

At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on the Eighteenth day of November, 1806, and continued by several prorogations to Thursday the Fourteenth day of February, 1811, in the Fifty-first year of the Reign of our Sovereign Lord George the Third, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith &c. &c. being the Seventh Session of the Ninth General Assembly, convened in the said Province. From Henry H. Cogswell, The Statutes at Large passed in the General Assembly held in His Majesty's Province of Nova Scotia: from the Sixth Session of the Eighth General Assembly, to the Fifty-Sixth year of his Majesty's Reign. John Howe and Son, 1816.

51 George III – Chapter 2

An Act to amend an Act, passed in the twentieth year of His Majesty's Reign, entitled, "An Act for establishing a Public School in the Town of Halifax."

Whereas, it is reasonable that a certain number of boys should be taught gratis at the public school in Halifax; and it is also expedient to enlarge the powers of the trustees of the said school:

I. Be it enacted, by the Lieutenant-Governor, Council and Assembly, that the trustees and directors of the said school, in addition to the powers granted to them by the act for establishing the said school, shall be, and they are hereby authorised and empowered, to nominate and send to the said school, any number of boys, not exceeding ten, to be taught gratis by the master and ushers of the school, and such boys shall be instructed in all the branches of education taught at the said school, or in such parts thereof as the trustees shall direct, in the same manner as any other scholars, and on the removal of any such boys from the said school, the trustees shall and may appoint and send others in their stead, so as to keep up, at all times, the full number of ten free scholars; and the master and ushers of the said school shall be obliged to receive from time to time, and to instruct as aforesaid, and also to place, indiscriminately, in the several classes with the other scholars, the boys who shall be so sent by the trustees. Provided always, that such boys shall be poor orphans, or children whose parents or guardians cannot afford to pay for their education, and that the number of them shall not at any time exceed the said number of ten.

II. And be it further enacted, that it shall and may be lawful for the Governor, Lieutenant-Governor or Commander in Chief for the time being, by and with the advice of council, to grant and pay annually, out of the treasury of the province, to the master and usher of the said school, by quarterly warrants, the salaries granted by the said act, and that the salary and allowance of fifty pounds to the said usher shall be so granted and paid whenever the number of scholars in said school shall exceed thirty, any thing in the said act, of which this is an amendment, to the contrary notwithstanding.

III. And be it enacted, that the trustees and directors of the said school shall hereafter be appointed during pleasure, and shall continue in office until the Governor, Lieutenant-Governor, or Commander in Chief, shall issue a new commission.

IV. And be it further enacted, that the said trustees, and their successors, shall be, and they are hereby, created and made a body corporate, by the name of the trustees and directors of the public school in Halifax, and by that name are made capable in law to sue and be sued, defend and be defended, in any courts of record, or other places whatsoever, and may accept and hold grants of lands, monies, stock in the funds, or other valuable property, and may apply the same according to the will and directions of the grantor or giver, and for the benefit of the said school.

V. And be it further enacted, that in all cases of vacancy, it shall be lawful for the said trustees to nominate and appoint a master of the said school; the person so appointed being duly qualified, of sober life and morals, and being, or then becoming, a member of some religious Protestant congregation in Halifax, and the master so appointed, having first obtained a license according to law, shall be entitled to teach in the said school, and to receive all the emoluments of such appointments.

VI. And be it further enacted, that if any master or usher of the said school shall refuse to obey the bye laws and regulations to be made by the said trustees, or shall neglect his duty towards the scholars, or shall be guilty of drunkenness, or any species of immorality or misconduct, which in the opinion of the said trustees, or the major part of them, shall render such master or usher unfit to be employed as a teacher in the said school, it shall be lawful for the said trustees, or the major part of the to report the same in writing to the Governor, Lieutenant-Governor, or Commander in Chief, for the time being, who, being satisfied of the misconduct of such master or usher, shall and may cause him to be dismissed from the said school, and may also, if he shall see fit, withdraw his license from such master or usher, who shall, thenceforth, be disqualified to teach youth, until he shall reform, and obtain a new license for keeping a school.

VII. And be it further enacted, that this act shall be and continue in force seven years from the publication thereof, and from thence to the end of the next session of the general assembly.