



ANNO SECUNDO

## VICTORIÆ REGINÆ.

### CAP. V.

*An ACT to amend an Act passed in the Sixth Session of the First General Assembly, intituled "An Act for the Encouragement of Education in this Colony."*

[Passed 25th October, 1838.]

**W**HEREAS an Act was passed in the Sixth Session of the First General Assembly of this Colony, intituled "*An Act for the Encouragement of Education in this Colony:*" And Whereas the said Act has not been carried into effect in several of the Districts of this Colony—

Preamble.

*Be it therefore enacted*, by the Governor, Council and Assembly of Newfoundland, that it shall and may be lawful for His Excellency the Governor, or Acting Governor, for the time being, by Warrant under his Hand and Seal, in the manner and under the powers prescribed by the said recited Act, from time to time, as occasion may require, to nominate and appoint to any Board or Boards of Education a Member or Members in place of any Member or Members thereof dying, resigning his or their Office, absenting himself or themselves from the Colony for Twelve Months, removing his residence to any other District, or neglecting or omitting to attend to the duties of his or their Office.

Governor authorized to fill Vacancies in Boards of Education.

II.—*And be it further enacted*, that all Ministers of Religion shall have power to visit the Schools under the Control of the Boards of Education: *Provided nevertheless*, that no Minister shall be permitted to impart any religious instruction in the School, or in any way to interfere in the proceedings or management thereof.

Ministers of religion may visit Schools.

Proviso.

III.—*And be it further enacted*, that no Book or Books shall be used in any School or Schools established or to be established, supported or to be supported by any Board or Boards of Education appointed or to be appointed under this Act, or under an Act passed in

No Books to be used in Schools but such as are selected by Boards of Education.

Proviso as to religious Books.

the Sixth Year of His late Majesty's Reign, entitled "*An Act for the Encouragement of Education in this Colony,*" but such as shall be chosen and selected by the Board or Boards of Education as aforesaid having the Superintendance or Management of the said School or Schools; *Provided always*, that no Board or Boards of Education constituted or appointed as aforesaid, shall on any pretence choose or select, for the use of such School or Schools, any Book or Books of a character or having a tendency to teach or inculcate the Doctrines or peculiar Tenets of any particular or exclusive Church or Religious Society whatsoever.

Provision for the purchase of certain Books.

IV.—*And be it further enacted*, that for the purchase of Books for the ordinary use of the said Schools, from and out of such Monies as shall from time to time be and remain in the hands of the Treasurer of this Colony, and not appropriated, there shall be granted and paid to Her Majesty, her Heirs and Successors, the Sum of One Hundred and Fifty Pounds, to be paid and expended under the direction of His Excellency the Governor, towards the purchase of the following Books, as used in the Irish National Schools, that is to say—Two Hundred Dozen of the First Book of Lessons, Eighty Dozen of the Second Book of Lessons, Twenty Five Dozen of the Third Book of Lessons, Twenty Five Dozen of the Fourth Book of Lessons, Fifteen Dozen of the Fifth Book of Lessons; Twenty Five Dozen of Scriptural Lessons, Number One; Twenty Five Dozen of Scriptural Lessons, Number Two; Ten Dozen of English Grammars, Twenty Dozen of the First Book of Arithmetic, Ten Dozen of the Introduction to Geography, and Twenty Five Dozen of Sacred Poetry; all which said Books, upon their Importation into this Colony, shall be divided and distributed by His Excellency the Governor among the several Boards of Education who may approve the same, with reference and in proportion to the population of the respective Districts.

Monies remaining unexpended in Districts of Conception and Trinity Bays, to be appropriated for obtaining School Houses.

V.—*And be it further enacted*, that in consequence of the before recited Act, passed in the Sixth Session of the First General Assembly of this Island, intituled "*An Act for the Encouragement of Education in this Colony,*" not being carried into effect in the Districts of Conception Bay and Trinity Bay, thereby the Money granted by the Legislature not being expended, it shall be lawful for the Boards of Education in the Districts of Conception Bay and Trinity Bay, and they are hereby authorised and required, to expend the said surplus Sums granted and not expended up to the passing of this Act, towards the erecting or procuring School Houses for the purposes of this Act.