

CAP. XCII.

An Act to enable the Trustees of Churches and Parsonages and other Trusts belonging to the Wesleyan Methodist Church in Canada, more conveniently to manage and dispose of their Estates, and for other purposes therein mentioned.

[30th May, 1849]

Preamble.

Act of U. C. 9
Geo. 4. c. 2.

Trustees empow-
ered to
convey the
Trust property
with the con-
sent of the
Conference.

Effect of the
receipt of the
Trustees.

Proviso as to
the application
of purchase
money, &c.

Proviso as to
lands given for
special purpo-
ses.

WHEREAS by virtue of an Act of the Parliament of the Province of Upper Canada, passed in the ninth year of the Reign of King George the Fourth, intituled, *An Act for the relief of the Religious Societies therein mentioned*, and of another Act of the Parliament of the said Province, passed in the third year of Her Majesty's Reign, Religious Congregations or Societies of the Wesleyan Methodist Church in Canada, by Trustees, as authorized by the said Acts, have in several instances acquired certain lands, which, from circumstances, have become inappropriate for the purposes for which the same were obtained, and the said Trustees are unable either to exchange or otherwise to dispose of the same for the Trust purposes, and are also prevented from raising money, either by way of loan or of rental, on the Trust Estate, notwithstanding it would in many instances, manifestly subserve the best interests of the said Trusts; And whereas it would be beneficial to the said Trusts to facilitate the management and disposal of the Trust property by the respective Trustees, subject however in all cases, to the consent of the Conference of the said Church: Be it therefore enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of the United Kingdom of Great Britain and Ireland, intituled, *An Act to re-union the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same, That it shall and may be lawful for the Trustees for the time being, of each of the Religious Congregations of the said Wesleyan Methodist Church in Canada, and the said Trustees of each respective Congregation are, as such Trustees, hereby authorized, from time to time, upon the express consent of the Conference of the said Wesleyan Methodist Church first had therefor, by Deed under their hand and seal of office, (which seal each body of Trustees is hereby empowered to have and make, and from time to time to alter) to lease, mortgage, sell and convey or exchange such of the lands and tenements held or to be held by any of the respective Trustees, in such portions and in such manner, as from time to time may be deemed by the Trustees thereof necessary and useful for the purposes connected with the particular Trust; subject nevertheless to the consent of the Conference as aforesaid: and the receipt of the Trustees for the purchase money in any such deed mentioned, shall be an absolute discharge to the purchaser, who shall be in no way bound to see to the application of the same, or of any part thereof. Provided always, that the moneys arising from the sale or by mortgage of any such lands which shall have been acquired by the Trustees by Deed of sale or mortgage shall be applied by the Trustees to the purchase of other lands to be held by them for like purposes and Trusts, or to the improvement of the same or other lands held by them upon like Trusts; And provided also, that no lands acquired by the Trustees by free gift for special purposes shall be sold by the Trustees without the consent of the Grantor or of those who legally represent the Grantor.