

*Acts of the General Assembly of His Majesty's Province of New-Brunswick passed in the year 1837.* Fredericton, NB: John Simpson, Printer to the King's Most Excellent Majesty, 1837.

7 William IV – Chapter 47 (Session 1)

**An Act to incorporate certain persons by the name of The President, Trustees and Proprietors of the Saint Stephens Academy. Passed 1st March 1837.**

Whereas the establishment of a Seminary in the Parish of Saint Stephen for the education of youth in Christian and loyal principles, and for their instruction in those branches and such literature which may fit them for discharging respectably the duties of their different stations in after life, is highly desirable: And whereas certain persons whose names are hereinafter set forth have united together for the purpose of establishing such an institution, and have actually subscribed in shares a stock nearly sufficient as they believe for the purpose of erecting suitable buildings for the same;

I. Be it enacted by the Lieutenant Governor, Legislative Council and Assembly, That the Reverend Skeffington Thomson, L. L. D. Clerk, Rector of Saint Stephens, Nehemiah Marks, John Marks, George Hill, William Foster, Robert Lindsay, Robert M. Todd, Robert Watson, James Albee, and Gilman D. Ring, with other their associates, viz.: all and every other person or persons as shall from time to time become proprietors of shares in the Corporation hereby established, their successors, administrators and assigns, shall be and they are hereby erected into a Company, and declared to be a body politic and corporate by the name of The President, Trustees and Proprietors of the Saint Stephens Academy, with all the rights and privileges by the Province law granted to Corporations by an Act made and passed in the sixth year of His present Majesty's reign, intituled "*An Act to prescribe certain general regulations in respect to Corporations,*" and shall be capable in law to have, hold, purchase, get receive, take, possess and enjoy houses, lands, tenements, rents and hereditaments in fee simple, leasehold or otherwise, and also goods, chattels, and all other things, real, personal or mixed, and also to give, grant, sell, let, assign or convey the same or any part thereof, and to do and execute all other things in and about the same as may be deemed for the advantage of the object for which this Corporation is erected: Provided nevertheless, that their personal property shall not at any time exceed the sum of three thousand pounds, nor their rents the sum of six hundred pounds per annum.

II. And be it enacted, That the capital or joint stock of the said Corporation shall (in the first instance) consist of current money of this Province, to the amount of one thousand pounds, but afterwards, if deemed necessary, be increased to the sum of three thousand pounds, which shall be divided into shares of twenty five pounds each, to be vested in and belong to the several persons in this Act named and their associates in the proportion by each subscribed.

III. And be it enacted, That the affairs of this Corporation shall be managed by a President and five Trustees, the Rector of the said Parish of Saint Stephens to be always *ex officio* President and Superintendent of the Schools, and the said five Trustees to be always stockholders in the said Corporation, and resident within the said Parish, and to be chosen annually by the majority of votes of the shareholders, one vote to be given by each share held; the first election to be held at

some public place in the village of Saint Stephen, to be appointed by the President by written notices under his hand, set up in three or more public places in the villages of Saint Stephen and Milltown, at least eight days before the day of election, and the persons so chosen and elected Trustees shall continue thence in office till the second Tuesday in June which shall be in the year of our Lord one thousand eight hundred and thirty eight, and on that day and on the second Tuesday in June in each year following, the proprietors shall meet in the public school room of the institution, and by a majority of votes choose and elect Trustees for the ensuing year: Provided always, that two out of the five Trustees of the former year shall be re-elected.

IV. And be it enacted, That no person shall be eligible as a Trustee unless he be a shareholder holding not less than two shares in the joint stock of the Corporation, and be of the full age of thirty years.

V. And be it enacted, That the said President and Trustees shall appoint the under masters of the seminary, fix their salaries, establish the rate of tuition, enact bye laws for the regulation and discipline of the schools, and the course of study and books to be used in the same; they shall meet semi-annually in their board room on the second Wednesday in June, and the Tuesday on or next after the fifteenth day of December in each year, on which days and the ensuing days of the same weeks shall be held the semi-annual public examinations of the schools previous to Midsummer and Christmas vacations; the President shall nominate the public examiners who shall be graduates of some British or Colonial university; and as often as any matter shall require a special meeting of the Trustees, either at his own suggestion or by the written request of two or more Trustees, he (the President) shall call such meeting.

VI. And be it enacted, That not less than two Trustees with the President, or three Trustees including the Chairman shall constitute a board for the transaction of business; and in no case shall the President or Chairman be allowed to vote at any meeting of this board unless in cases where there is an equal division of the Trustees present, in which case the President or Chairman shall have a casting vote.

VII. And be it enacted, That in case of absence by sickness or other cause of the President from any stated or special meeting of the board of Trustees, it shall be lawful for the Trustees present, being not fewer than three, to choose a Chairman *pro tempore* to preside at such meeting, which Chairman shall have the same power for the time being as is by this Act given to the President on like occasions.

VIII. And be it enacted, That the same power to call special meetings of the board of Trustees is given by this Act to the President be and the same is hereby given to any two of the Trustees at their own instance, without any request from any other Trustee for that purpose.

IX. And be it enacted, That the Lieutenant Governor Commander in Chief for the time being shall be and be deemed to be the visitor of the institution, and shall have all the powers and authorities incident to such office of visitor.