Pocatiere aforesaid, and in the College aforesaid, a Body Politic and Corporate, under the name of "The Corporation of the College of Sainte Anne de la Pocatiere," which Corporation shall consist of,—Firstly;—The Catholic Bishop of Quebec, exercising an immediate jurisdiction in spiritual matters ever all the Roman Catholics in the said-District; and his successors in office,—Secondly;—The Curate of the Parish of Sainte Anne de la Pocatiere: aforesaid, appointed by the Bishop of Quebec as hereinbefore designated, and his successors in office,—Thirdly;—The Principal or Director of the said College, appointed by the Bishop of Quebec-as aforesaid, and His successors in office,—Fourthly;—The Curates of the Parishes of Saint Roch des Aulnets [Saint-Roch-des-Aulnaies], of Riviere Ouelle, of Saint Jean Port Joli, of Saint Louis de Kamouraska, and their successors

in office; and such Corporation shall have perpetual succession, and may have a Common Seal, with power to change, alter, break, or renew the same when and as often as they shall think proper, and the said Corporation may, under the said name sue-and be sued, plead and be impleaded, prosecute and be prosecuted, in all Courts of Law now established in this Province; and shall have full power to make and establish such and so many Rules, Orders and Regulations, (not being contrary to the Laws of the Country) as they shall deem useful or necessary as well concerning the system of Education in, as for the conduct and government of the said College and the Corporation thereof, and the superintendence, advantage and improvement of all the property, moveable or immoveable, belonging to or which shall hereafter belong to the said Corporation; and shall have power to take under any legal title whatsoever, and to hold for the said College, without any further authorization or Letters of Mortmain, all land and property, moveable or immoveable, which may hereafter be sold, ceded, exchanged), given, bequeathed or. granted to the said Corporation or to sell or alienate the same if heed shall be: Provided always, that the net rents, issues and profits arising from the immoveable property and territorial acquisitions of the said Corporation, shall not at any time exceed the annual sum of three thousand pounds, current money of this Province; and the said Corporation shall, further have the right of appointing an Attorney or Attorneys, for the management of their affairs, and generally, shall enjoy all the rights and privileges enjoyed by other bodies, politic, and corporation, recognized by the Legislature.

II. Provided always, and be it further enacted by the authority aforesaid, that ail the property which shall at. any time belong to the said. Corporation, as well as the Revenues thereof, shall at all times be exclusively applied and appropriated to the advancement of Education in the said College, and to no other object, Institution, or Establishment whatsoever.

III. And be it further enacted by the authority aforesaid, that this Act shall be considered a public Act, by all Judges, Justices of the Peace, and Officers of Justice, and by all other persons whomsoever, and shall be judicially taken notice of without being specially pleaded.

IV. And be it further enacted by the authority aforesaid, that this Act shall not extend to weaken, diminish or extinguish the rights and. privileges of His Majesty, his heirs and successors, nor of any other person or persons, body politic or corporate, excepting only such rights as are hereby expressly altered or extinguished.