

*At the General Assembly of the Province of Nova Scotia, begun and holden at Halifax, on Wednesday, the First day of February, 1826, in the Seventh year of the Reign of our Sovereign Lord George the Fourth, by the Grace of God, of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith &c. &c. being the Sixth Session of the Twelfth General Assembly, convened in the said Province.*

7 George IV – Chapter 36

**An Act in addition to, and in amendment of, an Act, made and passed in the thirty-second year of the Reign of His late Majesty King George the Second, entitled, “An Act directing the Guardianship of Minors.”**

Whereas, it is expedient to repeal certain provisions in the act, made by the general assembly of this province, in the thirty-second year of the reign of His Majesty King George the Second, entitled, “An Act directing the Guardianship of Minors,” whereby certain grievances and disabilities are imposed upon heirs and minors professing the Popish religion, and such persons as may be appointed to the custody or tuition of such heirs or minors, or be by them chosen as their guardians –

I. Be it therefore enacted by the Lieutenant-Governor, Council and Assembly, that so much of the said act as prevents or excludes the committing, devising, or otherwise disposing of, the guardianship, custody, or tuition of children or minors, to persons not being protestants, be repealed; and that it shall and may be lawful for fathers, to dispose of the custody and tuition of their children, according and subject to the provisions of said act, to any person or persons whether protestant or not.

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, and the judges of probate for the different counties and districts in this province, to commit or dispose of the custody, care, or guardianship of children, or minors, according to the provisions of said act, to any person or persons whether protestant or not: which person or persons shall thereupon have the same rights and privileges, and be subject to the same limitations and conditions, as persons heretofore appointed under said act.

III. And be it further enacted, that so much of the said act as relates to the recognizance to be entered into by persons to whom the custody and tuition of heirs and minors professing the Popish Religion, shall be committed, and which requires the condition, that such heirs shall be educated in the protestant religion, be repealed, and the same is hereby repealed. And it shall and may be lawful for the Governor, Lieutenant-Governor, or Commander in Chief, for the time being, and the Judges of Probate for the different Counties and Districts in this Province, to take such recognizance as aforesaid, from all persons to whom the tuition and custody of all such heirs or minors, shall be committed, and their sureties, without any such condition, that the heirs or minors as aforesaid shall be educated in the protestant religion.

7 George IV – Chapter 36