

*Laws of His Majesty's Province of Upper Canada*, passed in the year 1857. Toronto: Stewart Derbyshire & George Desbarats, 1857.

20 Victoria – Chapter 32

**An Act to repeal a certain Act therein mentioned, and make better provision for the encouragement of Agriculture, and also to provide for the promotion of Mechanical Science. Assented to 10th June, 1857.**

Whereas by the Parliamentary Representation Act of 1853, Upper Canada has been divided into new Electoral Divisions, it is therefore desirable to extend to such new Divisions, the provisions of the Act passed in the sixteenth year of Her Majesty's Reign, chapter eleven, *to provide for the establishment of a Bureau of Agriculture, and, to amend and consolidate the Laws relating to Agriculture*, and to make further amendments in the said Act, and it is convenient that such amendments and so much of the said Act as shall not be affected thereby shall be read as one Act; And whereas it is also desirable to promote the development of Mechanical talent among the people of this Province, by disseminating instruction in mechanics and the kindred sciences, and by affording increased facilities for the study of Models and Apparatus; And whereas for the attainment of this object, by these means it is expedient to provide for the establishment of Central Boards of Administration in Upper and Lower Canada respectively, connected and co-operating with the Mechanics' Institutes of the several Cities, Towns and Villages in the pursuit thereof; And whereas it is also desirable to extend encouragement to Arts and Manufactures, and stimulate the ingenuity of Mechanics and Artizans by means of prizes, and distinctions, distributed and awarded on the same principle as has been already so successfully applied to the encouragement of Agriculture in this Province: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

I. From and after the passing of this Act, the Act cited in the preamble to this Act shall be, and the same is hereby repealed; but all Acts thereby repealed shall remain repealed, and the Bureau of Agriculture and all Agricultural Societies, Associations and Boards of Agriculture incorporated or otherwise created, continued or recognized by, or which have been lawfully organized or established under the said Act, shall continue as if the said Act were still in force, except in so far as the said Bureau or such Societies, Associations or Boards may be altered or affected by this Act.

Bureau of Agriculture.

II. The Bureau of Agriculture shall continue to be attached to one of the Public Departments, and the Head of such Department shall be charged with the direction of the said Bureau, and shall in respect thereof be known as the Minister of Agriculture.

III. The said Minister shall be *ex officio* Member of all Boards of Agriculture which now are or hereafter may be established in this Province. It shall and may be lawful for the Members of the Board of Agriculture to elect from among themselves a President and Vice-President at their first meeting and every annual meeting thereafter.

IV. The said Minister shall also receive all applications, drawings, descriptions, specifications and models for or relating to Patents for Inventions in this Province, and shall keep the records thereof; and all Acts now in force relating to Patents for Inventions and which direct any thing to be done by or through the Provincial Secretary, shall be held to have directed the same to be done by or through the said Minister.

V. The said Minister shall also be a Member of the Board of Registration and Statistics, in the place of the Inspector General and shall be the Chairman thereof, and shall under the general direction of the said Board, have charge of the Census and other Statistical Returns.

VI. It shall be the duty of the said Minister to institute inquiries and collect useful facts and statistics relating to the Agricultural, Mechanical and Manufacturing interests of the Province, and to adopt measures for disseminating or publishing the same in such manner and form as he may find best adapted to promote improvement within the Province, and to encourage immigration from other Countries; and he shall submit to Parliament within ten days after the opening of each Session thereof a detailed and succinct Report of his proceedings.

VII. All Boards of Agriculture, Agricultural Associations, Agricultural Societies, Municipal Councils, Boards of Arts and Manufactures, Mechanics' Institutes, Public Institutions, and Public Officers in this Province, shall promptly answer official communications from the said Bureau of Agriculture, and shall make diligent efforts to supply correct information on all questions submitted to them respectively; and any Officer of any such Board, Association, Society, Council, Institute, or other Public Institution who shall refuse, or wilfully neglect to answer any question, or to furnish any information relating to the Agricultural, Mechanical or Manufacturing interests, or the Statistics of this Province, whenever required so to do, either by the said Minister, or by any person duly authorized by such Minister in that behalf, shall for every such offence incur a penalty of ten pounds currency, which penalty shall be recoverable by any person suing for the same before any Court of competent jurisdiction, and shall be paid to Her Majesty.

VIII. The Minister of Agriculture may at any time, and from time to time, appoint any person or persons to inspect the books and accounts of any Society in the Province receiving Government aid, and which may be in any way in connexion with the said Bureau of Agriculture; and all officers of every such Society whenever required so to do, shall submit such books and accounts to such inspection, and truly to the best of their knowledge answer all questions that may be put to them in relation thereto, or to the funds of such Society.

Boards of Agriculture.

IX. The Presidents, for the time being, of the Agricultural Associations hereinafter mentioned, and all Professors of Agriculture in Chartered Colleges, Universities and other public educational institutions, and the Chief Superintendents of Education in Upper and in Lower Canada, shall respectively be Members *ex officio* of the Board of Agriculture for that section of the Province in which they reside.

- X. Four Members of each Board shall annually retire and cease to be Members thereof, unless re-elected, each seat being vacated every alternate year, but retiring Members may continue to exercise all their functions until their successors have been duly elected as hereinafter provided; and the names of the retiring Members shall forthwith be published in the Agricultural Journals of the section of the Province in which they reside.
- XI. The County Agricultural Societies in Upper and Lower Canada respectively, shall, at their annual Meetings in January, nominate four fit and proper persons to be Members of the said Boards of Agriculture respectively, and shall forthwith transmit the names of the persons so nominated to the Bureau of Agriculture; and the four persons who shall have been nominated by the greatest number of Societies shall be Members of the said Boards respectively, in the place of the Members vacating their seats as aforesaid. Vacancies which may at any time happen through death, resignation or otherwise, may be filled up by the Governor in Council.
- XII. In case of an equality of votes for one or more of the persons so nominated, the Minister of Agriculture shall decide which shall be the Member, and he shall cause the persons so nominated, and the Boards to which they are nominated respectively, to be immediately notified of the result.
- XIII. It shall not be lawful for either of the said Boards to pay or allow any sum to a Member thereof, for acting as such Member, except the amount of his actual necessary expenses in attending the regular meetings of the Board; but each of the said Boards may appoint a Secretary from among themselves or otherwise, and may pay him a reasonable salary for his services.
- XIV. The regular Meetings of the said Boards shall be held pursuant to adjournment, or be called by the Secretary at the instance of the President or Vice-President, or upon the written request of any three Members, and at least five days' notice of such Meeting shall be given to each Member, and it shall be lawful for the Board, in the absence of the President and Vice-President, to appoint a Chairman *pro tempore*, and live Members shall be a *quorum*.
- XV. It shall be the duty of the said Boards to receive the Reports of Agricultural Societies, and before granting the certificates hereinafter mentioned, to see that they have complied with the law; to take measures, with the approbation of the Minister of Agriculture, to procure and set in operation, a model, illustrative or experimental farm or farms in their respective sections of the province, and in connection with any public school, college or university, or otherwise, and to manage and conduct the same, to collect and establish, at Toronto and Montreal respectively, an Agricultural Museum and an Agricultural and Horticultural Library, to take measures to obtain from other countries animals of new or improved breeds, new varieties of grain, seeds, vegetables or other agricultural productions, new or improved implements of husbandry or new machines which may appear adapted to facilitate agricultural operations, and to test the quality, value and usefulness of such animals, grain, seeds, vegetables or other productions, implements or machines, and generally to adopt every means in their power to promote improvement in the agriculture of this Province; and the said Boards shall keep a Record of their respective transactions, and shall from time to time publish, in such manner and form as to secure the widest circulation among the Agricultural Societies and farmers generally, all such Reports, Essays, Lectures and other useful information as the said Boards respectively may procure and

adjudge suitable for publication; and if the said Boards or either of them shall publish a monthly Journal, or adopt as their channel of communication with Agricultural Societies the Agricultural Journals now published in Upper and Lower Canada respectively, it shall be the duty of all Agricultural Societies receiving any share of the Public Grant to give at least one month's notice of the time and place of holding their Exhibitions in the Journals so published or adopted by the said Boards respectively.

XVI. The said Boards shall transmit to the Bureau of Agriculture a copy of their resolutions, By-laws or other formal proceedings, immediately after the adoption thereof; and every resolution, By-Law, or other proceeding of the said Boards respectively which may involve an expenditure of money to an amount exceeding ten pounds, shall not be passed except with the assent of a majority of the members thereof.

XVII. Each of the said Boards shall continue to be a Body Corporate, and shall have power to acquire and hold land and personal property for the purposes of its incorporation, and to sell, lease or otherwise dispose of the same.

#### Boards of Arts and Manufactures.

XVIII. There shall be, and there is hereby created and established, in and for Upper Canada, one Corporation or Body Corporate, to be composed as hereinafter provided, and to be and be called "The Board of Arts and Manufactures for Upper Canada."

XIX. There shall be, and there is hereby created and established, in and for Lower Canada, one Corporation or Body Corporate, to be composed as hereinafter provided, and to be and be called "The Board of Arts and Manufactures for Lower Canada."

XX. The said Corporations shall consist and be composed respectively of the Minister of Agriculture, for the time being, (who shall be *ex officio* a member of each), of the Professors of and Lecturers on the various branches of physical science in all the Chartered Universities and Colleges in Upper and Lower Canada respectively, and the Chief Superintendents in Upper and in Lower Canada respectively, for the time being, *ex officio*, the Presidents for the time being of and one Delegate from each of the Boards of Trade, and the Presidents of and Delegates from each of the incorporated Mechanics' Institutes, or of any incorporated Arts Associations qualified as hereinafter mentioned, in Upper and Lower Canada respectively, such Delegates to be chosen annually as hereinafter is provided.

XXI. The said Corporations shall have power to acquire and hold real or immovable property, for the purposes of the Corporation, and may sell, exchange, lease or otherwise dispose of or depart with the same, from time to time.

XXII. The Board of Trade in each City and Town in Upper Canada, shall, at its first meeting after the first day of July next, and thereafter at its first meeting in the month of January in each and every year, elect and accredit to the Board of Arts and Manufactures for Upper Canada, one of its body as a member thereof.

XXIII. The Board of Trade in each City and Town in Lower Canada, shall, at its first meeting after the first day of July next, and thereafter at its first meeting in the month of January, in each and every year, elect and accredit to the Board of Arts and Manufactures for Lower Canada, one of its body as a member thereof.

XXIV. Each incorporated Mechanics' Institute in Upper and Lower Canada respectively, shall, at its first meeting after the first day of July next, and thereafter at its first meeting, in the month of January, in each and every year, elect and accredit to the Board of Arts and Manufactures in Upper or Lower Canada respectively, (according as its place of meeting is in Upper or Lower Canada,) one delegate for every twenty members on its roll, being actual working mechanics or manufacturers, and having paid a subscription of at least five shillings each, to its funds for the year then last past; Provided always, that no such Mechanics' Institute shall be entitled to elect and accredit any such delegate to the Board of Arts and Manufactures, unless it shall have paid and contributed to the funds of such Board, at least one tenth of the amount of Government aid granted to such Institute during the year then last past.

XXV. The Auditor shall transmit to the Boards of Arts and Manufactures for Upper and Lower Canada respectively, in the month of March, in each and every year, statements of the number of Members on the Books, and the revenue, exclusive of Provincial aid, of each Mechanics' Institute, in Upper or Lower Canada respectively.

XXVI. The names of the Delegates so elected shall be forthwith transmitted by the Secretary of the Board or Institute electing them, to the Secretary of the Board to which they are elected, who shall thereupon inscribe their names upon the Roll of the Members of the said Board, for the year then about to commence; Provided always, that together with such names when transmitted by the Secretary of a Mechanics' Institute, there be transmitted a statement verified by the oath of the Secretary transmitting the same, to be taken before a Justice of the Peace, of the names of all the members on the roll of such Mechanics' Institute, being actual working mechanics or manufacturers, and having paid subscriptions of at least five shillings each to its funds, for the year then last past; and if it shall appear, either by the said statement or by that transmitted by the Auditor, that any such Mechanics' Institute has elected too many Delegates, then the Secretary of the Board shall abstain from recording any of the names of the Delegates of such Mechanics' Institute, and shall submit the matter to the Board at its first meeting; and it shall be lawful for the said Board, if they see fit, to adjudge that such Mechanics' Institute shall not be entitled to any Delegate for the year then next, or otherwise to decide by vote or ballot, which Delegate or Delegates thereof shall be rejected; and in this latter case the names of the remaining Delegate or Delegates shall be forthwith inscribed by the Secretary of the said Board on the Roll of the Members thereof, for the year then about to commence.

XXVII. It shall be the duty of the said Boards of Arts and Manufactures to take measures, with the approbation of the Minister of Agriculture, to collect and establish at Toronto and Montreal respectively, for the instruction of practical mechanics and artizans, museums of minerals and other material substances and chemical compositions, susceptible of being used in Mechanical Arts and Manufactures, with, model rooms appropriately stocked and supplied with models of works of art, and of implements and machines other than implements of husbandry and machines adapted to facilitate agricultural operations, and free libraries of reference, containing books, plans and drawings, selected

with a view to the imparting of useful information in connection with Mechanical Arts and Manufactures, to take measures to obtain from other countries new or improved implements and machines, not being implements of husbandry or machines specially adapted to facilitate agricultural operations, to test the quality, value and usefulness of such implements and machines, and generally to adopt every means in their power to promote improvement in the Mechanical Arts and in Manufactures in this Province; and the Minister of Agriculture may cause duplicates or copies of models, plans, specimens, drawings and specifications deposited in the Patent Office, and upon which Patents of Invention have issued, to be made, from time to time, and placed in the Model Rooms, Museums or Libraries of the said Boards of Arts and Manufactures respectively; and it shall be lawful for the said Boards respectively, with the consent, and approbation of the Minister of Agriculture, to establish in connection with their respective Museums, Model Rooms or Libraries, Schools of Design for Women, on the most approved plan, and furnished and supplied in the most complete and appropriate manner, that the funds at their disposal may admit of, regard being had to the claims thereon of the other objects for which they are hereby established; and also to found Schools or Colleges for Mechanics, and to employ competent persons to deliver lectures on subjects connected with the Mechanical Arts and Sciences or with Manufactures; and the said boards, shall keep Records of their respective transactions, and shall from time to time publish, in such manner, and form as to secure the widest circulation among the Mechanics'-Institutes and among Mechanics, Artizans and Manufacturers generally, all such Reports, Essays, Lectures and other Literary compositions conveying useful information as the said Boards respectively may be able to procure, and judge to be suitable for publication.

XXVIII. The said Boards of Arts and Manufactures shall respectively have power and authority to make and ordain such By-laws, Rules, Orders and Regulations, not being contrary to this Act, or to the laws of this Province, as may be deemed necessary, touching the, disposition and management of their funds, properly and affairs, and the execution of the duties and powers intrusted to them by this Act, and the same from time to time to repeal or alter and make others in their stead; and copies of all such By-laws, Rules, Orders and Regulations, and of the minutes of all the proceedings of the said Boards, shall be transmitted forthwith after they are made to the Bureau of Agriculture.

XXIX. The said Boards of Arts and Manufactures shall meet at the Cities of Toronto and Montreal respectively, four times in every year, that is to say, on the first Tuesday in each of the months of January, April, July and October, provided such Tuesday be not a holiday, in which case the meeting shall take place the next day thereafter, not being a holiday; and it shall be the duty of the President of either of the said Boards, and in his absence from the Province, or in the case of a vacancy in the office of President, then of the Vice-President, whenever he may deem it necessary or be required, by any ten members thereof so to do, to call a special meeting of the same, in the interval between any two quarterly meetings; Provided always, that such special meeting shall not take place until seven clear days' after a written or printed notice signed by the Secretary of the Board, and specifying the day, hour and place of meeting, and the object or objects for which the same is called, shall have been mailed to the address of each member of the Board.

XXX. Each of the said Boards shall, at its quarterly meetings in January, in each and every year, elect from among its members a President, Vice-President and a Secretary and Treasurer, to hold office for

the ensuing year, or until the election of their successors, and shall and may appoint a Subcommittee of not less than five nor more than nine of their number for the management during the year of such affairs of the Board as may by any By-law be entrusted to them; and the President and Vice-President shall be *ex officio* members of such Sub-committee, and a majority of the members of such Sub-committee shall be a *quorum* for the transaction of business; and in case of a vacancy occurring in any of the said offices in the course of the year, either by death or resignation, such vacancy may be filled up by election as aforesaid, at any quarterly meeting, or at a meeting specially called for that purpose: Provided that each such Hoard may be organized during the present year at any time and place to be named by the Minister of Agriculture, of which public notice shall have been previously given by the said Minister, in such manner and for such time as he may approve, and the officers appointed at such time and place so to be named by the said Minister, shall hold office until the election of their successors in January next.

#### Agricultural Associations.

XXXI. The Members of the Boards of Agriculture and of the Boards of Arts and Manufactures, the Presidents and Vice-Presidents of all lawfully organized County Agricultural Societies, and of all Horticultural Societies, and ail subscribers of Five Shillings annually, to the funds of any such Society, shall in their respective sections of the Province, be and constitute an Agricultural Association for that section.

XXXII. The Members of the Board of Agriculture and of the Board of Arts and Manufactures, and the Presidents and Vice-Presidents of County Societies, and of all Horticultural Societies, (or any two members whom a County or Horticultural Society may have appointed Directors instead of its President and Vice-President,) shall be the Directors of such Agricultural Association; and it shall be lawful for the Agricultural Association to elect a Treasurer.

XXXIII. The said Associations shall each hold an Annual Fair or Exhibition, which shall be opened to competitors from any part of the Province, and the said Directors shall hold an annual meeting during the Week of the annual Exhibition, and may at such meeting elect a President and Vice-Presidents, and appoint the place for holding the next meeting and Exhibition of the Association, and may make rules and regulations for the management of such Exhibition, and may appoint a local Committee at the place where such exhibition is appointed to be held, and prescribe the powers and duties of the said Committee.

XXXIV. The Board of Agriculture, with whom shall for this purpose be associated the President and Vice-President of the Board of Arts and Manufactures, or any two persons from time to time named by the said Board in place of such President and Vice-President, shall be the Council of the Association, with full power to act for and on behalf of the Association between the annual meetings thereof; and all grants of money, subscriptions, or other funds made or appropriated to or for the use of the Association, (except money collected by or granted to any local Committee for the local expenses of an Exhibition) shall be received by and expended under the direction of the said Board us such Council, and the Secretary of the Board, together with the Secretary of the Board of Arts and Manufactures, shall be *ex officio* joint Secretaries of the Association.

XXXV. All contracts and all legal proceedings by, with, or concerning the Association, shall be made and had with the Board of Agriculture, so constituted as such Council, in its Corporate capacity, and no other contracts, agreements, actions or proceedings shall bind or a fleet the Association.

XXXVI. It shall be lawful for the Municipality of any City, Town, Village, County or Township in this Province, to grant money or land in aid of the Agricultural Association for that part of the Province to which the Municipality belongs, or of any Agricultural or Horticultural Society whatever duly organized under this Act, or of any incorporated Mechanics' Institute, within the limits of such Municipality.

Agricultural Societies, Upper Canada.

County or Electoral Division Societies.

XXXVII. An Agricultural Society may be organized in each of the Electoral Divisions of Upper Canada in which there is not one embracing the limits of such electoral division already organized at the date of the passing of this Act, whenever fifty persons shall become Members thereof by signing a Declaration in the form of the Schedule A to this Act annexed, and paying each not less than five shillings annually to the Funds of the said Society; and a true copy of the said Declaration shall (within one month after the money has been so paid) be transmitted to the Board of Agriculture.

XXXVIII. The object of the said Societies, and of the Township or Branch Societies in connection therewith, shall be to encourage improvement in Agriculture or Horticulture, or both, by holding Meetings for discussion, and for hearing Lectures on subjects connected with the theory and practice of improved Husbandry, by promoting the circulation of the Agricultural Periodicals published in the Province, by importing or otherwise procuring Seeds, Plants and Animals of new and valuable kinds, by offering prizes for Essays on Questions of Scientific Enquiry relating to Agriculture or Horticulture, Manufactures and Works of Art, and by awarding Premiums for excellence in the raising or introduction of Stock, the invention or improvement of Agricultural or Horticultural Implements and Machines, the production of grain and of all kinds of vegetables, plants, flowers and fruits, and generally for excellence in any Agricultural or Horticultural Production or Operation, Article of Manufacture or Work of Art; and it shall not be lawful to expend the Funds of the Societies, derived from subscriptions of Members, or the Public Grant, for any object inconsistent with those above mentioned; and the Directors of every such County Society at any meeting which shall be called by written notice as hereinafter mentioned, and in which notice the object of the meeting shall have been specified, shall have full power to make, alter and repeal By-laws and-Rules for the regulation of such Society and the carrying out of its objects.

XXXIX. The said Societies shall hold their annual Meetings in the third week in the month of January, in each year, and shall at such Meeting, elect a President, two Vice-Presidents, a Secretary and Treasurer, and not more than seven Directors.

XL. The Presidents of the several Township Agricultural Societies, and also the Presidents of Mechanics' Institutes receiving Government; aid, and of Boards of Trade, (or any other person

appointed by such Society, Institute or Board, in the place of such President,) within the County, shall, in addition to those before named, be *ex officio* Directors of the County Society: Provided, that each such Township Society and Mechanics' Institute shall have contributed two pounds ten shillings annually to the funds of the County Society; and the said Officers and Directors shall and may for the year next following the annual Meeting, and until the election of their successors, exercise all the powers vested in the County Society by this Act.

XLI. The Meetings of the Officers and Directors shall be held pursuant to adjournment, or called by written notice to and given by authority of the President, or in his absence the Senior Vice-President, at least one week before the day appointed; and at any Meeting five shall be a *quorum*.

XLII. The said Officers and Directors shall in addition to the ordinary duties of management, cause to be prepared, and shall present at the Annual Meeting, a Report of their proceedings during the year, in which shall be stated the names of all the Members of the Society, the amount paid by each set opposite his name, the names of all persons to whom Premiums were awarded, the amount of such Premiums respectively, and the name of the Animal, Article or thing in respect of which the same was granted, together with such remarks and suggestions upon the Agriculture and Horticulture of the County, and Arts and Manufactures therein, as the Directors shall be enabled to offer; there shall also be presented to the said Annual Meeting, a detailed statement of the receipts and disbursements of the Society during the year, which Report and Statement, if approved by the meeting, shall be entered in the Society's Journal, to be kept for such purposes, and signed by the President or a Vice-President as being a correct entry; and a true copy thereof certified by the President or Secretary for the time being, shall be sent to the Board of Agriculture, on or before the first day of April following.

XLIII. The County Society shall receive the Reports of the Township or Branch Societies, and shall transmit them to the Board of Agriculture, with such remarks thereon as may enable the said Board to obtain a correct knowledge of the progress of Agricultural Improvement in the County.

XLIV. It shall be the duty of the said Officers and Directors to answer such queries and give such information as the Board of Agriculture, or Minister of Agriculture, may from time to time, by Circular Letter, or otherwise, require, touching the interests or condition of Agriculture in their County, and generally to act as far as practicable upon the recommendations of the said Board.

#### Township Societies.

XLV. A Township or Branch Agricultural Society may be organized in each Township in Upper Canada in which there is not one already organized at the date of the passing of this Act, or in any two or more such Townships together, whenever a sufficient number of persons, not less than twenty-five, shall become Members, by signing a declaration in the form of the Schedule A to this Act annexed, and subscribing a sum not less than ten pounds annually to the funds thereof; and a true copy of the said Declaration certified by the President or Vice-President of such Society, shall be forthwith transmitted to the County Society.

XLVI. The said Societies shall hold their Annual Meeting in the second week of the month of January in each year, and shall elect a President, Vice-President, Secretary and Treasurer, and not fewer than three or more than nine Directors.

XLVII. The said Officers and Directors shall prepare and present to the Annual Meeting of the Society, a Report of their proceedings during the year, in the same manner as hereinbefore directed for County Societies, and containing information under the same heads; and shall transmit a true copy thereof, certified by the President or Vice-President, to the Secretary of the County Society, in time for the Annual Meeting thereof in the month of February.

#### Horticultural Societies.

XLVIII. Any number of persons, not less than twenty-five, may organize and form themselves into a Horticultural Society for any City, Town, Village, Township or Parish, or union of two or more thereof together, either in Upper or Lower Canada, by signing a declaration in the form of Schedule A to this Act annexed, but with the necessary alteration as to the name of the Society, and subscribing a sum of not less than ten pounds annually to the funds thereof.

XLIX. Such declaration shall be in duplicate and one part thereof shall be written and signed on the first page or pages of a book to be kept by the said Society for recording the minutes of its proceedings during the first year of its existence, and the other part thereof shall be written and signed on a sheet of paper or parchment and shall forthwith be sent by Post to the Minister of Agriculture, who shall as soon as maybe after the receipt thereof, cause a notice of the formation of such Society to be inserted in the *Canada Gazette*.

L. Upon, from and after the insertion in the *Canada Gazette* of the notice of the formation of any such Society as aforesaid, the same shall become and be a body corporate and politic for the objects and purposes hereinafter mentioned, by the name applied to it in such notice, which shall be the same as that in the declaration transmitted by such Society, and shall have power to acquire and hold, lease, mortgage and alienate property real and personal for the purposes of such Society.

LI. Every Horticultural Society incorporated under this Act shall have power to make By-laws, not being contrary to the laws of this Province or to this Act, for prescribing the mode of admission of new Members and election of Officers, and otherwise regulating the administration of its affairs and property.

LII. Every such Society shall hold a meeting in the first week of the month of February, in each year, besides meetings at such other times as may be prescribed or provided for by its By-laws; and at such annual meeting a President, a Vice-President, a Secretary and Treasurer, and not fewer than three nor more than nine Directors, shall be elected.

LIII. The said Officers and Directors shall prepare and present to the annual meeting of the Society a report of their proceedings during the year, in the same manner as hereinbefore directed for County Agricultural Societies, and containing information under the same heads, save and except those which

relate to Agriculture, the objects and purposes of such Societies being the same as those of Agricultural Societies, as hereinbefore mentioned, but with reference to Horticulture only.

#### General Provisions.

LIV. The Exhibition of the County Society shall be held wherever the majority of the Directors or of a *quorum* thereof shall think fit, giving due and public notice thereof; and it shall be lawful for two or more County and Township Societies, by agreement between the Directors thereof or a majority of Directors in each such Society, to unite their Funds, or any portion thereof, for the erection of suitable buildings in which to exhibit Articles of Produce or Manufacture, or Works of Art, or for Annual or Extra Shows, or for Ploughing Matches, or for any other purpose likely to promote the welfare of any one or more Counties or Townships, in Agriculture, Horticulture, Arts or Manufactures, and to acquire by purchase or lease and hold sufficient land for this purpose from time to time, and the same to exchange and sell.

LV. Whenever the President and Secretary of the Board of Agriculture shall certify to the Minister of Agriculture that any County Society has sent to the said Board Reports and Statements as required by this Act, for the year then last previous, and shall also certify that the Treasurer or other Officer of the said Society, has transmitted to the said Board an Affidavit, which may be in the form of the Schedule B to this Act annexed, and may be sworn to before any Justice of the Peace, who is hereby authorized to receive the same, stating the amount subscribed for that year and paid to the Treasurer of the County Society by the Members thereof, and by the several Township Societies of the said County, it shall be lawful for the Governor of this Province to issue his Warrant in favor of such County Society for a sum, to be taken out of any unappropriated moneys in the hands of the Receiver General, equal to three times the amount appearing by the said affidavit to be in the hands of the Treasurer: Provided, that no Grant shall be made unless twenty-five pounds be first subscribed and paid to the Treasurer; And provided also, that the whole amount granted to any such Electoral Division Society shall not exceed two hundred pounds in any year — save and except that each of the Counties of Lennox and Addington, Huron and Bruce, separately, shall be entitled to receive a sum not to exceed two hundred pounds, on the conditions specified in this Act, and that the Counties of Prince Edward, Welland, Haldimand, Grey, Holton, Kent, Carleton, Essex, Lambton, Lincoln, Norfolk, Peel and Perth, shall each and every of them be entitled to receive as heretofore a sum not exceeding two hundred and fifty pounds in any year, and on the conditions aforesaid.

LVI. The Electoral Divisions designated in The said Representation Act, sixteenth Victoria chapter one hundred and fifty-two, as numbers twenty-one, twenty-two, twenty-three, twenty-four, twenty-five, twenty-six, twenty-seven and twenty-eight, shall each be entitled to receive a sum not exceeding one hundred pounds for the encouragement of Horticulture, Agriculture, Manufactures and works of Art within their respective limits: Provided always, that a full equivalent for the sum to be so paid by the Government, be subscribed and paid to the Treasurer of a Society to be formed within such Electoral Division, in the same manner as County Agricultural Societies under section thirty-six of this Act, to be called "The Society for the Upper Canada Electoral. Division, No. 21," or as the case may be.

LVII. Every Township or Branch Society, organized according to the Act hereby repealed or to this Act, and sending a report of its proceedings to the County Society, as hereinbefore required, shall be entitled to a share of the grant to the County Society, in proportion to the amount which shall have been subscribed by the Members of such Township or Branch Society, and deposited with the Treasurer of the County Society, on or before the first day of May, in each year, as compared with the amounts so deposited by the other Township and Branch Societies of the County; and the sum so deposited by any Township or Branch Society shall be repaid, along with its share of the Public Grant, so soon as the said grant shall have been received by the County Society: Provided always, that three-fifths and no more of the sum so received by any County Society shall be subject to division among Township or Branch Societies; And provided that the declaration mentioned in section forty-five shall be deemed a sufficient report for the first year in which any Township or Branch Society may have been organized and that no Township or Branch Society shall thus receive more than three times the amount so deposited by it as aforesaid; And provided, that nothing in this Act contained shall be construed as admitting any Member of a Township Society, in virtue of his subscription thereto, and without further subscription to the County Society, to any of the privileges of a Member of such County Society.

LVIII. The Board of Agriculture shall receive from Government, and pay over to the County Societies, the Public Grants to which they are respectively entitled; and it shall be lawful for the said Board to retain, for the use of the Agricultural Association, one tenth part of all such grants.

LIX. Any Treasurer or other Officer of any County, Township or Branch Society, who shall make affidavit that a subscription, or any sum of money, has been paid to him for the Society, when it has not been so paid, or who shall return any such subscription, shall forfeit and pay to Her Majesty the sum of Ten Pounds for every such offence, and shall be guilty of perjury and be held liable to all the penalties with which the law may visit that crime.

LX. The several County Societies organized according to the provisions of this Act, or of the said Act or of any Act thereby repealed, shall be and continue. Bodies Corporate, with power to acquire and hold land as a site for Fairs and Exhibitions, or for a School Farm, and to sell, lease, or otherwise dispose of the same; and any Township or Branch Society lawfully organized as aforesaid, may at any regular Meeting adopt a Resolution that the said Society is desirous of being incorporated, and upon filing the said resolution with the Secretary of the Board of Agriculture, such Society shall thenceforth be and become a Body Corporate, and shall have like powers with County Societies.

LXI. It shall and may be lawful for any County or Township Society, or the Municipal Council of any County or Township of Upper Canada, to purchase and hold land for the purpose of establishing a School-Farm to instruct pupils in the science and practice of Agriculture, and any Society and any Municipal Council may purchase and hold such School-Farm conjointly or otherwise, and may conjointly or otherwise make all necessary rules and regulations for the management thereof, provided that not more than one hundred acres of land shall be so held by any Society or Council, whether conjointly or otherwise.

LXII. Wherever the word "County" shall occur in this- Act, it shall be held to mean "Electoral Division," except where such construction is inconsistent with the express enactment in which such word is used, and the words "Electoral Division " whenever used herein shall mean a Division for purposes of representation in the Legislative Assembly.

LXIII. In case there should be any property real or personal, in any one or more of the Electoral Divisions, which property originally belonged to the County Society of the County of which the said Electoral Division formed a part, the said property or the value thereof shall be equitably apportioned or divided by Arbitrators or a majority of them, one to be appointed by the Directors of the Society in each such Electoral Division, and another Arbitrator to be<sup>1</sup> chosen by the Arbitrators so appointed.

LXIV. The provisions of this Act with regard to Grants and Electoral Divisions, conditions of Grant, &c., &c., shall extend to any new Counties or new Electoral Divisions which may hereafter be formed in Upper Canada; Provided always, that no new Electoral Division shall be entitled to more than two hundred pounds.

LXV. The first Meeting for the formation of Electoral Division Societies Under this Act, shall be called by the Warden of the County or Union of Counties in the third week of the month of January in each year, at which Meeting the Election of the various Officers shall take place, and the Society so organized shall be esteemed the Electoral Division or County Society, and shall be entitled to receive the Government Grant hereinbefore provided; and ail subsequent Annual Meetings after the first Meeting shall be called and held as provided in the thirty- ninth section of this Act.

#### Schedule A.

We, whose names are subscribed hereto, agree to form ourselves into a Society, under the provisions of the Act of the Legislature, (title and date of this Act,) to be called the "County (Township or Branch, as the case may be,) Agricultural Society of the County of \_\_\_\_\_" (or Township of \_\_\_\_\_); and we hereby severally agree to pay to the Treasurer yearly, while we continue Members of the Society, (any member being at liberty to retire therefrom upon giving notice in writing to the Secretary, at any time before the annual meeting, of his wish so to do,) the sums opposite our respective names, and we further agree to conform to the Rules and By-Laws of the said Society.

Names.	£	s.	d.

Schedule B.

County of \_\_\_\_\_ }  
 to wit:

I, A. B., of the Township of \_\_\_\_\_, Treasurer of the County Agricultural Society of \_\_\_\_\_, make oath and say, that the sum of \_\_\_\_\_ has been paid into my hands, since the first day of February last, by the Township Agricultural Societies of the said County, as and for the Members' subscription for this year; and that the sum of \_\_\_\_\_ has been paid into my hands, as subscriptions for this year, by members of the said County Society; and that the said sums, making in the whole the sum of \_\_\_\_\_, now remain in my hands, ready to be disposed of, according to law.

Sworn to before me  
 this \_\_\_\_\_ day of \_\_\_\_\_ }  
 A. D. 185 \_\_\_\_.

A. B.

C. D.  
 Justice of the Peace for the  
 County of \_\_\_\_\_