

Acts of the General Assembly of Her Majesty's Province of New-Brunswick passed in the year 1857. Fredericton, NB: John Simpson, Printer to the Queen's Most Excellent Majesty, 1857.

20 Victoria – Chapter 23 Session 2

An Act to incorporate the Saint John Harmonic Society. Passed 26th March 1857.

Section.

1. Society incorporated.
2. What shall be its Constitution and Rules.
3. Interest in the property to cease with membership.

Section.

4. Extant property and debts of Corporation.
5. Management of concerns by Committee.
6. Authority to receive and hold property.
7. Liability for corporate debts.
8. Present officers to continue for a time.

Whereas the persons hereinafter named have associated themselves together as a Society for the cultivation of Musical science and skill and the general promotion of Musical taste; which Society is supported by the pecuniary contributions of its members and other resources: And whereas the said Society is possessed of a considerable amount of personal property, and may hereafter require to purchase land, and to erect thereon buildings suitable for the purposes of the said Society, and it is therefore desirable, in order that the said Society may be enabled to bold real estate and other property, to make legal contracts and engagements, and the better to manage and control its affairs in general, that the Members thereof should be incorporated;—

Be it therefore enacted by the Lieutenant Governor, Legislative Council, and Assembly, as follows:—

1. That George H. Lawrence, George Hutchinson, Junior, George Blatch, John Magee, Isaac H. Anderson, John W. Beard, Francis Clear, John Barry, Francis Smith, James E. Barnes, John Bowman, James L. Woodworth, Horace Y. Ames, Elisha Broad, John C. Edwards, John M. Robinson, Thomas A. Rankine, Herman Bartsch, Edward Manning, William R. M'Kenzie, Hewlett Broad, Charles A. Ewing, David Simpson, Henry Buxton, Thomas Buxton, James Manchester, John Sinclair, and Matthew Lindsay, and all such other male persons as are now or may hereafter be admitted members of the said Society according to the constitution, bye laws, rules and regulations thereof, their associates and successors, shall be and they are hereby erected into a body politic and corporate, in name and in deed, by the name and style of The Saint John Harmonic Society, and by that name shall have all the general powers and privileges made incident to a Corporation by any Act or Acts of Assembly in this Province.

2. The constitution, bye laws, rules and regulations heretofore and now in force, assented to and acted upon by the said Society, shall be the constitution, bye laws, rules and regulations of the said Corporation, and shall and may from time to time, as occasion may require, be rescinded, abrogated, repealed altered, extended or amended in the manner therein and thereby directed, provided the same be not repugnant to the Laws and Statutes of the Province.

3. Every person voluntarily withdrawing from membership in the said Society or Corporation, or who shall be expelled therefrom, or in any way cease to be a member thereof, according to the constitution, bye laws, rules and regulations of the said Corporation, shall, ipso facto, cease to have or be entitled to any share, interest, or claim whatsoever in, upon, or to the property and effects of the said Corporation, or any part thereof; and no such individual share or interest shall in any manner whatsoever be assignable or transferable by any member of the said Corporation.
4. All the property, rights and effects of every description whatsoever of the said Society, shall from and after the passing of this Act be and the same are hereby declared to be absolutely vested in the said Corporation by the name aforesaid, for the like objects and purposes, and no other, for which the same were held by the said Society; and all the liabilities of the said Society shall in like manner devolve upon the said Corporation by the name aforesaid, to the same extent as the said Society would have been held liable for had this Act not been passed.
5. The Committee of management for the time being of the said Corporation shall manage the whole concerns of the said Corporation, agreeably to this Act of Incorporation and such other bye laws, rules and regulations as the members thereof may from time to time duly establish.
6. The said Corporation may receive, take and hold real and personal estate by purchase, gift, grant, devise or bequest, to any amount not exceeding five thousand pounds, and hold the same in trust for the objects and benefit of the said Corporation.
7. The property and effects of the said Corporation shall alone be responsible for the debts and engagements of the said Corporation; and the share or interest of any individual member of the said Corporation of or in the property and effects of the said Corporation, shall not be liable to be levied upon or taken in execution, but shall be altogether free from seizure at the suit of any person or persons whomsoever.
8. The Officers and Committee of management chosen at a general meeting of the members of the Society hereby incorporated, held at the City of Saint John on the first Wednesday in November last, are hereby declared to be the Officers and Committee of management of the said Corporation until the first Wednesday in November next, or until others are chosen in their stead.